

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

STATE OF FLORIDA,

Plaintiff,

vs.

Case No.: 2023-02935-CF

TOMASZ KOSOWSKI,

Defendant.

_____/

VIRTUAL DEPOSITION OF CHRISTY LOMONACO

DATE TAKEN: SEPTEMBER 12, 2023

TIME: 10:26 a.m. - 11:19 a.m.

Examination of the witness taken virtually before:

Tammy Kelley

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I N D E X

SEPTEMBER 12, 2023

WITNESS

Called by the Defendant:

CHRISTY LOMONACO

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1 THE COURT REPORTER: Would you raise your
2 right hand, please. Do you swear or affirm the
3 testimony you shall give in this cause shall be
4 the truth, the whole truth, and nothing but the
5 truth?

6 THE WITNESS: Yes.

7 CHRISTY LOMONACO, called as a witness by
8 the Defendant, having been virtually duly
9 sworn, testified as follows:

10 DIRECT EXAMINATION

11 BY MS. TUOMEY:

12 Q Good morning. Can you please state your full
13 legal name for the record.

14 A Sure. It's Christy Lomonaco.

15 Q And how are you employed?

16 A With the City of Largo.

17 Q And how long have you been so employed?

18 A Twenty-three years.

19 Q So no previous law enforcement experience?

20 A No.

21 Q All right. Well, we are here on State of
22 Florida versus Tomasz Kosowski, 2023CF-02935. You've
23 been listed as a witness by the State. This is my
24 opportunity to ask you some questions about what you
25 did in this investigation. Okay?

1 A Sure.

2 Q All right. So have you reviewed any reports
3 that you authored prior to deposition here today?

4 A Yes. I wrote a supplement and I reviewed
5 that.

6 Q All right. And it's just one supplement if I
7 recall?

8 A Correct. I have it with me as well.

9 Q Fantastic. Did you find any mistakes or
10 omissions upon your review of your supplement?

11 A No, ma'am.

12 Q All right. So tell me how you got involved
13 in this case.

14 A I was assigned to the investigations division
15 as the lieutenant. And I received a phone call --
16 sorry, I keep getting messages. I received a phone
17 call from one of my detectives about a missing person
18 case.

19 Q All right. And is that the phone call you
20 received from Detective Hunt?

21 A Correct, yes.

22 Q All right. And it appears that you received
23 a phone call from Detective Hunt at one point in time
24 and then it was some time later that Detective Hunt
25 called you again indicating to you that there was -- he

1 needed some more assistance.

2 A Correct.

3 Q All right. And when you spoke with Detective
4 Hunt and he indicated he needed more assistance, what
5 was the conversation?

6 A Basically originally they thought it was a
7 missing person and, like, anything, you know, you
8 always kind of think maybe they just decided they want
9 to leave their job, leave their spouse.

10 So the initial call was just letting me know,
11 hey, we're out here, we're working this missing person
12 helping patrol. I said, okay, if you get anything
13 further let me know, call me back.

14 I know he had -- at that point he hadn't
15 watched any surveillance yet or anything like that.
16 They had just kind of got out there, got with patrol,
17 were getting the basics.

18 So I would say about an hour maybe later,
19 hour-and-a-half, he called back and said things are
20 looking a little more suspicious than we originally
21 thought and I would like some more detectives out here.
22 So I had some in the office and I dispatched them out
23 there and I also responded out there.

24 Q All right. And that second call that you got
25 from Detective Hunt, that was at approximately 3:56 in

1 the afternoon?

2 A Correct.

3 Q On March 21st?

4 A Yes.

5 Q All right. And what time did you arrive at
6 the South Belcher Road location?

7 A About a little after 4:00, about 4:15-ish.

8 Q And when you arrived on scene, how many other
9 law enforcement officers or otherwise personnel were
10 present?

11 A I couldn't give you an exact number. Because
12 I was floating around all over. There was a lot of
13 workers there, coworkers. I know we had some of our
14 people, our detectives from our unit, some patrol units
15 were there. So I -- people were in different
16 locations. So I couldn't give you an exact number on
17 it.

18 Q All right. When you arrived, was the
19 forensic team or the forensic techs already out at that
20 location or did that occur at a later time?

21 A I don't recall when they got there. They may
22 have been. I'm not sure when they got there.

23 Q All right. So when you arrived there, what
24 did you do?

25 A I just kind of checked in with my detectives,

1 got updates on what was going on, and just asked some
2 basic questions. They kind of were showing me around,
3 the layout of things.

4 They were still, like, just kind of getting
5 the information, just getting briefed. So there
6 wasn't -- you know, our detectives had just arrived
7 there as well. So they started kind of divying up
8 tasks and things like that.

9 But I just got, like, a brief overall as to
10 what was going on and some of the information that
11 occurred.

12 Q All right. So you said you checked in with
13 the detectives. So were they all centrally located at
14 that location or were -- or was it one --

15 A Yeah. So we were all at the incident
16 location. However, it's kind of a big location. It's
17 divided into several different businesses. So when we
18 first arrived we were together, we kind of met up in,
19 like, a little meeting room.

20 But then everybody kind of went off in their
21 own direction to do different interviews with different
22 businesses, kind of look around the property, out --
23 some were outside, some were inside. So they were kind
24 of all over that incident location.

25 Q All right. You said the meeting room, so did

1 you meet inside one of the building?

