

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

STATE OF FLORIDA,

Plaintiff,

vs.

CASE NO. 23-02935-CF

TOMASZ KOSOWSKI,

Defendant.

_____/

DEPOSITION OF TODD TENSLEY

DATE: September 14, 2023

TIME: 9:19 - 10:26 a.m.

PLACE: Zoom Video Conference

APPEARANCES: ALEXANDRA GRACE SPADARO, ESQUIRE
Assistant State Attorney
Post Office Box 17500
Clearwater, Florida 33762
For the State

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Amanda Powers Sellers, PA
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and

WILLENGY W. RAMOS-WICKS, ESQUIRE
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Clearwater, Florida 33756
For the Defendant

REPORTER: LINDA A. MCGILL, RPR & FPR Qualified
Stenographic Court Reporter

I-N-D-E-X

9-14-2023

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1 DEPOSITION IN DISCOVERY

2 TODD TENSLEY

3 Pursuant to notice duly given, the deposition of
4 TODD TENSLEY, called by the Defendant in the
5 above-styled cause, was taken by me, a Notary Public in
6 and for the State of Florida at Large, at the time and
7 place and in the presence of counsel enumerated on
8 Page 1 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 TODD TENSLEY, that
12 signature to the said deposition be preserved.

13 THE COURT REPORTER: Do you swear or affirm
14 the testimony you'll give will be the truth and
15 nothing but the truth?

16 THE WITNESS: I do.

17 TODD TENSLEY, having been first duly sworn, upon
18 interrogation in discovery, testified as follows:

19 DIRECT EXAMINATION

20 BY MS. POWERS SELLERS:

21 Q. Sir, can you please state your full name?

22 A. It's Todd Tensley.

23 Q. And what's your date of birth?

24 A. 7-17-1985.

25 Q. Have you ever taken a deposition before?

1 A. Not that I recall.

2 Q. Okay. So my name is Amanda Sellers. I
3 represent, along with Mr. Brunvand's office,
4 Dr. Kosowski.

5 And you've been subpoenaed to testify this morning
6 under oath.

7 Your only job is to tell the truth. If you don't
8 know the answer to a question, just let me know. I can
9 rephrase, or you can say I don't know.

10 And with that, we will get going.

11 You're a resident of Pinellas County?

12 A. Yes.

13 Q. And where do you work?

14 A. Tampa Bay Vet Specialists.

15 Q. What is your position?

16 A. Nurse manager.

17 Q. How long have you been working there?

18 A. Two years. A little over two years.

19 Q. And are you related to Dr. Michelle Tensley?

20 A. Yes.

21 Q. How so?

22 A. She's my wife.

23 Q. How long have you all been married?

24 A. Eleven years. Ten years.

25 Q. Okay. Prior to living in Pinellas County,

1 have you lived anywhere else?

2 A. Yes.

3 Q. Do you have any arrest record or any criminal
4 charges where you've been -- you've had to go to court?

5 A. No.

6 Q. Okay. Did you speak to anyone prior to today
7 about getting the subpoena and having to come and
8 provide testimony?

9 A. As far as -- like, I wasn't actually
10 subpoenaed.

11 Q. Okay.

12 A. I talked to the state attorney, asking if I
13 got subpoenaed, and to schedule my meeting with you guys
14 today.

15 Q. Thank you for that.

16 Have you spoken to anyone about this case in
17 general?

18 A. No. Well --

19 Q. And --

20 A. We -- by that, like, anybody or specific
21 people?

22 Q. Anyone.

23 A. Just from the investigation early on.

24 Q. Okay. And what was the context of those
25 conversations?

1 A. It's with my witness statement.

2 Q. Are you talking about your discussion with law
3 enforcement?

4 A. Yes.

5 Q. All right. And I know you live, obviously,
6 with Dr. Tensley, who's your wife. Have the two of you
7 had any conversations about this case?

8 A. No.

9 Q. Okay. Have you had any conversations about
10 security in the building and just in general?

11 A. Yes.

12 Q. Okay. Tell me about those conversations.

13 A. As part of the management team, we talk about
14 security issues within the building, concerns that, you
15 know, arise with our staff and the public.

