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Page 1
 1
        IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
                             21-01099-CF
                              SECTION M
 2
 3
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 5
     STATE OF FLORIDA,
 6
            Plaintiff,
 7
     VS.
 8
     CORNELIUS TREVON WHITFIELD
     Person ID: 1566510,
 9
             Defendant.
10
11
12
13
       DEPOSITION OF:
                            KENNETH MAURICE SEAY, III
                             February 21, 2023
14
       DATE:
                             10:17 a.m. to 10:31 a.m.
15
       TIME:
16
                            County Justice Center
       PLACE:
                             14250 49th Street North
17
                             Room 1100
                             Clearwater, Florida
18
                            Notice by counsel for
       PURSUANT TO:
19
                             Defendant for purposes of
                             discovery, use at trial
2.0
                             or such other purposes
                             as are permitted under
                             the Florida Rules
21
                             of Civil Procedure
22
                            Nathan F. Perkins, RDR
       BEFORE:
23
                            Notary Public, State of
                             Florida at Large
24
25
                             Pages 1 to 19
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1	APPEARANCES:			
2	THEODORA TAKTIKOS-DANZIG, ESQUIRE			
	THOMAS KOSKINAS, ESQUIRE			
3	County Justice Center			
	14250 49th Street North			
4	Clearwater, Florida 33762			
	Attorneys for Plaintiff			
5				
	JESSICA MANUELE, ESQUIRE			
6	Public Defender, Sixth Judicial Circuit			
	County Justice Center			
7	14250 49th Street North			
	Clearwater, Florida 33762			
8	Attorney for Defendant			
9				
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	Page 3
1	KENNETH MAURICE SEAY, III,
2	the witness herein, being first duly sworn on oath, was
3	examined and deposed as follows:
4	DIRECT EXAMINATION
5	BY MS. MANUELE:
6	Q. Could you please state your name and
7	occupation for the record.
8	A. Officer Kenneth M. Seay, III, with the St.
9	Petersburg Police Department.
10	Q. How long have you been with St. Pete PD?
11	A. Since 2019.
12	Q. Any prior law enforcement experience?
13	A. No.
14	Q. I feel like, is there another with the II or
15	Junior with St. Pete PD?
16	A. No. Just me.
17	Q. It seems like I have seen your name way longer
18	than four.
19	A. (Nods negatively).

23 Whitfield regarding a homicide and attempted homicide

witness in the State of Florida versus Cornelius

Manuele. We here because you've been listed as a

that occurred back on February 1st or February 2nd of

2021. Are you familiar generally with the

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Q.

Three years. Well, my name is Jessica

have been that you can think of your past one?

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Α.

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It could have been either 143 Alpha or 151

Page 5

- 1 | Alpha. Those are the only two I can think of.
- Q. And that night when you arrived at the -- am I correct that you responded to a call at the Emerald
- 4 | Pointe Apartments?
 - A. Yes.

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- Q. Were you riding by yourself, or did you have anybody else with you that night?
 - A. I would have been by myself.
 - Q. Okay. Does your cruiser or did your cruiser back then have Coban?
- 11 A. Not Coban, no, I don't think so.
- Q. Okay. Sorry. But did you have an in-car camera or just your body camera?
- A. Oh. I have a body camera. I don't recall if
 I had an in-car camera at that point in time. If I did
 it would have through Axon.
- 17 Q. Okay.
- 18 A. Coban was what we used before Axon, I guess.
- 19 But that was before my time.
- Q. Do you recall when you activated your
- 21 | body-worn camera?
- 22 A. No.
- Q. Did you review any of your body-worn camera footage before coming in today?
 - A. No. It's -- you have to request access to it,

1 | so I wasn't able to.

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- Q. You guys even have to request access?
- A. For certain investigations. For things like this.
- Q. Gotcha. So how does that work? Like, at the end of your shift, do you download it? How does your body-worn camera get into the evidence.com or whatever?
- A. We just upload it. You can upload it either, from your, like, your computer in your car, or you can dock it at the station. Either way and it uploads that way.
- Q. Okay. But you yourself? Like, the individual officer does it?
- A. I think -- don't quote me on it, but I think it's got some kind of automated update as well, like an automatic upload after a certain couple hours. I'm not sure. I think the cars do. I don't know if the body cameras do.
 - Q. Gotcha.
- A. But generally what we'll do is upload it either while we are in the car or we'll plug it in at the station. Either way it will get up loaded to evidence.com.
- Q. Okay. And in looking at your report, you do have a couple specific timestamps, or at least one

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- specific timestamp referenced in your report from the body-worn camera. Does that mean that you would have either been reviewing it, like you would have reviewed it at the same time you were writing your report --
 - A. Yeah.
 - Q. -- or about the same time?
- A. Yeah.