2 A Yes. One of the offices -- if you were
3 looking at the main lobby to the right, there's -- I
4 don't know what business that was. But we kind of went
5 in the side door and they let us use one of their
6 little meeting rooms to kind of just, you know, talk
7 privately so others couldn't hear.

8 And that's kind of where Detective Hunt kind
9 of gave us an update as to what was going on.

10 Q You said that you walked around the property.
11 Was that inside and outside the property to kind of get
12 a layout or feel of the location?

13 A I -- my detectives did, yes. Everybody was
14 assigned to kind of different things, so. I walked
15 around inside to kind of get a layout as to what the
16 business was, how it was all connected. I saw the
17 parking lot.

18 Q Okay. So when you had that, that inside
19 meeting with the other detectives inside the building,
20 what, what was discussed?

21 A I don't have the specifics. But just that we
22 had a missing person, who the missing person was, that
23 this is where they're employed, what the coworkers kind
24 of relatively early figured out he had kind of gone
25 missing because he missed an appointment, his vehicle

1 was still on scene, his I believe car keys and cell
2 phone. The basics of what we were dealing with.

3 There may -- I think at that point -- I'm not
4 sure if at that point they told us there might have
5 been a little bit of blood in the bathroom, this is
6 uncharacteristic of the victim. Kind of just the
7 basics of updating us.

8 Q All right. And did you enter in the men's
9 bathroom? It looks like it appears to have been a
10 common area bathroom amongst those, those offices. Did
11 you enter the bathroom?

12 A I -- they opened the door -- after forensic
13 had done their thing late in the night, after they
14 processed and they kind of -- I did the walk-through
15 with Detective Bolton and Detective Hunt and PCSO.
16 They kind of opened the door and I just stood in the
17 hallway and kind of looked in while they kind of went
18 through showing some of the things they had located.

19 So I didn't step in. I just kind of looked
20 from the little hallway.

21 Q Did you --

22 A I went into the female bathroom but not the
23 men's bathroom.

24 Q You went in the female's bathroom. Where is
25 that -- the female bathroom, a female's bathroom?

1 A Right next, right next to the men's bathroom.

2 Q All right. And were you there when Crime
3 Scene tape was placed?

4 A I'm not sure when they initiated the Crime
5 Scene tape. That may have been before I got out there.
6 I would have to check their logs.

7 Q And did you --

8 A I came in through a side door, so I don't
9 know when they did. That was a patrol function. I
10 think they first started it. I don't know what -- when
11 they started that.

12 Q A patrol function you said?

13 A Correct.

14 Q What do you mean by that? One of the
15 deputies --

16 A Well, there are patrol officers handling the
17 crime scene and logging who was coming in and out. So
18 I didn't deal with the patrol officers.

19 Q Do you know what areas were deemed to be a
20 crime scene at that location?

21 A I believe they were looking at processing the
22 foyer area, the entrance, the men's bathroom. I
23 believe that's what PCSO focussed on processing as well
24 as, like, a back closet, like an electrical closet
25 area.

1 Q You said the foyer, the electric closet. And
2 I think you said something else.

3 A The men's bathroom. I didn't have anything
4 to do with the crime scene setting it up or their
5 locating. My main function was really just to make
6 sure my personnel was okay, what they needed. You
7 know, the detectives handled all of that and then I had
8 a sergeant as well.

9 So I kind of just was looking at the overall,
10 making sure they had resources that they needed, that
11 kind of stuff. I didn't really do any of the
12 investigation or set up crime scenes or anything like
13 that.

14 Q Do you know at what point in time that day it
15 was determined that whatever area would have been was a
16 crime scene?

17 A What -- early on we kind of deemed that that
18 seemed like a good starting location because of, you
19 know, finding a little bit of blood in there and some
20 of the detectives had said that they smelled an odor of
21 bleach like it had just been cleaned.

22 So I don't know that it was established as a
23 crime scene early on, but it was definitely a point of
24 interest. At what point they deemed it to be a crime
25 scene, you would have to ask the detectives that. They

1 found a little bit of blood like I said.

2 Definitely after PCSO processed it, we
3 definitely determined that something significant
4 happened in that bathroom and then that was most likely
5 the starting point of our crime.

6 Q When you say a little bit of blood, was that
7 something that was described to you by other detectives
8 or officers or something that you are describing
9 because of first-hand knowledge?

10 A I do not have first-hand knowledge. That was
11 just when I got updates from the detectives.

12 Q When you said a little bit of blood, did they
13 tell you a little bit of blood where this little bit of
14 blood was?

15 A I'm sure they did, but I don't remember off
16 the top of my head. I know they said little droplets
17 of blood. But there's a lot of information and I was
18 checking in with a lot of different detectives. So I
19 don't know off the top of my head the first place they
20 told me they found droplets of blood.

21 Q Fair enough. All right. Well, let me bring
22 you back. It looks like you were involved -- got
23 involved on March 21st. And then did you do anything
24 on March 22nd?

25 A So March 22nd would have been that Wednesday.

1 So I was not really with the detectives. They were
2 doing surveillance and kind of doing their
3 investigation. I was handling more just updating our
4 command staff and dealing with the PIO and things like
5 that.

6 So I wasn't on the crime scene or doing --
7 participating in any of the stuff the detectives were
8 doing that day.

9 Q Okay. So how long would you say you were out
10 at the South Belcher Road location?

11 A I arrived there about 4:16 and I believe we
12 kind of left that area about 4:30 a.m.

13 Q On the 22nd?

14 A On the 22nd, yes. So I went there at about
15 4:16 p.m. on the 21st when we were first dispatched and
16 stayed until about 4:30 a.m. the following day, which
17 would have been Wednesday.