16 Q. Were there any discussions about locking
17 doors?

18 A. I don't recall.

19 Q. Have there been any issues with individuals
20 leaving doors unlocked?

21 A. We have self-locking doors, so, no.

22 Q. Tell me about those. So when you walk in the
23 door, it automatically locks behind you?

24 A. Right. Like, you can walk out, but you have
25 to have a key or a code to get in, except for the front

1 door.

2 Q. And then once you get in with the code, what
3 happens with the lock?

4 A. Once it shuts behind you, it's locked again.

5 Q. Okay. How many -- do you work in Building A
6 or Building B primary?

7 A. I work in Building A, primarily.

8 Q. And how many entrances are there to your space
9 in Building A?

10 A. At least five.

11 Q. And all five of those doors have self-locking
12 locks?

13 A. Yes.

14 Q. How many entrances are there in Building B?

15 A. I'm not sure.

16 Q. Did all of the doors have self-locking locks
17 back in March of this year?

18 A. In which building?

19 Q. Both.

20 A. I can only speak to Building A. All of them
21 still had self-locking locks. It just didn't have a
22 combination on them. Only one of them got updated to a
23 combination.

24 Q. And so the only difference is one got a
25 combination. The others all still automatically locked

1 once they were closed?

2 A. Correct.

3 Q. And you are unaware of the status of the locks
4 in Building B?

5 A. Correct.

6 Q. Okay. I want to talk to you about an incident
7 that occurred back on March 14th, 2023.

8 Do you recall speaking to Ms. Heinrich about an
9 incident that day?

10 A. Yes.

11 Q. And how did you come to find out about that
12 incident?

13 A. I was texted with a notification that Deb had
14 encountered a person in the closet next door. And they
15 wanted me to come next door to help check the area, to
16 make sure they were safe.

17 Q. Did you do so?

18 A. I did.

19 Q. What did you do to check the area?

20 A. We walked through the entire building. And I
21 went up into the electric closet, and then up on the
22 roof, just to see if there was anything noticeable up
23 there.