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- Q. Gotcha. When you arrived on scene, did you ever enter the actual apartment?
- 10 A. I don't believe so. I don't recall ever entering it.
 - Q. Okay. Do you recall if Mr. Green was already loaded into the ambulance when you got out there?
 - A. I don't remember.
 - Q. Do you know when you would have activated your body-worn camera?
 - A. I don't remember specifically when I activated it. And I was just looking at my supplement. I don't remember if I put in what time I would have turned it on.
 - Yeah. It doesn't look like I documented it.

 But I would imagine it would have been as soon
 as possible when I -- when I got in, but I don't recall
 a specific time.
 - Q. Okay. Let's say, like, on a shift -- so let's

- say in this particular circumstance -- and I'm sorry, I 1 also don't know offhand -- but let's say if you had had 3 your body-worn camera on when you got to the scene and then you turn it off for some reason, and then you turn it back on when you get in the ambulance. When you download -- or upload it -- I'm sorry -- would that be 6 two separate videos, or would it show as, like, one video with, like, a break in time? 8
 - Α. No. Any time you activate it and then deactivate it, it ends it there. That's one video.
 - Got.cha. Ο.
 - That's my understanding. Α.
 - Q. Okay.

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- And then the next time you activate it, that would be a separate video.
- Okay. And so looking, just like the third paragraph down, you have a timestamp of 16:11. would have been 16 minutes and 11 seconds into whatever clip that was?
 - Α. In that video. That's right.
- Ο. Gotcha.
- Α. So whenever, the way I do the timestamps is just like that. It's not the time of day, it's this is where in the video you will see it.
 - Okay. Do you recall if it was obvious or Q.

Page 9

- apparent to you that Mr. Green's injury was a gunshot wound, or is that's -- or as far as like it being a gunshot wound, is that something that, like, the paramedics informed of you?
 - A. I would have to review my follow-up. I believe I wrote something in there --
 - Q. Okay. Yeah.
 - A. -- about it.

So I have it as he had what happened to be a gunshot wound to his right cheek, which was bleeding profusely.

- Q. So that appeared to you to be a gunshot wound?
- A. Yeah.
- Q. Okay.

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- A. That's how I take it. That's -- I mean the
 way, because I know how I write my reports. If Sunstar
 had told me X, Y, or Z, I would write it that way, or
 whoever it was, and put it there that way.
- Q. Gotcha. And as far as he was able to provide his name and date of birth?
 - A. Yeah.
 - Q. Okay.
- A. Very slowly. And then shortly after he went into shock.
 - Q. Okay.

- 1
- A. Or appeared to go into shock.

Q. Do you recall if you had asked him any other questions other than name and date of birth?

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A. No. Once he started going into shock, I couldn't get anything else out of him.

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Q. Okay. Once you guys arrived at the hospital, do you stay with Mr. Green?

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A. Yeah. We -- if I recall correctly, it should

have been Trauma Room 1, which I believe I put in my

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report. Yes. So he was immediately taken to Trauma

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Room 1 at Bayfront. So I stood by with him while

12 13 medical staff attended to him. That was when he -- when

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he was in that room is when he made that spontaneous statement documented with the body camera timestamps.

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Q. Were you the only law enforcement officer at

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A. No.

the hospital at this point?

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Q. Who else was there? Or in the room. I'm sorry. In the trauma room.

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A. Well, we were standing outside of the trauma room because medical staff was -- if I recall correctly,

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Q. Okay.

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A. So we were standing out the way. And if I recall correctly, we were by the entrance to the room.

medical staff was all over him trying to assist him.

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305-376-8800

- But Sergeant DeWitt was on scene with me. I would have to see who else.
 - I think it was just Sergeant DeWitt and I in the beginning when we go to the hospital. Yeah.
 - Q. Okay. Do you recall any lay witnesses being on scene at the apartment complex?
 - A. No, I don't. Just --
 - Q. Okay. The medical staff, when you said that they gave you Rodney's belongings, are we talking, like, clothing or just, like, what would have been in his pockets, or you don't know?
 - A. I don't remember --
 - Q. Okay.