18 Q All right. And then it looks like you picked
19 back up on March 23rd of 2023 where you went to
20 Dr. Kosowski's residence or a residence located at 511
21 Seaview Drive in Tarpon Springs.

22 A Correct, yes.

23 Q Were you aware of Detective Bolton and
24 Detective Hunt's knock and talk on the morning of March
25 23rd at 511 Seaview?

1 A I don't remember off the top of my head. I'm
2 sure they would have updated me. They had a lot of
3 updates coming in through different detectives and
4 sergeant. I don't remember that one off the top of my
5 head anything specific about it.

6 Q And when you say -- you've been using the
7 word updates. So how do you guys update one another?
8 Is it through your CADs? How -- is it just by phone?
9 Is it by personal cell phone, by radio? How is that
10 done?

11 A So typically for me -- like I said, we have
12 the detectives who are doing the actual investigative
13 work and then their sergeant.

14 And then if it's something significant or
15 they just feel I need to know so I can update our chain
16 of command, usually a sergeant or maybe one of the
17 detectives, it just depends on where they are, will
18 just call me and be like, hey, this is what we're
19 doing, this is where we're at, you know. Especially if
20 they're out of the county, out of the state. Just kind
21 of accountability and that's about it really.

22 There's nothing -- there's no formal way to
23 do that. It's just kind of keeping people updated as
24 to where they are and what's going on and where my
25 detectives are located.

1 Q So when you say you're getting updates and
2 you're sending updates and receiving updates, these are
3 actually phone calls, or --

4 A Correct.

5 Q Or are there --

6 A Sometimes -- it's sometimes it can be a text
7 if it's very minor. Typically a phone call. It just
8 depends on the situation.

9 Q Okay. On your law-enforcement-issued cell
10 phone I'm assuming or something else?

11 A I probably -- probably a mix of both because
12 of the hours and things that was going on. I'm sure I
13 probably used both of my phones at some point.

14 Q And those records, whether they're on your
15 personal cell phone or on an agency-issued cell phone,
16 are kept?

17 A Kept where? Meaning?

18 Q They're not deleted. You wouldn't delete any
19 of those, those messages.

20 A If it was my personal, maybe. Just because I
21 save memory and sometimes delete, sometimes I don't.
22 Again, most of it's going to be phone calls because
23 it's just easier.

24 There's nothing that I would have that's not
25 going to be documented somewhere whether there's

1 supplements. There's nothing -- it really is just
2 updating me like, hey, we're at his house or, hey,
3 we're in Tarpon.

4 It's just accountability as to where my staff
5 is and where they're heading to so I can update our
6 chief and deputy chief. It's not anything about the
7 specifics of the investigation.

8 Q Sure. But so I just want to make sure that
9 I'm correct in that you delete those and you use, along
10 with the other detectives or what have you in your
11 agency, use your personal cell phone and the
12 agency-issued cell phone to conduct law enforcement
13 business whether it be after hours or during, during
14 your shift. Is that correct?

15 A Yeah. For something like this I probably
16 did. Like, I know if I was with my family and I may
17 not have had my work phone I may have called them on my
18 personal cell. It's a possibility for sure.

19 Q All right. And I think -- I'm gonna ask you
20 this, but I think you've already answered my question
21 with regards to Detective Bolton and Detective Hunt's
22 knock and talk. You didn't -- did you order them to go
23 to do this, conduct that knock and talk at 511 Seaview?

24 A No.

25 Q Okay. So then you would not know -- or do

1 you know what -- who was involved in the knock and talk
2 in that, in that area?

3 A That I do not. I was not there for that and
4 I did not order it.

5 Q Did you instruct any of the detectives to
6 photograph the 511 Seaview residence?

7 A During the warrant or -- we had PCSO come out
8 and process during the warrant.

9 Q Either on March 23rd or anytime thereafter.
10 Did you instruct any, any of the Largo Police
11 Department personnel to take photographs of that
12 residence?

13 A I don't believe I did.

14 Q Do you have knowledge of any of the
15 detectives taking photographs of the 511 Seaview
16 residence?

17 A I don't have, I don't have any knowledge who
18 or what would have done it. It wouldn't surprise --
19 especially if they're looking to do a warrant taking
20 photographs of the exterior so they can get their
21 descriptions for the warrant. But you would have to
22 ask them about that.

23 Q Okay. So it wouldn't -- if they're getting a
24 warrant, it wouldn't shock you because why?

25 A I worked undercover narcotics and sometimes

1 we would take pictures of the place we worked,
2 surveillance photos and things like that. We can write
3 the description of the location in the warrant so it
4 was accurate.

5 So if they did something like that, I don't
6 know, it wouldn't surprise me. I didn't order them to
7 do it. But that's a normal part of an investigation.

8 Q And you're not aware of that being done?

9 A I'm not aware. Like I said, they were doing
10 their investigation. I'm a couple ranks higher. So
11 I'm not always right there with them doing that. And
12 there's a sergeant between our rank, so.

13 Q All right. Did you instruct --

14 A Yeah.

15 Q -- any of the detectives to search the
16 premises?

17 A During the warrant I instructed Detective
18 Moore and Detective Sinni to be an advisor with --
19 Tarpon Springs had to serve the warrant and do the
20 searching.