24 Q. Was there anything out of the ordinary on the
25 roof?

1 A. Nothing out of the ordinary on the roof.

2 Q. And what about in the closet?

3 A. Yes. There were some things that were found
4 that weren't normally supposed to be there.

5 Q. And what was that?

6 A. A box. A large box.

7 Q. Do you -- did you know at that time what was
8 in the box?

9 A. I didn't.

10 Q. Did you open the box?

11 A. I did.

12 Q. When did you open it?

13 A. That -- the moment we walked into the closet
14 and noticed, like, this doesn't belong here.

15 Q. What was inside the box?

16 A. It appeared to be a wagon.

17 Q. Did you see -- so inside the box, was there
18 another box?

19 A. No.

20 Q. What color was the wagon?

21 A. It appeared to be blue in color.

22 Q. And can you describe what kind of wagon it
23 was?

24 A. No.

25 Q. Do you recall seeing wheels on it?

1 A. Yes.

2 Q. Were they small wheels or large wheels? Do
3 you know the approximate size?

4 A. I would say they were larger than small
5 wheels. Probably, you know, like, that big
6 (indicating.)

7 Q. Okay. Did you notice what kind of wagon? Was
8 there a brand on it?

9 A. I didn't notice a brand.

10 Q. Did you remove the wagon from the box?

11 A. I did not.

12 Q. What did you do after opening the box and
13 determining it was a wagon?

14 A. Closed it back up and left it there.

15 Q. And was there anything else in that closet?

16 A. I don't recall.

17 Q. Do you recall a lighter of sorts being found?

18 A. There was -- there was -- there was a lighter
19 somewhere in that closet.

20 Q. And do you recall the room having any
21 particular smell?

22 A. Which room?

23 Q. The closet.

24 A. No. Not at that time.

25 Q. And this is the utility closet; correct?

1 A. Correct.

2 Q. Where exactly is the utility closet located --

3 A. It is --

4 Q. -- in reference to the main entrance?

5 A. For Building B, it's in -- it's behind the
6 bathrooms.

7 Q. And that particular door that is on the
8 utility closet, is there a lock on that door?

9 A. Currently, yes.

10 Q. Back on March 14th, was there a lock on it?

11 A. No.

12 Q. What about a week later?

13 A. I don't recall.

14 Q. Do you recall when the lock was placed on that
15 door?

16 A. I don't recall.

17 Q. Did you put the lock on the door?

18 A. I did not.

19 Q. The -- after you found the wagon, where did
20 you go?

21 A. I believe we walked through the rest of the
22 building, through the vacant rooms.

23 Q. And did you see anything or anyone out of the
24 ordinary?

25 A. Not at that time, no.

1 Q. Did Ms. Tensley -- I mean, Ms. Heinrich, what
2 did she tell you whenever you were notified about this
3 wagon?

4 A. She told me that that wasn't there before.

5 Q. At that time, did she say that she had saw
6 anyone suspicious?

7 A. Well, as soon as I met her at that building,
8 she told me exactly what had happened to her.

9 Q. Okay. Can you elaborate on that?

10 A. She said she was walking back to the
11 electrical closet because that's where some of her
12 supplies are, and the lights were off, and she opened
13 the door. And there was a guy standing right there.
14 And it scared her. And he just walked away from her and
15 left. And that's what she told me.

16 Q. Did she tell you what he looked like?

17 A. She described him as a taller guy, dark hair,
18 glasses and -- no, not glasses -- but a mask and a hat.

19 Q. What kind of mask?

20 A. Like a surgical mask, like one that, you know,
21 everybody wears nowadays.

22 Q. Did she say what kind of hat?

23 A. She did not say. Just a baseball hat.

24 Q. Did she tell you what kind of clothes or what
25 color?

1 A. I don't recall if she did.

2 Q. So after seeing that individual, seeing the
3 box that didn't belong, she then comes to get you all --
4 you. You all go to the closet, and then you check all
5 the empty rooms.

6 Did you walk around the parking lot?

7 A. No.

8 Q. Did you notify any of the other businesses in
9 the building?

10 A. Myself, did not, no.

11 Q. Do you -- are you aware of whether -- whether
12 or not she did?

13 A. I am not sure if she did.

14 Q. How large was the box?

15 A. It was probably about three and a half, four
16 feet tall. I don't recall how wide.

17 Q. What do you -- you had mentioned that
18 Ms. Heinrich, that's where she keeps her -- her
19 supplies. What kind of supplies does she keep in that
20 closet?

21 A. In that closet, it would have been light bulbs
22 for the rest of that building.

23 Q. Do you recall seeing sandpaper, foam?

24 A. I don't recall.

25 Q. Okay. Do you recall speaking with Detective

1 Compton --

2 A. I -- yeah. I don't recall the name, but I
3 recall speaking to a detective.

4 Q. Okay. Well, you had indicated to them that
5 there was sandpaper, foam, and a torch on this shelving.

6 A. Okay. Yeah. I remember there was stuff being
7 in there. I don't remember exactly what it was. Like,
8 the biggest thing that stuck out was the box that was
9 out of the ordinary to see.

10 Q. When you saw -- you described the lighter as a
11 torch. Can you elaborate on that? What kind of
12 lighter? What kind of torch? Is it one and the same?

13 A. I guess it would be a lighter torch, like, the
14 shape of a gun with a handle, and then the torch comes
15 out here.

16 Q. Did you see if it was working?

17 A. We threw it away. That's all we did.

18 Q. And the other items that you found with --
19 other than the wagon, do you recall throwing those away?

20 A. No.

21 Q. If there was sandpaper or foam in there, is
22 that something that would be a supply used for
23 maintenance?

24 A. I don't know.

25 Q. What stood out to you about the torch itself

1 or the lighter?

2 A. The fact that it was sitting all by itself on
3 the shelf with -- just kind of by itself.

4 Q. What did you think that it might have been
5 used for?

6 A. I initially thought it was about someone maybe
7 using it for drugs.

8 Q. And what made you come to that conclusion or
9 that suspicion?

10 A. The style of the torch.

11 Q. Had there been individuals in that area that
12 were suspected of using drugs? Homeless people, that
13 you're aware of?

