

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

STATE OF FLORIDA,

Plaintiff,

vs.

CASE NO. 23-02935CF

TOMASZ KOSOWSKI,

Defendant.

_____/

VIRTUAL DEPOSITION OF WAYNE GROSS, PCSO

DATE: January 8, 2025

TIME: 10:01 a.m.

PLACE: Various Remote Locations
Via Zoom Video Communications

REPORTER: KIMBERLY L. RENFROE, RPR
Stenographic Reporter

Verbatim Court Reporting, Inc.
728 S. New York Avenue, Lakeland, FL 33815 863-500-3603

VIRTUAL
APPEARANCES:

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Assistant State Attorney
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For the State

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Clearwater, Florida 33756
For the Defendant

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1 DEPOSITION IN DISCOVERY

2 WAYNE GROSS, PCSO

3 Pursuant to notice duly given, the virtual
4 deposition of WAYNE GROSS, PCSO, called by the Defendant
5 in the above-styled cause, was taken by me, a Notary
6 Public in and for the State of Florida at Large, at the
7 time and place and in the virtual presence of counsel
8 enumerated on Page 2 hereof.

9 Thereupon, it was stipulated and agreed by and
10 between the attorneys for the respective parties, by and
11 with the consent of the said WAYNE GROSS, PCSO, that
12 signature to the said deposition be waived.

13 THE COURT REPORTER: Raise your right hand,
14 please.

15 Do you swear or affirm that the testimony
16 you're about to give in this cause will be the
17 truth, so help you God?

18 THE WITNESS: I do.

19 THE COURT REPORTER: Thank you.

20 WAYNE GROSS, PCSO, having been first duly sworn
21 via Zoom Video Communications, upon interrogation in
22 discovery, testified as follows:

23 DIRECT EXAMINATION

24 BY MR. WISE:

25 Q. All right. Sir, could you tell us your full

1 name for the record, please?

2 A. Yeah. Wayne Spencer Gross, G-R-O-S-S.

3 Q. Okay. Thank you.

4 And -- and my name's Jervis Wise, by the way. I
5 represent Thomas Kosowski.

6 How are you currently employed?

7 A. I'm employed with Pinellas County Sheriff's
8 office.

9 Q. And -- and what's your current position?

10 A. Currently, I'm the lieutenant over the Civil
11 Court Security Enforcement Section.

12 Q. Okay. How long have you been in that
13 position?

14 A. About four months.

15 Q. Okay.

16 How long you been with Pinellas County in total?

17 A. Pinellas County Sheriff's Office I've been
18 with 19 years.

19 Q. Okay.

20 What was your position there prior to joining
21 the -- or not joining, but taking on the current
22 position you have?

23 A. I was the lieutenant over the Forensic
24 Sciences Division.

25 Q. All right. And how long had you been in that

1 position?

2 A. I was there for about three and a half years.

3 Q. Okay.

4 Did you have any law enforcement experience prior
5 to joining Pinellas County?

6 A. Yeah. I worked for the Pinellas Schools
7 Police Department for about seven years between like
8 1997 and '05.

9 Q. Okay.

10 All right. You didn't author any reports in
11 connection with the case we're going to be talking
12 about; am I correct?

13 A. No.

14 Q. All right. What was your involvement in that
15 investigation?

16 A. So, I was pretty much middle management and my
17 role as the division commander for the Forensic Sciences
18 Division is I -- I pretty much responded to all
19 homicides and deputy- and officer-involved shootings;
20 and I worked as the liaison between the -- well, there'd
21 be the contract city, which in this case it would have
22 been Largo PD who was the contract city; and I worked as
23 a middle management supervisor for the Forensic Sciences
24 Division, pretty much managing staffing, resources, and
25 whatnot for -- for those types of incidents.

1 Q. Okay.

2 And when you say middle management, explain to me
3 like who's on the other two sides of the middle, if that
4 makes sense.

5 A. So we're -- we're inside the Support Services
6 Bureau, so there's a captain and a major that's above
7 me. In the Forensic Sciences Division, below me there's
8 a forensic science supervisor and there's assistant
9 supervisors and then there's forensic science
10 specialists.

11 Q. Okay.

12 Did you respond out at any point to the Blanchard
13 Law Office building or the building that the Blanchard
14 Law Office is in? It's at 1501 Belcher.

15 A. Yes, on the 21st of 2023.

16 Q. Okay.

17 Were you only there on the 21st or were there any
18 other dates that you were out there?

19 A. No, I was there -- I returned on the 22nd, the
20 morning of the 22nd, and -- yeah, that was -- that was
21 my extent at that location.

22 Q. Okay. So the 21st and the 22nd.

23 A. Correct.

24 Q. All right.

25 And then how about 511 Seaview Drive, the residence

1 located at that address?