21 So with -- I think her name is Spadaro,
22 Assistant State Attorney Spadaro, was there. She
23 advised we could not search, we could not do any of
24 this.

25 So I requested if I could have two of my

1 people at least go in and advise since they know kind
2 of the crux of the case. So she allowed that. So I
3 requested that Moore and Sinni go in with Tarpon Police
4 so they could advise on the warrant and things that we
5 were looking for and kind of help PCSO decipher things
6 to take photos of or what evidence to collect, that
7 kind of thing.

8 Q All right. And at that point, so you, you
9 directed or had Moore and Sinni be advisors to TPD. Is
10 that right?

11 A Correct. Yes.

12 Q And so what information did you advise Moore
13 and Sinni to be looking for?

14 A They -- I didn't have to advise them on what
15 to look for. They knew. That's why I sent those two
16 particular detectives in.

17 Q Okay.

18 A They had been along on the investigation.
19 They had a better -- they knew what we were looking
20 for, what was part of the case. They were briefed on
21 the case. I didn't have to tell them.

22 Q All right. So what were they looking for?

23 A Any signs to help support this case. So a
24 body, the victim's body, blood. We were looking for
25 different vehicle tags, possibly a New Jersey tag.

1 Obviously the Toyota Tundra that was showing up in
2 surveillance footage. Anything that would look like --
3 the cart, anything that would look like it would have
4 been used. Clothing from the surveillance footage.
5 All those kinds of things.

6 And they were -- they had been briefed on
7 that the whole time. So they already knew what they
8 were -- they should be looking for.

9 Q All right. And what did Detective Hunt and
10 Detective Bolton report to you regarding the knock and
11 talk?

12 A He didn't report to me about the knock and
13 talk. He -- you would have to ask him or possibly
14 his -- the sergeant that he may have spoken to.

15 Q According to your report, you arrived at 511
16 Seaview on 3:30 on March 23rd.

17 A Correct.

18 Q What did you do for the eight hours until the
19 house was searched at 11:00 that evening?

20 A Just stood outside. I kind of handled
21 logistics. We were -- there was a part of us that
22 might be having to go to Miami.

23 So I was dealing with that. We were trying
24 to get, like, a command bus out there so they could sit
25 down and have food.

1 So kind of just the logistics. We just kind
2 of were talking about the logistics of being out there,
3 if we're getting the warrant, if we weren't getting the
4 warrant. We just stood outside really.

5 Q And did you suspect that Dr. Kosowski was
6 actually inside the residence, was home?

7 A We did not suspect him to be inside.

8 Q Okay. What do you base that on?

9 A Just different things they were looking at as
10 far as the other vehicle that may have been involved
11 and the location. The fact that we were out there for
12 so long. Every neighbor had come out to greet us.
13 Nobody was exiting from there.

14 The detectives were out there prior to me
15 ever getting out there. So, you know, they had said we
16 don't suspect him to be in there. So, you know, they
17 had been watching it for a while, didn't see any
18 movement or anything like that. So we didn't suspect
19 him to be in there.

20 Q So when you say the detectives had been
21 watching the residence for a while, how long had they
22 been watching the residence to determine --

23 A I don't -- I can't answer that. I would have
24 to ask them or, you know, their supplements.

25 Q Okay. Who ordered the Tarpon Springs Police

1 Department SWAT team to break into the house?

2 A So that was coordinated through Major Gore.

3 Q Gore?

4 A In their -- yes, Major Gore handled the
5 coordinating with Tarpon SWAT.

6 Q And did you order several detectives to go
7 inside the 511 Seaview other than what we've already
8 discussed?

9 A No, I didn't order anybody. I just asked
10 Sinni and Moore to be the advisors after checking with
11 the ASA Spadaro if it was okay for those two to go in.
12 She advised it was.

13 Everybody else kind of stood outside. I had
14 people on surveillance positions. I advised -- before
15 we got the warrant I notified my chief and Major Gore
16 about it. And that's when Major Gore contacted Tarpon
17 Springs Police Department to coordinate the SWAT team
18 and handle all of that.

19 I was just out there making sure my personnel
20 had what they needed resource-wise and logistics.

21 Q All right. Did you -- I'm sorry?

22 A No, go ahead.

23 Q Did you go into the 511 Seaview residence
24 yourself?

25 A I did.

1 Q Okay. What areas of the residence did you go
2 into?

3 A So they hit the house about -- they entered
4 at about 11:00 at night. About 2:00 a.m. -- I stayed
5 outside. And about 2:00 a.m., a little after 2:00
6 a.m., the ASA asked me to come inside the residence.
7 So I went inside and I went in through the garage.
8 There was a lot of stuff in the garage they wanted to
9 point out to me. So I saw that.

10 Went upstairs. I don't know how you count
11 the levels. The garage area I guess would be the first
12 level of the house and then I went up to the next
13 level, which I believe was the living quarters. Like,
14 the kitchen and the bedrooms. And just walked around
15 as they showed me the different things they wanted to
16 show me.

17 Q Okay. So, and what were you shown?

18 A There was large amount of weapons, firearms,
19 ammunition. That was the main part of what they wanted
20 to show me, a significant amount of firearms and
21 ammunition. That was pretty much it that was really,
22 like, kind of pointed out to me.

23 Obviously the truck, there was a cart in
24 there and -- that matched the description similar to
25 what we thought was used from the surveillance footage.