14 A. There's been homeless people.

15 Q. And what was your experience with the homeless
16 people in that area?

17 A. They use our fountains outside the building to
18 get water or spray themselves off.

19 Q. Is that a pretty common occurrence?

20 A. Not common, no.

21 Q. But it's happened more than once?

22 A. Yes. In the two years that I've been here,
23 yes.

24 Q. Would you say several times?

25 A. I would say maybe four times in the two years.

1 Q. Have you ever called and reported to law
2 enforcement that there's people loitering in the area?

3 A. Not myself, no.

4 Q. Are you aware of other individuals calling the
5 police?

6 A. Yes.

7 Q. And tell me about those occurrences.

8 A. That would have been our front desk staff
9 calling about people at night loitering in the park --
10 parking lot.

11 Q. And when you say at night, is that after
12 people have left for the day, or during regular business
13 hours?

14 A. We're 24-7 hours here, so.

15 Q. Okay. After throwing away --

16 MS. POWERS SELLERS: Sorry. I am working from
17 home, and my daughter is here sick today, so I
18 apologize for the background noise.

19 Q. (By Ms. Powers Sellers) The -- whenever you
20 threw away the lighter, threw away the torch, checked
21 all the offices, what did you do? Did you report this
22 to someone?

23 A. We took it to our administrative assistant to
24 let her know to potentially file a police report about a
25 suspicious person in the building.

1 Q. And who is that?

2 A. Christy Green.

3 Q. Are you aware of whether or not she followed
4 up with that?

5 A. Yes.

6 Q. And what was the outcome? Did law enforcement
7 respond?

8 A. They did not respond. They, I guess, took the
9 information and just let it be at that, as far as I'm
10 aware.

11 Q. Are you familiar with the cameras in the area?

12 A. For our building?

13 Q. Yes.

14 A. Yes.

15 Q. Who is responsible for those cameras?

16 A. I am not sure.

17 Q. Do you know who installed them?

18 A. I do not.

19 Q. Do you know where they maintain the
20 recordings?

21 A. I believe it's in the cloud, so I'm not sure
22 where they maintain them.

23 Q. Are you aware of all of the locations of the
24 cameras?

25 A. Yes.

1 Q. And whenever Ms. Heinrich came to you about
2 this unknown individual in the utility closet, are you
3 aware of whether anyone decided to pull camera footage
4 to see who this individual might be?

5 A. I don't recall.

6 Q. Is that something that you thought about at
7 the time?

8 A. I don't recall.

9 MS. POWERS SELLERS: Give me just a moment.
10 Let me look at my notes.

11 Q. Okay. Let's -- between March 14th and
12 March 21st, were there any other incidents that you are
13 aware of, of unknown individuals in or around the area?

14 A. Not that I'm aware of.

15 Q. Did you work on March 21st, 2023?

16 A. Yes.

17 Q. And did you work on March 20th, the day
18 before?

19 A. I would have to check my schedule.

20 Q. Okay. Do you remember what time you arrived
21 at work on the 21st?

22 A. Approximately 5:00 a.m.

23 Q. Was it still dark at that time?

24 A. Yes.

25 Q. What building did you enter at 5:00 a.m.?

1 A. Building A.

2 Q. And what does your typical workday look like?

3 A. As far as?

4 Q. When you arrive at the office, where do you
5 go?

6 A. When I come in, I go into the ER and check on
7 the staff that's there, first thing.

8 Q. Do you remember any specific times that you
9 may have walked to Building B that morning?

10 A. Yeah. Yes. I either would have gone right to
11 our building where our people were and checked in with
12 them and let them know that I was there.

13 And then I would walk around Building B to make
14 sure the lobby door and our admin office door was
15 locked. And I would walk around the building or drive
16 around the building prior to entering Building A.

