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IN THE CIRCUIT COURT  
OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PINELLAS COUNTY, FLORIDA

CRIMINAL DIVISION

CASE NO.: 18-10885-CF

SPECIAL PROSECUTION

STATE OF FLORIDA,                    )  
  )  
                          Plaintiff,        )  
      vs.                                )  
  )  
CHARISSE STINSON,                    )  
  )  
                          Defendant.     )  
-----/

DEPOSITION  
OF  
OFFICER JOHN D. HERRERA

TAKEN BY:        The Defendant  
DATE:            Wednesday, February 5, 2020  
TIME:            3:23 p.m. - 3:29 p.m.  
PLACE:           County Justice Center  
                  14250 49th Street North  
                  Clearwater, Florida 33762

Reported By:    Gina M. Manning  
                  Court Reporter, Notary Public  
                  State of Florida at Large

MORGAN J. MOREY & ASSOCIATES (727) 894-7407

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A P P E A R A N C E S

APPEARING ON BEHALF OF THE PLAINTIFF:

PAUL BOLAN, ESQUIRE  
County Justice Center  
Office of the Public Defender  
14250 49th Street North  
Clearwater, Florida 33762  
Phone: 727-464-6516

APPEARING ON BEHALF OF THE DEFENDANT:

ALLISON MILLER, ESQUIRE  
LORI MAHIN, ESQUIRE  
County Justice Center  
Office of the State Attorney  
14250 49th Street North  
Clearwater, Florida 33762  
Phone: 727-464-6221

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I N D E X

WITNESS

OFFICER JOHN D. HERRERA

<u>DIRECT EXAMINATION</u>	<u>PAGES</u>
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By Ms. Miller	4-10
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<u>CROSS EXAMINATION</u>	<u>PAGES</u>
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No cross examination.

EXHIBITS

No exhibits.

## P R O C E E D I N G S

1  
2 Thereupon,

3 OFFICER JOHN D. HERRERA

4 was called as a witness by the DEFENDANT and having first  
5 been duly sworn by the court reporter was examined and  
6 testified on his oath as follows:

7 DIRECT EXAMINATION

8 BY MS. MILLER:

9 Q. If you could please tell us your first and last  
10 name and spell your last name.

11 A. My name is John Herrera, the spelling is  
12 H-E-R-R-E-R-A.

13 Q. Where are you employed, sir?

14 A. St. Petersburg Police Department.

15 Q. In what capacity?

16 A. Police officer.

17 Q. Any particular unit?

18 A. Just patrol.

19 Q. You're not with the Special Victims Unit?

20 A. Not anymore, no.

21 Q. Were you in September of 2018?

22 A. Yes.

23 Q. Is there a reason for the transfer out of the unit?

24 A. Just personal choice.

25 Q. We're here today on the State of Florida versus

1 Charisse Stinson. Are you familiar with this case?

2 A. I am.

3 Q. Did you write a supplemental police report  
4 reference your involvement?

5 A. I did not.

6 Q. Are you referencing somebody else's report on your  
7 computer?

8 A. Yes.

9 Q. Is that Sergeant Nagle's?

10 A. Yes.

11 Q. As far as what she documents that you did, is it  
12 accurate from your memory?

13 A. Yes.

14 Q. Anything you want to change or would add to her  
15 report?

16 A. Nope.

17 Q. When did you become involved?

18 A. September 2nd, 2018.

19 Q. And what did you do on that Sunday?

20 A. We conducted a neighborhood canvas of the apartment  
21 complex in which Charisse Stinson resides.

22 Q. Is that the Enclave?

23 A. Yes.

24 Q. Did you actually speak to the tenants of the units,  
25 or were you just like searching the complex for things?

1 A. We spoke to tenants.

2 Q. Did you document who you spoke to?

3 A. On the neighborhood canvas forms that the FDLE  
4 provided us.

5 Q. I understand they were pretty cumbersome forms.

6 A. Yes.

7 Q. Sergeant Nagle mentioned that.

8 And so everyone that you spoke with is documented  
9 on the forms that FDLE provided?

10 A. Yes.

11 Q. Did anyone provide you any information?

12 A. Nope.

13 Q. What else did you do on September 2nd?

14 A. We searched all of the businesses along East Bay  
15 from Enclave to about Keene ending with like Winn-Dixie,  
16 that area, that plaza over there.

17 Q. Did you find anything?

18 A. No.

19 Q. Were you looking to see if any of those businesses  
20 had security cameras, by any chance?

21 A. Security cameras and we were looking in the  
22 dumpsters to see if we could find any clothing of the child  
23 or the child or anything regarding the case.