1 They pointed that out in the garage. Many different
2 various vehicle tags.

3 I saw the Toyota Tundra from the street. As
4 soon as they opened the garage door, I saw that from
5 the street.

6 So it was just those kinds of things that
7 they pointed out to me.

8 Q And when you entered the residence, did you
9 have booties on your -- covering your footwear?

10 A No.

11 Q All right. Did you handle any of the guns
12 that were shown to you?

13 A Nope. I was not permitted to touch anything,
14 search anything, open doors, none of it.

15 Q What did the ASA tell you regarding searching
16 the 511 Seaview?

17 A That it had to be done by the Tarpon Springs
18 Police and PCSO forensics.

19 Q And what was the reason for that?

20 A The jurisdictional issues.

21 Q Do you know whether or not the garage door
22 was open prior to the warrant being executed or served
23 on the residence?

24 A When I had gotten there, I think it was --
25 whatever it was, 3:30 or whatever, it was closed the

1 whole time I was out there. It didn't get opened until
2 the SWAT team hit the house and opened the garage.

3 Q Did you look into the garage?

4 A No. And there was no, there was no way to do
5 that. It was a very large garage door. At the very
6 top had the little glass, but you would have had to --
7 I would have to get up on a ladder to look in. And I
8 wouldn't have done that anyway because we were trying
9 to get a warrant on the house.

10 Q Did you see any other law enforcement
11 officers or anyone from law enforcement or anyone for
12 that matter look into the garage?

13 A No.

14 Q Okay. Let me jump forward to March 25th of
15 2023. What did you do on that day?

16 A That was the day -- that was the Saturday.
17 That was when they, Tarpon Springs Police, pulled over
18 the suspect in a red Toyota Corolla vehicle. And I --
19 after my sergeant notified me, I went there. I want to
20 say it was -- I'm just gonna check my report.

21 I know we started being told that at 11:30 in
22 the morning he was possibly on the move, maybe coming
23 back to the location. At about 3:20 Tarpon pulled the
24 vehicle over in Tarpon Springs on Orange Street.

25 So shortly after that I responded out there.

1 I think it was about like 4:00 when I got there.

2 Q In your report you write that, "Per our
3 request, Tarpon Springs Police Department initiated a
4 traffic stop on the vehicle", meaning the Corolla, "and
5 detained the suspect."

6 A Correct.

7 Q What were your instructions to Tarpon Springs
8 Police Department regarding the traffic stop?

9 A I did not have contact with Tarpon. I didn't
10 relay the information. That was being handled. So
11 I -- that didn't -- that part didn't involve me.

12 Q Do you know what those instructions were?

13 A I do not. Because I did not speak to them.
14 I don't know who made the actual call. I don't know if
15 it was one of the detectives or the Sergeant Caravella
16 or -- I don't know who initiated that.

17 Q So you don't know who put out the BOLO?

18 A Put out the -- we've had several BOLOs
19 through different detectives. But are you talking
20 about who actually reached out to Tarpon Springs? Or
21 are you saying that Tarpon Springs saw the car because
22 of the BOLO? Like, what's your question?

23 Q Did you read any of the BOLOs that went out?

24 A I did. I read -- we had multiple BOLOs. We
25 even had BOLOs out in Miami.

1 Q So tell me -- go through some of those BOLOs
2 that you recall.

3 A I, I can't remember that. I have to review
4 those BOLOS. We had several different ones throughout
5 the investigation. I don't have those with me. So I'd
6 have to review those BOLOs.

7 Q Okay. Do you have a copy of all of those
8 BOLOs or you have access to all of those?

9 A I can get access. Not right now. I have a
10 copy of my supplement. The case file is huge
11 (indicating). So I'd have to go through and see the
12 BOLOs for there.

13 So I don't recall off the top of my head from
14 six months ago all the different BOLOs and all the
15 different information in each one of those BOLOs.

16 Q Did you provide those to the Office of the
17 State Attorney?

18 A I am sure the detective did, the
19 investigating detective. I would assume. I didn't.

20 Q Okay. And that would have been Detective
21 Bolton?

22 A He is the lead detective. So it's his
23 investigation. So I'm sure if anybody requested any of
24 the reports or anything he would handle that request or
25 our property and evidence if it was in evidence. I

1 don't handle those requests, so.

2 Q Did you go out on scene when the Corolla was
3 searched?

4 A I arrived when they were already searching
5 it. PCSO, the forensics, was out there searching it
6 and the suspect was in the Tarpon Police cruiser. I
7 went out and checked in with my sergeant, Caravella,
8 just to make sure everybody was okay and what they
9 needed. And they stated they had everything handled,
10 and.

11 Q Did you give any instructions to the
12 detectives or other law enforcement officers, deputies
13 or otherwise, for searching the vehicle?

14 A No.

15 Q Did you give any instructions or directions
16 for the arrest of Dr. Kosowski?

17 A No.

18 Q Were you aware that Dr. Kosowski asked for an
19 attorney while he was being detained?

20 A I would -- I probably would have been
21 notified of that, yeah. I don't remember off the top
22 of my head. I think I'm sure I heard that among the
23 detectives talking and saying that. I can't, off the
24 top of my head, tell you exactly what point, what
25 minute, or which detective said that.