17 Q. And were those doors locked?

18 A. Yes.

19 Q. Did you check every external door to see if
20 they were locked, or just those two?

21 A. Just those two.

22 Q. So when you say you walk around Building B, do
23 you walk around the entire building --

24 A. Yeah.

25 Q. -- or just by those --

1 A. Yeah. The way the layout is, I end up
2 essentially walking around the entire building.

3 Q. And when you walked around the entire
4 building, did you see any individuals?

5 A. At that time of the morning, I did not.

6 Q. And about what time was it that you did that
7 walk-around?

8 A. It would have been around 5:00 a.m., between
9 5:00 and 6:00.

10 Q. Did you see any homeless people at that time?

11 A. I did not.

12 Q. Before we get on -- into the events of March
13 21st, I'm going to go -- rewind the day before.

14 And it appears in your conversation with law
15 enforcement, that you were, in fact, working on the
16 20th.

17 There was a discussion about homeless people in
18 cars or homeless people with carts loitering around the
19 premises.

20 Can you elaborate on that?

21 A. Yeah. We had a couple that parked their car
22 in our parking lot and were pulling a cart through our
23 parking lot. And by the time -- go ahead.

24 Q. What kind of cart were they pulling?

25 A. I don't recall.

1 Q. Was it a wagon-type cart or was it a
2 grocery-type cart.

3 A. I wouldn't say -- I wouldn't say it was a
4 wagon or a grocery. It was, like, maybe a luggage cart,
5 kind of a more vertical cart.

6 Q. Was it -- do you recall what color it was?

7 A. I can't say, because it was dark out.

8 Q. And you were about to say something, and I
9 interrupted you.

10 A. I don't know what I was going to say.

11 Q. Okay. So you saw a couple pulling a cart.
12 Did you see them get into a vehicle?

13 A. I did not.

14 Q. And did you see other individuals in a vehicle
15 at some point?

16 A. I didn't see them, but my staff reported it to
17 me.

18 Q. Are you aware of when they saw a couple in a
19 cart -- and I mean, in a vehicle?

20 A. It would have been around 4:00 to 5:00 a.m.

21 Q. Did you personally see the couple pulling a
22 cart?

23 A. Yes.

24 Q. What time was that?

25 A. I don't recall the exact time. It would have

1 been early morning, still.

2 Q. Would it have been around the time that you
3 would be doing that perimeter check?

4 A. It would have been after. Like --

5 Q. But it was still dark?

6 A. Right. It would have been between 5:00 and
7 6:00 a.m.

8 Q. And where exactly did you see them?

9 A. They were in our back parking lot.

10 Q. The wagon or cart that they were pulling, do
11 you remember if that had two wheels or four wheels?

12 A. I don't recall.

13 Q. What kind of vehicle -- do we know if the
14 couple that you saw is the same couple that you saw in
15 the Nissan Rogue, or are those two different incidents?

16 A. It was the same couple.

17 Q. Did you address them?

18 A. I don't remember if it was myself that did it
19 or one of the other staff members.

20 Q. And would that have been on Sunday, the 19th?

21 A. I don't recall.

22 Q. And I'm not trying to pin you down necessarily
23 on dates if you don't recall. But what I'm trying to
24 figure out is, there seems to be an indication that
25 there were homeless people there in the parking lot or

1 around the building on Sunday, the 19th, and then again
2 on Monday, the 20th.

3 Do you recall two different days in that time
4 period where there were people on the property who were
5 not supposed to be there?

6 A. Yeah. On Monday, I was notified about it,
7 that they had -- my staff had seen the same people the
8 day prior. And that's when we addressed it on that
9 following day, the 20th.

10 Q. Okay. And how was it addressed?

11 A. They were approached and asked to not park
12 there unless they had business with us.

13 Q. Are you aware of how they responded?

14 A. I believe they respond respectfully and said
15 okay.

16 Q. Do you know about a response regarding they
17 were being stalked?

18 A. I'm not aware of that.

19 Q. And other than that incident on the 19th and
20 the 20th, were there any other incidents that you
21 encountered or you became aware of that happened on that
22 weekend?

23 A. Not that I recall.

24 Q. Did you ask that camera footage be pulled
25 regarding those two incidents?

1 A. I don't recall.

2 Q. Do you know if anyone did?

3 A. They might have. I'm not sure.

4 Q. Okay. Let's go to Tuesday, March 21st.

5 Do you recall speaking to a Ranate (phonetic)
6 employee about an unidentified male with a goatee seen
7 in the building?