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- A. -- exactly what was, you know, what they put on there or what they put in the bag. Just I have it documented that they put his belongings in the bag, but I don't remember specifically what it was.
- Q. Would anything have been, like, I guess, potentially try to ID him? Do you know if anybody had, like, tried to, like, look for ID or wallet, like, on scene before he was transported?
 - A. On scene? No, I don't know.
- Q. Okay. Do you stay at the hospital while
 Mr. Green is in surgery?
 - A. Do I stay there?

Page 12

- 1 Q. Uh-huh (Affirmative response).
- 2 A. Yes, I accompanied him into surgery.
 - Q. When he comes out of surgery, are you still there?
 - A. I don't recall. It looks like I left right after the completion of the surgery.
 - Q. Do you know if you had any -- like, if you actually saw him conscious or anything after surgery?
 - A. I don't -- I don't recall.
- Q. Okay. Did you have any contact with any of Mr. Green's family at the hospital?
 - A. No, not that I can recall and not that's documented in the follow-up.
 - Q. Do you know about what time you would have returned to the Emerald Pointe Apartments?
 - A. I don't remember, and I don't think it's in here. Let me see. No, I don't have a time stamp in here.
- 19 Q. Would it be like in CAD notes?
- 20 A. It should be.
- 21 Q. Okay.

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A. Yeah. Any time that you are en route,
arrived, or that you clear call, there's all timestamps
for that. It might not be in the notes, but it will
be -- there is a track of it.

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- Q. Okay. When you got back to the scene, do you know if you even, like, exited your car?
 - A. If I remember correctly, my -- because I rode in the ambulance, my car was left at Emerald Pointe.
 - Q. Oh, okay.

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- A. So when I went back there, if I remember correctly, I got my car, I was told I didn't need to be there anymore, and left.
- Q. Okay. How would you have got back? Did somebody bring you back? Do you remember?
 - A. Most likely.
 - Q. Like another officer?
 - A. Yeah. Usually somebody gives you a ride.
 - Q. I was, like, I don't think you Uber-ed.
- A. Yeah. Someone will pick you up and take you back. I'm pretty sure that's what happened, because I hopped right in the ambulance. But yeah, once I got back there I was told that they didn't need me, so I left.
- Q. As far as you know had you ever had any contact with Rodney Green before?
 - A. Not that I am aware of.
- Q. As far as you know, had you ever had any contact with his brother, Deronrick Green?
 - A. Not that I am aware of.

- 1 Q. Cornelius Whitfield?
- A. No, none of those names ring a bell.
 - Q. Okay. Cornelius Trevon Whitfield was arrested on some other homicide cases a couple weeks after this.
- A. Okay.

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- Q. Did you have any involvement in that investigation? Do you know?
 - A. I don't know what you are referring to and I don't remember.
- MS. MANUELE: Do you have the address offhand,

 Thea?
- MS. TAKTIKOS-DANZIG: No.
- 13 BY MS. MANUELE:
- Q. You probably would know if you -
 Nothing that sticks out, though?
- 16 A. No.
- 17 Q. Okay.
- 18 A. No.
- Q. Okay. Don't worry. I'll bring you back for a depo if I find your name in a report.
- A. No, that's fine. I don't remember right now.
- MS. TAKTIKOS-DANZIG: You would probably
- remember a triple homicide that occurred a week
- 24 awake after that.
- THE WITNESS: One would, but it's not ringing

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1	REPORTER'S CERTIFICATE
2	
3	STATE OF FLORIDA
4	COUNTY OF HILLSBOROUGH
5	
6	I, Nathan F. Perkins, Registered Diplomate
7	Reporter, certify that I was authorized to and did
8	stenographically report the deposition of Kenneth
9	Maurice Seay, III; that a review of the transcript was
10	requested; and that the transcript is a true and
11	complete record of my stenographic notes.
12	
13	I further certify that I am not a relative,
14	employee, attorney, or counsel of any of the parties,
15	nor am I a relative or employee of any of the parties'
16	attorney or counsel connected with the action, nor am I
17	financially interested in the action.
18	
19	Dated this 26th day of September, 2023.
20	
21	
22	
23	Pathon & Reskers

24

Nathan F. Perkins, RDR

[& - car] Page 20

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FLORIDA RULES OF CIVIL PROCEDURE Rule 1.310

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