24 Q. Did you see any businesses with security cameras?

25 A. I don't recall.

1 Q. But nothing you collected?

2 A. No.

3 Q. Did you go in any of the businesses?

4 A. Not inside, no.

5 Q. What else did you do on the 2nd?

6 A. We searched another apartment complex west.

7 It looks like the Magnolia Square Condominiums.

8 Q. And are you speaking to tenants there or just  
9 searching the grounds?

10 A. We were merely searching there.

11 Q. Find anything?

12 A. Nope.

13 Q. What else did you do?

14 A. Later on we went to the main dump area, and we  
15 searched through a lot of trash.

16 Q. Do you have any recollection of where the trash  
17 came from?

18 A. That particular day, no.

19 Q. When you say it like that, do you remember where  
20 the trash on the 4th came from?

21 A. It was like a nursing home or something.

22 Q. That seems to be more memorable to some officers.

23 A. Yeah. Yeah, it was bad.

24 Q. That's the gist I've gotten.

25

1           Did you find anything of evidentiary value in the  
2 trash on the 2nd?

3           A.    No.

4           Q.    Anything else on the 2nd?

5           A.    I don't remember. I don't think so, no. I think  
6 that's about it.

7           Q.    Did you do anything on the 3rd?

8           A.    Not the 3rd.

9           Q.    The 4th?

10          A.    The 4th, yes.

11          Q.    What happened on the 4th?

12          A.    That was when we got called back out to the dump.  
13 And I believe that was one that was -- That was  
14 a bad one. But we sifted through a lot of trash that  
15 day as well.

16          Q.    Did you find anything?

17          A.    No.

18          Q.    And when you say "we", I'm assuming it's yourself  
19 and your fellow officers?

20          A.    Yes.

21          Q.    And there are other agencies, it's my  
22 understanding, involved, too?

23          A.    Yeah. Largo and -- I believe it was just Largo  
24 that day.

25          Q.    What did you do after the dump?



1           A.    We went to Imperial Palms apartment complex and we  
2 searched their -- did a neighborhood canvas there and  
3 searched that general area.

4           Q.    There you actually spoke with the tenants at the  
5 Imperial Palms?

6           A.    Yes.

7           Q.    Did you make notes, similar on Sunday, of everyone  
8 that you spoke with?

9           A.    Yes.

10          Q.    On the FDLE forms?

11          A.    I don't think we were given the FDLE forms that  
12 day. We were just -- I don't recall what we did for  
13 that one.

14          Q.    But to your knowledge, somebody was documenting --

15          A.    Yes.

16          Q.    -- who spoke to?

17          A.    No.

18          Q.    Anyone have any information?

19          A.    No.

20          Q.    Did you find anything at the search at the  
21 Imperial Palms?

22          A.    No.

23          Q.    Then what did you do?

24          A.    That was it?

25          Q.    Anything else on the 4th?

1 A. No.

2 Q. Did you ever go back to the Largo Police  
3 Department?

4 A. I did not, no.

5 Q. From the Imperial Palms, they said, "We found  
6 Jordan. You're good to go"?

7 A. Yup.

8 Q. Have you ever met Charisse Stinson?

9 A. I have not.

10 Q. How about the father of the child, Jordan  
11 Belliveau, Senior?

12 A. No.

13 Q. Any other involvement in this investigation?

14 A. No.

15 MS. MILLER: I have nothing further.

16 MS. MAHIN: No questions.

17 MR. BOLAN: No questions.

18 (The deposition concluded at 3:29 p.m.)

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CERTIFICATE OF OATH

STATE OF FLORIDA )  
COUNTY OF PINELLAS )

I, Gina M. Manning, certify that  
OFFICER JOHN D. HERRERA personally appeared before  
me on Wednesday, February 5, 2020 and was duly sworn.

Signed this 22nd day of March 2020.

*Gina M. Manning*  
\_\_\_\_\_  
GINA M. MANNING  
Shorthand Reporter  
Notary Public - State of Florida  
My Commission Number: #GG250426  
Expires: September 5, 2022

CERTIFICATE

STATE OF FLORIDA    )  
COUNTY OF PINELLAS )

I, GINA M. MANNING, Shorthand Reporter  
and Notary Public, certify that I was authorized to and  
did stenographically report the deposition of  
OFFICER JOHN D. HERRERA, pages 1 through 13, that  
signatures and formalities were not waived; and that the  
transcript is a true and complete record of my  
stenographic notes.

I further certify that I am not a relative,  
employee, attorney, or counsel of any of the parties,  
nor am I a relative or employee of any of the parties'  
attorney or counsel connected with the action, nor am  
I financially interested in the action.

Dated this 27th day of March 2020.

*Gina M. Manning*  
\_\_\_\_\_  
GINA M. MANNING  
Shorthand Reporter  
Notary Public - State of Florida  
My Commission Number: #GG250426  
Expires: September 5, 2022