8 A. I -- I do not recall that conversation.

9 Q. And -- and back to individuals who were found
10 loitering on the property, you mentioned, I believe, to
11 law enforcement, that people were in that area, using
12 drugs or you thought people were using drugs on the
13 premise.

14 I know that you referenced the lighter and that
15 that might have been used for drugs. What is it that
16 you know or think about people using drugs in or around
17 your building?

18 A. We had an incident here right after I started,
19 where there was a encampment, if you will, next to
20 Building B.

21 Q. What do you mean by encampment?

22 A. Clothes, tarps, bicycle, stuff like that, that
23 were in between the bushes and the building that we
24 removed from the site.

25 Q. What did you do with those items?

1 A. We threw them away, as directed by the police.

2 Q. And what was it about that site that made you
3 suspect drugs?

4 A. The hypertrophic needles and paraphernalia.
5 You know, spoons, things that seemed out of place.

6 Q. When was this?

7 A. I don't recall the exact time. It was -- like
8 I said, it was when I -- roughly after I first started
9 here, so at least a year and a half ago.

10 Q. And there were -- okay. So there was that
11 incident, and then the couple of incidents that occurred
12 earlier this year in March.

13 Do you remember any other time where individuals
14 have been in or around that area that were not supposed
15 to be there, that caused you concern or made you suspect
16 that there were being drugs -- that drugs were being
17 used?

18 A. There's always been individuals that walk
19 through our parking lot. And, you know, when you're
20 walking out in the middle of the night, you can --
21 unless you have a pet with you, it's kind of strange to
22 see someone walking through our parking lot. So it's
23 just always suspicious.

24 Q. Okay. Let's get back to Tuesday, the 21st.
25 I'm sorry I'm kind of jumping all over here. But we had

1 gotten up to the point where you had double-checked the
2 rooms. You reported this incident to, I believe you
3 said, management?

4 A. Our administrative assistant.

5 Q. Or admin -- and after that, what did you do?

6 A. On -- I'm sorry. What was --

7 Q. The 21st.

8 A. The 21st, I didn't report.

9 Q. You're right.

10 A. Yeah.

11 Q. Okay. So let's go to the 21st. I'm sorry.
12 That's why I don't like skipping around, but sometimes
13 it has to be done.

14 So on the 21st, you did the perimeter. You walked.
15 You made sure that the two doors were locked, and you
16 said that they were?

17 A. Correct.

18 Q. What did you do next?

19 A. I went back into Building A to start my day
20 officially.

21 Q. And after you go and start your day, do you go
22 back to Building B at any time?

23 A. Yes.

24 Q. And what time was that?

25 A. Probably closer to 7:00, if I -- if I remember

1 correctly.

2 Q. And what was the purpose of going back over to
3 Building B?

4 A. To interact with our administration side, the
5 phone room, and the people in our -- that are on our
6 side of the building over there.

7 Q. At that time, did you see anyone who you had
8 not seen before, or out of the ordinary, in or around
9 Building B?

10 A. I did not.

11 Q. How long were you in Building B?

12 A. I don't recall.

13 Q. Would you have been there for the rest of the
14 day, or would you go back to Building A?

15 A. I was back and forth several times throughout
16 that day.

17 Q. Okay. At any time going back and forth
18 between Building A and Building B, did you see anyone
19 that was out of the ordinary or suspicious, either
20 outside the building, in the lobby or bathrooms,
21 anywhere?

22 A. I did not see anyone suspicious that day.

23 Q. At any time, walking back and forth between
24 the two buildings, did you see anything, smell anything,
25 suspicious?

1 A. Yes.

2 Q. Okay. When was that?

3 A. I want to say it was between 8:00 and
4 10:00 a.m. that -- somewhere around those times -- that
5 I walked back from Building A to B. And as soon as I
6 entered the lobby, I could smell a strong odor of
7 bleach, what appeared to be bleach.