2 A. Yes, I responded out there on the 23rd. Late
3 night/early morning hours.

4 Q. Okay. Just one time at that --

5 A. Yeah.

6 Q. -- residence or --

7 A. Yep, one time.

8 Q. Any other scenes that you were present at in
9 connection with this investigation?

10 A. No.

11 Q. And let me ask, a couple of general questions
12 here.

13 Would -- would you say you were -- you were
14 responsible for the quality of evidence collected at the
15 1501 Belcher address?

16 A. No, I didn't say I was responsible for the
17 quality of evidence, is that what you asked?

18 Q. Yeah, well, not -- not if you said it. I said
19 what would you say --

20 A. Oh.

21 Q. -- you're responsible, ultimately, for --

22 A. No, I'm not -- my responsibility is not to
23 collect evidence, no.

24 Q. Okay. What -- what is your responsibility at
25 each of --

1 A. The majority of my time is spent outside the
2 actual crime scene, and I'm managing staffing levels,
3 resources that are needed, and, again, just being a
4 liaison between Largo PD Investigations and -- and my
5 forensic supervisors. So my forensic supervisors,
6 assistant supervisors, and specialists are the ones who
7 are directly inside the crime scene working the scene.

8 Q. Okay.

9 How about then -- you probably just answered this,
10 but would you say you are ultimately responsible for the
11 quality of evidence collected at the 511 Seaview
12 Drive --

13 A. No.

14 Q. -- property?

15 Were you present for or did you have any role in
16 the execution of a search warrant on a red Toyota
17 Corolla on March 25th?

18 A. No, I was not present for that.

19 Q. Okay. Are you fam -- are you aware of that
20 taking place in connection with this investigation?

21 A. Yeah, I was contacted and told that -- that
22 that was occurring.

23 Q. All right. Who contacted you about it; do you
24 recall?

25 A. I believe it was Assistant Supervisor

1 Rhonda Klein.

2 Q. Okay.

3 And what would the reason have been for contacting
4 you to let you know that was taking place?

5 A. Because that's the procedure for her to notify
6 her chain -- chain of command.

7 Q. All right. Did she provide you with any other
8 information in regards to the search that was going to
9 be conducted?

10 A. No.

11 Q. All right. And after that search, the search
12 of the Corolla, did you have any follow up with her or
13 any other law enforcement personnel?

14 A. No.

15 Q. All right.

16 So, jumping back to March 23rd, when I believe you
17 were at the 511 Seaview, what time did you arrive out at
18 511 Seaview?

19 A. I want to say it was approximately around --
20 around midnight.

21 Q. Okay. And what time would you have left
22 that -- that scene?

23 A. I believe I last left around 0700 on the 24th.

24 Q. Okay.

25 While you were out there, were you introduced to

1 any Largo Police Department detectives?

2 A. Yes.

3 Q. Okay. And who would that have been?

4 A. I -- honestly, I couldn't tell you off the top
5 of my head. I have worked with a number of Largo
6 detectives; I can't recall specifically who I worked
7 with at that scene.

8 Q. Okay. Do you recall how many Largo detectives
9 you would have come in contact with?

10 A. No, I don't recall. I mean there were at
11 least two.

12 Q. Okay.

13 Did you observe any of the Largo detectives or --
14 or other staff wearing shoe covers while they were in
15 the 511 Seaview Drive garage?

16 A. I -- I don't have any recollection of that.

17 Q. Okay.

18 After the Toyota Tun -- do you recall a Toyota
19 Tundra having been in the garage of the Seaview and
20 being taken off the property while you were there?

21 A. I do remember seeing a vehicle in the garage,
22 yeah.

23 Q. Okay.

24 After that Tundra was -- was processed in the
25 garage, was evidence tape applied to the -- to the

1 doors, the hood, the truck bed, or any spot on the
2 Toyota?

3 A. I can't say because I wouldn't have had a
4 direct role with that.

5 Q. Okay.

6 How about when the Toyota is loaded onto the bed of
7 a tow truck, was that Toyota driven out of the garage
8 prior to being loaded on the truck bed or was it loaded
9 on the truck bed directly in or from the garage?

10 A. I don't recall witnessing that. I don't know
11 if I was there at the time that happened or not, so I
12 can't answer that.

13 Q. And just jumping back to one of the other
14 questions, do you recall anybody at all wearing shoe
15 covers in the garage or in the Toyota Tundra?

16 A. I -- I don't recall.

17 Q. Okay.

18 Were you present for any of the processing that was
19 done on the Toyota truck either that day at 511 Seaview
20 or at any time thereafter?

21 A. No, I don't believe so.

22 Q. Are you aware of the -- the chain of custody
23 of that -- that followed the Toyota Tundra being taken
24 from the garage?