1 Q Okay. So there's a detective that told you
2 that Dr. Kosowski had asked for an attorney?

3 A Are you asking me if there was one, or?

4 Q Yes.

5 A Is that what you're asking me?

6 Q Yes.

7 A Again, it's part of the investigation usually
8 when we have a suspect and a detective goes to
9 interview if they ask for an attorney usually they go,
10 oh, he asked for an attorney. It's kind of just said
11 in passing.

12 I don't recall a specific detective coming to
13 me saying, hey, this is the conversation I had and he
14 asked for an attorney. It was probably just known,
15 like, through talking through my sergeant and things
16 like that.

17 Q Let me be specific. My question is specific
18 to the timeframe where Dr. Kosowski's being detained on
19 the side of the road after he was stopped by --

20 A Um-hum.

21 Q -- Tarpon P.D. During that timeframe, are
22 you aware of Dr. Kosowski asking for an attorney while
23 he's in the back of the patrol vehicle?

24 A I don't recall off the top of my head that
25 being told to me specifically.

1 Q Are you aware that Dr. Kosowski also asked to
2 see the Corolla search warrant while he was being
3 detained?

4 A That was not relayed to me. I don't recall
5 that.

6 Q Did you provide him with a copy of the search
7 warrant?

8 A I personally did not. I was not involved
9 with the suspect at all. Again, the detectives were
10 handling the investigation. The sergeant was out
11 there. I came to make sure that everybody was okay and
12 if they needed anything.

13 So I would not be handing anybody anything.
14 I don't know the sequence of that event. I would have
15 to ask those detectives or review their supplements.

16 Q And were you aware that Dr. Kosowski asked to
17 have his handcuffs loosened while he was being
18 detained?

19 A I am not aware. I think at one point
20 something I remembered with maybe him having to use the
21 restroom. But I don't remember off the top of my head
22 the specifics of that.

23 Q And are you aware of the negative presumptive
24 test for blood of the Corolla while at 34 Orange
25 Street?

1 A No.

2 Q Was any consideration given to releasing
3 Dr. Kosowski from detention after his Corolla was
4 seized?

5 A I remember having a discussion with, like, a
6 sergeant, a couple of detectives. Because at that
7 point when I got there we hadn't got anything yet, they
8 still were searching the vehicle and we were going back
9 and forth if we were to find nothing, you know, kind of
10 the what-ifs. So we did have a discussion about the
11 what-ifs.

12 When I left, the vehicle was being towed,
13 they were still processing when I cleared the scene.
14 Later I was told that they found more stuff from the
15 vehicle, they felt confident they had the probable
16 cause to make the arrest and do the transport.

17 Q So give me, give me more information about
18 the considerations that were given that was discussed
19 potentially releasing Dr. Kosowski after he had been
20 pulled over, detained, and the search warrant executed
21 on his vehicle.

22 A It -- just your -- you know, you play the
23 what-if. Like, if it's nothing -- if this comes back
24 completely clean and there's nothing here do we feel at
25 this point in investigation we have enough probable

1 cause, if we were to release do we think he has the
2 option to flee. Just the different variations.

3 I don't think it was anything where we
4 considered, like, we're definitely cutting him loose
5 kind of thing. It was just like any conversation, you
6 want to put all the scenarios out there, make sure all
7 your bases are covered.

8 A lot felt there was at that point even
9 without the vehicle that they would be comfortable with
10 the probable cause and arresting him at that point.

11 So it was just that kind of conversation.
12 Those are the types of conversations you have kind of
13 just covering your bases. If we had to make a
14 determination at that point to make arrest, what do we
15 have at that point.

16 And, again, that was mostly handled between
17 the detectives and Sergeant Caravella. I was there for
18 a couple of conversations. But I let Sergeant
19 Caravella handle that scene and I cleared it and was
20 notified later what they found from the vehicle and
21 that they had the probable cause and made the arrest.

22 Q All right. So at that point while
23 Dr. Kosowski is being detained, the Corolla is being
24 detained, it hasn't been transported -- it hasn't been
25 towed anywhere, in your mind at that point was there

1 any probable cause to make an arrest?

2 A I think they had strong -- based on what they
3 had at that point, they had strong probable cause to
4 make an arrest. And then what they found in the
5 vehicle solidified that.

6 Q I'm sorry, you said strong?

7 A I think at that point prior to what they
8 found in the vehicle they would have had strong
9 probable cause. But definitely what they found in the
10 vehicle solidified that for sure.

11 Q So prior to finding anything in the vehicle,
12 looking into the vehicle, what was -- in your mind what
13 was the strong probable cause?

14 A Well, I mean there's a lot of circumstantial
15 things to this case. So things that we had leading up
16 to that point along with the things from the house, the
17 Tundra, the blood from the Tundra, things from his
18 residence.

19 You know, it was enough circumstantial things
20 at that point we could have been comfortable doing it.
21 I felt better having from the vehicle. I thought that
22 was a very even stronger probable cause.

23 Q Okay. And what --

24 A Again, I'm not investigating this. So I
25 don't have all of the details to make the probable

1 cause determination but the detectives do. So they're
2 gonna have all the details, all the crux, all the
3 interviews.

4 I'm only getting bits and pieces. So I don't
5 feel comfortable answering that. You know, based on
6 what I'm hearing at that point, yes, I felt that they
7 had enough. But it's really them who needs to come up
8 with the probable cause. They're the ones
9 investigating it, I'm not.