8 Q. Okay. So do you remember if it was the first
9 time that you walked to Building B that you smelled
10 bleach?

11 A. It was not the first time that I had been in
12 Building B.

13 Q. Okay. Was it closer to breakfast or closer to
14 lunchtime?

15 A. I would say it was still early morning, like
16 8:00, between 8:00 and 10:00.

17 Q. Okay. And that's a wide range. So, I mean, I
18 understand why you're saying that, and I don't want to
19 -- you know, if you don't know, you don't know.

20 Let me get to the report and when you talked to
21 Detective Compton.

22 Were you provided that report prior to this
23 deposition?

24 A. Briefly, by -- just real quick this morning.
25 And we've been in staff meetings, so I haven't had time

1 to reread it.

2 Q. Okay. But you were able to kind of read
3 through it a little bit?

4 A. I -- I, like, saw the e-mail, but I didn't get
5 to pull it up because, again, being the nurse manager,
6 I've got a lot of staff here to take care of.

7 Q. Okay. So you had indicated that there was an
8 interview that morning. Do you recall that?

9 A. An employee interview?

10 Q. Yes.

11 A. Yes.

12 Q. Do you remember what time that interview was?

13 A. I would have to refer back to my calendar for
14 that.

15 Q. You told law enforcement it was at 6:30 in
16 Building A.

17 A. Okay.

18 Q. Does that sound accurate?

19 A. Yes.

20 Q. And, again, I'm not trying to trick you. I'm
21 just trying to help you along here, because oftentimes
22 with time, our memories fade.

23 So whenever you present information to law
24 enforcement closer in time, we expect that that would be
25 probably more accurate than several months later; right?

1 A. Yes. Yeah.

2 Q. And I'm assuming that everything you told law
3 enforcement, whenever you spoke to them, was the truth
4 at the time. You wouldn't have any reason to lie to law
5 enforcement.

6 But you had indicated that there was, in fact, an
7 interview that morning. It was at 6:30, and it was in
8 Building A.

9 How long do interviews last, if you -- and if you
10 recall, how long did this one last?

11 A. I don't recall how long that particular one
12 lasted, but typically around here, an hour to an hour
13 and a half.

14 Q. Okay.

15 A. Depending on the service that they're
16 interviewing with.

17 Q. So that's in line with what you told law
18 enforcement, which you said the interview had concluded
19 around 7:30.

20 And at some point, you were beginning to walk from
21 Building B to Building A, between 8:00 and 9:00 in the
22 morning, to go to the bathroom. Do you recall that?

23 A. Yes.

24 Q. And do you remember walking by the bathroom
25 and getting ready to go to the bathroom, but realizing

1 or thinking that someone was in there?

2 A. Yes.

3 Q. What kind of noises, sounds, movement, did you
4 hear to make you think that someone was in there?

5 A. I just heard some, like, rustling noise.
6 Like, somebody was -- obviously, it was occupied. And
7 knowing that bathroom and how small it is, you could
8 just hear someone was in there.

9 Q. Can you describe to me that bathroom? I know
10 there's a urinal; correct?

11 A. Correct.

12 Q. And then there is a stall with a door; is that
13 right?

14 A. Correct. Yes.

15 Q. So technically, more than one person can be in
16 there and use the restroom at the same time?

17 A. Correct.

18 Q. Where were you standing whenever you heard
19 movement in the bathroom?

20 A. At the door entry, like, getting ready to push
21 the door open.

22 Q. Did you actually push the door open?

23 A. I had put my hand on it. And then -- because
24 -- like, leaned in like I'm getting ready to walk in.
25 And then I heard the noise. I was, like -- and that's

1 when I stopped.

2 Q. Did you crack it at all?

3 A. No, not enough to open it up.

4 Q. Did you see anyone in there?

5 A. I did not see anyone in there, no.

6 Q. The movement that you heard, did it sound --
7 was it loud and unusual, or was it what you would
8 normally hear whenever you hear somebody washing their
9 hands and --

10 A. It wasn't washing hands sound. It was just a
11 different -- just a sound, like, you knew someone in
12 there doing -- it wasn't washing hands. So water wasn't
13 running. It was just kind of muffled noise, moving
14 around, like, shuffling feet kind of thing.