25 A. No, it's not something that I would document.

1 That would be one of the forensic specialists or
2 super -- supervisors.

3 Q. Okay. Is that something that they would
4 typically -- when -- when that's done is that something
5 that would be given to you for approval at any point --

6 A. No.

7 Q. -- or -- okay.

8 So you did not see the --

9 A. No.

10 Q. -- the chain of custody documentation?

11 A. (Shakes head.)

12 Q. Do you know who specifically received the
13 Toyota Tundra when it got to the forensics processing
14 garage?

15 A. I don't.

16 Q. Okay. Would you be privy to documentation of
17 who would have received it?

18 A. Not without reviewing other specialists' --
19 the ACISS reports.

20 Q. You may have already answered this from your
21 prior questions but -- but I'll ask you just to be
22 specific in case I'm missing anything. The -- the --
23 bed cover on the Toyota truck, do you know if it was
24 open or closed when the truck was towed away from the
25 garage of the 511 Seaview?

1 A. No, I don't know. Again, I don't -- I don't
2 recall being present or if I was present when that --
3 when it was towed.

4 Q. Understood.

5 Were you on scene at -- at that 511 Seaview address
6 when the Tarpon Springs SWAT team made entry into the
7 house?

8 A. I don't believe I was, no.

9 Q. And how about when the search warrant would
10 have been read at 511 Seaview, would you have been
11 present at that time?

12 A. No.

13 Q. All right.

14 Were you -- then you probably already answered
15 this, but I'm going to ask it just to confirm.

16 Do you know whether the garage door to 511 Seaview
17 was open prior to the search warrant being read on
18 scene?

19 A. No, I don't know.

20 Q. Okay.

21 And then do you know if -- if any law enforcement
22 personnel, whatsoever, were inside the house prior to
23 the search warrant being read at the scene?

24 A. I don't know that either.

25 Q. What -- what other involvement did you have at

1 511 Seaview, if any, that we haven't already discussed?

2 A. No direct involvement with collecting
3 evidence.

4 Q. Okay. And then -- I'm sorry.

5 A. No. And -- and I never made entry to the
6 residence or the garage and my presence at the scene
7 would have been out by the -- by the sidewalk in front
8 of the residence.

9 Q. Okay.

10 And then how about jumping back in time to -- then
11 to the 1501 Belcher Road address where the Blanchard Law
12 Office was located. Did you ever go inside that
13 building?

14 A. I believe I went in one time and brought in
15 supplies to the specialists.

16 Q. Okay. What supplies; do you recall?

17 A. I don't recall.

18 Q. No?

19 A. No, they were there for several hours
20 processing the interior of the scene and then I -- I
21 brought in -- I -- I don't recall specifically what --
22 it -- it was probably related to fingerprinting
23 equipment.

24 Q. Okay.

25 How -- how far into the building did you go? Or --

1 or what areas of the building did you go into might be a
2 better question.

3 A. Entered where the scene deputy was standing at
4 the main entrance, which is like a little hallway,
5 breezeway, and then made a left-hand turn into an office
6 off to your left; and that's the extent of my access
7 to -- to that location.

8 Q. Okay. Okay.

9 So never went into any restrooms in the building?

10 A. No.

11 Q. Did you carry out any other specific roles
12 at -- they're not roles, but did you do anything else at
13 1501 Belcher?

14 A. No.

15 Q. Okay.

16 All right. Have you had any involvement in this
17 investigation that we haven't already covered?

18 A. No.

19 Q. Okay.

20 MR. WISE: All right. Well, Lieutenant, I
21 think those are all the questions I have for you.

22 Do you want to read or waive?

23 THE WITNESS: Waive.

24 MR. WISE: I -- I'm sorry.

25 Nathan, do you have anything?

1 MR. VONDERHEIDE: No, I don't have any
2 questions. Thank you.

3 THE WITNESS: Waive.

4 MR. WISE: Okay.

5 Well, I think that's all there is.

6
7 THEREUPON, the virtual deposition concluded at
8 10:18 a.m.

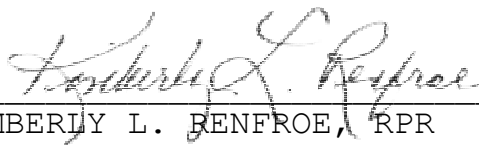
CERTIFICATE OF OATH

STATE OF FLORIDA

COUNTY OF PINELLAS

I, the undersigned authority, certify that
WAYNE GROSS, PCSO personally appeared before me via Zoom
Video Communications and was duly sworn on January 8,
2025.

Witness my hand and official seal this
31st day of January, 2025.



KIMBERLY L. RENFROE, RPR



Notary Public, State of Florida
Commission No.: HH 80650
Expiration Date: 1/31/25

1 REPORTER'S DEPOSITION CERTIFICATE

2 STATE OF FLORIDA

3 COUNTY OF PINELLAS

4 I, Kimberly L. Renfroe, Registered Professional
5 Reporter, certify that I was authorized to and did
6 stenographically report the virtual deposition of WAYNE
7 GROSS, PCSO; that a review of the transcript was not
8 requested; and that the transcript is a true and
9 complete record of my stenographic notes.

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

15 Dated this 31st day of January, 2025.

16
17 
18 KIMBERLY L. RENFROE, RPR
19 Stenographic Reporter
20
21
22

23 (Transcript ordered by Bjorn E. Brunvand, Esquire,
24 on January 8, 2025.)
25