10 Q In your mind, what inside the vehicle, inside
11 the Corolla, was found that kind of solidified it for
12 you?

13 A I'd have to review -- like, this was six
14 months ago. I'd have to review their evidence. But,
15 just in general, the backpack, the paralyzing agent,
16 some of the dog hair, blood. Those kinds of things.

17 Q The dog hair, what's the significance of the
18 dog hair?

19 A Well, I -- again, I don't have that
20 information. I didn't do that investigation. I know
21 the victim has a dog and the suspect has a dog. I know
22 there were some comparisons made to the dog hair and
23 they had dog hair there in the Corolla or on his vest
24 or something like that.

25 I don't really want to speak out of turn

1 because I didn't do that investigation. Those
2 detectives did that. I'm just hearing things here and
3 there, so.

4 Q Okay. So with regard to the dog hair, do you
5 know if there was -- if they were able to determine
6 what, what breed of dog this dog hair was from?

7 A I don't know. I know they were still waiting
8 on labs and things. So I didn't -- I don't know if I
9 got the update on that. Things come in constantly.
10 And I'm not in that unit anymore. So I'm not sure what
11 the final outcome with that was.

12 Q I understand. All right, let me just jump
13 forward to the risk protection order. Did you draft --

14 A Sure.

15 Q -- the RPO along with Detective Compton?

16 A No, I did not.

17 Q So he drafted it and then you reviewed it?

18 A No. I -- on Sunday I called the on-call RPO
19 attorney and kind of discussed the situation we had,
20 even if it was a possibility to get a RPO. He thought
21 we probably could. So I told him I would have one of
22 my detectives reach to out him on Monday if they can
23 work at it.

24 So then on Monday I got with Detective
25 Compton and asked him to reach out to see if it was

1 even possible. So Detective Compton handled the RPO.

2 I then -- I also gave him a contact that I
3 had from a different case for an ATF agent if they
4 wanted to, you know, just cover their bases and make
5 sure everything was okay with the weapons and things
6 like that. So Detective Compton kind of handled all
7 the RPO stuff.

8 Q So what were you advised regarding the RPO --
9 obtaining an RPO against Dr. Kosowski?

10 A Just that it was possible, they thought it
11 was possible, and then Compton advised me that they
12 were able to get the RPO. So that they were going up
13 to Tarpon to handle that.

14 Q And when, when you were advised that it was
15 possible, what made it possible?

16 A That I don't know. All I did was provide
17 information on the case. Not even really the case
18 because I didn't really want it out there. Just this
19 is what we found, what do you think. And he says,
20 like, well, it's possible, let me get with the
21 detectives.

22 So you would have to ask Detective Compton
23 what they worked out that it was possible, how they
24 obtained it. That was -- I had nothing to do with
25 obtaining it. Just I asked if it was even possible.

1 Q Okay. So, if I'm hearing you correctly, you
2 had nothing to do with the drafting, the obtaining the
3 temporary order, or the compliance hearing, or the
4 final RPO, you had nothing to do with that?

5 A Correct. All I did on Sunday was reach out
6 to the on-call person/attorney and said is this even
7 worth pursuing, do you think we have anything. And
8 he's like, well, let me talk to the detective on
9 Monday. I assigned Detective Compton and that's all I
10 did with that.

11 Q So, and then he would be -- any questions
12 regarding that?

13 A Yes. Correct. Detective Compton would be
14 the one that you could ask those questions. He would
15 know. He drafted it. He worked with that attorney.
16 So he would be able to answer those questions.

17 Q And after it was drafted, you did not review
18 it?

19 A Correct.

20 Q I want to just jump back real quick to the
21 March 23rd, the Orange Street, the search of the
22 Corolla.

23 A Okay.

24 Q Were you involved, were you involved in
25 obtaining the search warrant for the Corolla?

1 A No. I can't remember who drafted the search
2 warrant. The only thing I may have did, but I was
3 having computer issues, I don't know if it ended up
4 being me or Sergeant Caravella. They used the
5 CloudGavel system and it has to go to a supervisor to
6 kind of notarize that that person is getting the
7 warrant.

8 I know they asked me to do it and I think I
9 tried to log on and I was having issues. So I don't
10 know if Sergeant Caravella did it or if I was able to
11 log on and just kind of, like, approve it, so it went
12 over to the state attorney. So that would have been
13 the only thing.

14 Q Sure. Okay. So the CloudGavel system,
15 explain that to me. Is that something where a document
16 is first transmitted to some server and reviewed and
17 eventually signed off on?

18 A It's all new to me. This is a new thing.
19 This was my first time dealing with it. I guess it's a
20 way to send electronically the search warrants back and
21 forth between the state attorney and the detective and
22 then eventually the judge.

23 This case was like the first time I had ever
24 been a part of that. And really I don't have anything
25 to do with drafting or anything. Even to review it

1 it's between the detective and the State. But they
2 just want a supervisor to kind of notarize to say like
3 if it was -- like on the search warrant it was
4 Detective Bolton who wrote the search warrant.

5 So I just notarized to say, yes, that
6 actually is Detective Bolton saying that. But it's
7 worked out between the detective and the State and then
8 eventually the judge.

9 So they got a search warrant for the vehicle.
10 I can't remember which detective off the top of my head
11 actually got the search warrant for the vehicle. I
12 just remember somebody's like, hey, can you just sign
13 off on it so we can get -- it can get over, like an
14 approval process before it can go over to the State.

