



**Grand Jury Transcript  
September 23, 2020  
Recording #2<sup>1</sup>**

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**<sup>1</sup> THIS IS NOT AN OFFICIAL TRANSCRIPT; IT WAS PREPARED FROM AUDIO RECORDINGS OF THE GRAND JURY PROCEEDINGS BY COUNSEL FOR THE NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC (“LDF”).**

Barbara Whaley: We're back on record. This is Barbara Maines Whaley, Assistant Attorney General, and it is 10:04 a.m. We have re-called Detective Herman Hall, and he testified previously yesterday, and he is still under oath. And Detective Hall, you have been given a list of questions the Grand Jury asked yesterday.

Detective Hall: Yes, ma'am.

Barbara Whaley: Will you go ahead and address those questions?

Detective Hall: Yes, ma'am. The first question is, "Were drugs, money, or paraphernalia recovered from Apartment 4?" And the answer to that is no. They did not go forward with executing the initial search warrant that they had for Breonna Taylor's apartment. The second question is, "Diagrams, drawings from interviews specifically related to the stack." No, we – I haven't seen any type of drawings, diagrams, or anything of that nature related to the door stack.

Female Speaker: Sorry, that was actually in relation to the interviews. In a lot of the interviews, they would say, "Oh, here let me just draw it for you. It'll be easier to understand." Did you all get any of those drawings?

Detective Hall: I haven't seen them.

Male Speaker: There was one.

{Crosstalk}

Female Speaker: So, just that one? Okay.

Detective Hall: And the third question is why body cams weren't activated. I can't answer that. You know, I don't know why body cams weren't used for that.

Female Speaker: Didn't the city say they didn't use body cams for this kind of operation?

Detective Hall: I'm sorry?

Female Speaker: Didn't the city say they don't use body cams for this type of operation?

Detective Hall: I don't know. I mean, if the city said that, I don't know it. I believe they've changed their policy since this incident.

Female Speaker: Yes, but I mean when this happened, were they doing it?

Detective Hall: I'm not sure. I'm not sure what the city said, you know, as far as body cams go. I do know that there are no body cams of that entry. The fourth question is, "What was the formal plan assignments for serving the warrant?" I'm not sure I can, as...

Page 3

Female Speaker: As indicated.

Detective Hall: ...Oh, "as indicated by Cosgrove in the 9/18 interview."

Barbara Whaley: Was there a formal plan between the seven officers as they made approach to serving the warrant?

Detective Hall: I'm not aware of one.

Female Speaker: He mentioned in that interview there was a formal plan and that he had an assignment, a specific assignment, for where to be positioned and located, but based on that interview, nobody has seen an actual formal plan to corroborate that statement.

Detective Hall: No, ma'am. I haven't seen it. The only plan that I have seen you guys have probably seen – the erase board when they did the briefing for the search warrants.

{Crosstalk}

Detective Hall: Oh, I'm sorry.

Female Speaker: It's the white board, but it doesn't have – it just says knock and announce on it.

Detective Hall: Sure.

Female Speaker: Miss Zakaria, can we get a photograph of the white board?

Barbara Whaley: Would you like to see a photograph of the white board at the main briefing?

Male Speaker: Yes.

{Background shuffling and murmurs}

Male Speaker: I have a question...

{Crosstalk}

Male Speaker: I have the original.

Male Speaker: Sure.

{Background shuffling and murmurs}

Female Speaker: Okay.

Male Speaker: Is it okay for me to have this pen? I'll just go ahead and put it on.

Page 4

Barbara Whaley: So, Detective Hall, if you would look at that – this is Exhibit 97 that we have pulled up here, and if you would – is this the Springfield Drive, Apartment 4 noted here on the white board?

Detective Hall: Yes, ma'am, it is. They've got the address wrong. They've got 3007, but it's actually 3003.

Barbara Whaley: And it says by all that, "Knock and announce."

Detective Hall: Yes, ma'am.

Barbara Whaley: And then what do we see below the address?

Detective Hall: We see a list of officers that are assigned to that post action.

Female Speaker 2: Which would be?

Detective Hall: Sergeant Mattingly, Detective Campbell, Detective Nobles – I don't know, I can't – Detective Thorne? Detective Jaynes, King, Cosgrove, and they got Hankison and Franklin, those are the K-9 officers, and on this particular day, Hankison was the K-9 officer that went in.

Barbara Whaley: Okay, and next to Campbell, can you see what it says here?

Detective Hall: Yes, ma'am. He was positioned in the parking lot with eyes on the apartment prior to the others arriving to execute the search warrant.

Barbara Whaley: And that was from the earlier briefing?

Detective Hall: Yes, ma'am.

Barbara Whaley: Questions?

Male Speaker: But it does definitely say to knock and announce.

{Background murmurs}

Barbara Whaley: Okay.

Detective Hall: Is that it?

Barbara Whaley: That's all. Thank you.

Detective Hall: Thank you all.

Barbara Whaley: Now we will go off record.



Page 5

[Recording ends at 0:09:37]