15 And I was having computer issues. So I think
16 I asked Sergeant Caravella to do it. But I can't
17 remember if I was able to get in and do it or not. And
18 it didn't show up in the -- when I got all the reports,
19 none of the warrants came. So I couldn't review it to
20 see if I actually signed off on it or if it was
21 Sergeant Caravella.

22 Q Okay. When you're asked -- it looks like it
23 is your, your name on the affidavit for the search
24 warrant for the Corolla.

25 A Okay. Yeah, I couldn't remember if I finally

1 got in or not. I know I did the one for the house.

2 Q Okay. So I guess my question is this. And
3 it's Jerry Hunt who is the affiant on this.

4 A Okay.

5 Q Do you sign this in front of him? Does he
6 sign this document in front of him or does it go to a
7 Cloud and then it goes to you and then you sign off of
8 it -- off on it?

9 A It's --

10 Q How does that work?

11 A It's all electronic. So I don't know how the
12 whole system works. But I think when he signs it and
13 submits it then it goes to me as the supervisor. Or I
14 don't know if they choose who it can go to. I don't
15 know how that works because I never worked in that
16 system. And then I sign it and then it goes to the
17 next person up, which would be the state attorney
18 working it.

19 I don't know, again, I don't know how that
20 system works. I know this was the first time I ever
21 used it and I never used it as a detective writing the
22 warrant. I don't know how -- who it -- how it gets to
23 where it goes. That I can't testify to, so.

24 Q So when the affidavit indicates that it's
25 sworn to and subscribed before you, that wouldn't

1 necessarily be correct because this person didn't sign
2 the affidavit in front of you, right, it would have
3 been signed by Hunt and then it would have been
4 electronically transferred to you for your signature?

5 A I am assuming that's how it works. Like with
6 Detective Bolton, we were in the car together when he
7 was working on it. Because there was a lot of issues
8 with the CloudGavel. So I watched him submit it and
9 then I immediately signed it.

10 With Hunt it was done before I got there.
11 So, again, I don't know the full process. It's all,
12 like, electronic stuff. So I don't -- so he has to
13 have an account. So it has to come from him with,
14 like, passwords and stuff, so.

15 Q All right.

16 A So I don't know how -- as far as that, you
17 would have to, I guess, get with the state attorney.
18 It's their system, so.

19 But if you're asking did he physically sign
20 it in front of me, no. It's all electronic. It's,
21 like, his account and I have my own account. We all
22 have passwords to get into our account.

23 That's about as best as I can describe it to
24 you. I don't -- that's not a system I've worked in
25 before. So I don't know how it works.

1 Q So did you -- it seems like you did not, but
2 correct me if I'm wrong. But did you actually
3 physically see Detective Hunt electronically sign this
4 affidavit?

5 A No. It was -- that was all done before I got
6 there. I was just told that they finished it if I
7 could approve it so it could go over to the State. It
8 came into I guess queue. So I logged in and hit
9 approved so it could get over to the state attorney to
10 then take it to the judge.

11 MS. TUOMEY: Those are all the questions
12 that I have for you. I don't know if the
13 prosecutor has any questions or Mr. Brunvand
14 has any questions.

15 But then the only question you will have
16 to decide is whether you want to read or waive.
17 So thank you very much for your time. I'll
18 give it to the prosecutor.

19 THE WITNESS: Thank you. And I read.

20 MR. VONDERHEIDE: I have no questions.

21 MS. SPADARO: No questions.

22 (The deposition was concluded at 11:19
23 a.m.)

ERRATA SHEET

DO NOT WRITE ON TRANSCRIPT -- ENTER CHANGES HERE

IN RE: STATE OF FLORIDA VERSUS TOMASZ KOSOWSKI

DATE TAKEN: SEPTEMBER 12, 2023

REPORTER: TAMMY KELLEY

PAGE NO.	LINE NO.	CHANGE	REASON
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Under penalties of perjury, I declare that I have read my deposition and that it is true and correct subject to any changes in form or substance entered here.

CHRISTY LOMONACO

CERTIFICATE OF OATH

STATE OF FLORIDA)
COUNTY OF POLK)

I, the undersigned authority, certify that
CHRISTY LOMONACO, virtually appeared before me and was duly
sworn.

WITNESS my hand and official seal this 3rd
day of January 2025.

TAMMY KELLEY
NOTARY PUBLIC - STATE OF FLORIDA
MY COMMISSION NO. HH 216644
EXPIRES: 02/07/26



1 REPORTER'S DEPOSITION CERTIFICATE

2
3 STATE OF FLORIDA)4 COUNTY OF POLK)
5

6 I, TAMMY KELLEY, certify that I was authorized to
7 and did stenographically report the virtual deposition of
8 CHRISTY LOMONACO, that a view of the transcript was
9 requested and that the transcript is a true and complete
10 record of my stenographic notes.

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

17 DATED this 3rd day of January 2025.

18
19 

20
21 TAMMY KELLEY
22
23
24
25

January 3, 2025

Ms. Christy Lomonaco
clomonac@largo.com

Dear Ms. Lomonaco:

Your deposition taken in State of Florida versus Tomasz Kosowski on September 12, 2023, has been transcribed. Per your request to review the transcript, it is being held at our office at 728 South New York Avenue, Lakeland, Florida.

Please call (863)500-3603 to make arrangements to do this during our regular business hours of 8:30 a.m. to 5:00 p.m.

Thank you for your prompt attention to this matter.

Sincerely,