15 Q. Did you hear any voices?

16 A. I did not.

17 Q. Did you smell anything at that time?

18 A. Not at that time, no.

19 Q. And once you decided not to go into that
20 bathroom, what did you do?

21 A. I went back to Building A and used the
22 restroom over there.

23 Q. At some point, you went back to Building B
24 with another employee, Mr. Mordenga.

25 Is that a yes?

1 A. Correct. Correct.

2 Q. Okay. And who is Mr. Mordenga? Is he related
3 to someone at the vet as well?

4 A. He is related to our hospital administrator.

5 Q. And who's the hospital administrator again?

6 A. Jennifer Mordenga.

7 Q. Okay. Do you recall what time it was that you
8 walked over to Building B with Mr. Mordenga?

9 A. Probably around 8:30, between 8:30 and 9:30,
10 somewhere in that hour.

11 Q. And did you all decide to walk together? Did
12 you just happen to be walking together?

13 A. We were working on something together, and I
14 was going with him between buildings.

15 Q. What were you working on?

16 A. A maintenance project in our Building A.

17 Q. So with Mr. Mordenga, around 8:30 or 9:00, you
18 all walked to Building B. What entrance did you use?

19 A. The lobby entrance of Building B.

20 Q. How long does it take, approximately, to walk
21 from Building A to the lobby entrance of Building B?

22 A. Under 30 seconds.

23 Q. And when you walked in, you walked in through
24 the lobby. Did you see anyone out of the ordinary?

25 A. I did not.

1 Q. And did you notice anything out of the
2 ordinary?

3 A. Yes. At that time, I noticed a odor of what
4 appeared to be bleach.

5 Q. Okay. In the -- when you spoke to law
6 enforcement, you had indicated that it was after 10:00
7 whenever you smelled the bleach.

8 A. Okay.

9 Q. What time do you think it was, or do you just
10 not know?

11 A. No, actually -- like, talking to --
12 refreshing, like -- so I was back and forth between
13 Building A and B a lot. So I probably picked up stuff,
14 supplies. Like, we had our maintenance supplies in
15 Building B. And then I walked back over between. And
16 then me and Sam went back over mid-morning. So we were
17 back and forth a lot.

18 Q. Okay. Did you both notice a bleach smell?

19 A. Yes.

20 Q. And where did the bleach -- did you know where
21 the bleach smell was coming from?

22 A. I did not.

23 Q. Where were you standing when you first noticed
24 the smell?

25 A. In the lobby.

1 Q. And what did you do?

2 A. We continued to our part of the building where
3 our admin area is.

4 Q. And did you go into the admin area?

5 A. Yes.

6 Q. And what did you do after that?

7 A. We grabbed our supplies that we were coming
8 back for, and walked back to -- made our way back to
9 Building A.

10 Q. So the bleach smell was not -- was not really
11 a concern at that time, is that what you're telling me?
12 There was no reason to investigate?

13 A. It was a concern. I was looking for Deb to
14 see -- asked if she was cleaning. And I don't recall if
15 I found her at that particular moment in Building B, or
16 if she was back in Building A.

17 Q. Okay.

18 A. But I would have asked her about that, too,
19 because that was very out of the ordinary, to smell
20 that.

21 Q. And what did she say?

22 A. She said she didn't do anything. And she
23 didn't -- wouldn't have used bleach over there.

24 Q. At some point, you went into the men's
25 restroom; correct?

1 A. Correct.

2 Q. Who was with you when that happened?

3 A. Sam.

4 Q. Was that before or after you found Deb?

5 A. I don't recall.

6 Q. Well, do you recall if you walked to
7 Building A first, and then came back and went into the
8 bathroom, or once you smelled the bleach, you then went
9 into the bathroom?

10 A. It was on our way back from Building B towards
11 Building A that we peeked in the bathroom to see if the
12 smell was coming from there.

13 Q. And what -- what was your opinion at that
14 time?

15 A. That it was coming from the bathroom.

16 Q. And when you say peeked in, did you just crack
17 the door --

18 A. We opened -- we opened the door and looked in
19 there, and --

20 Q. Did you walk in there?

21 A. I don't recall if I -- I don't recall walking
22 all the way in the bathroom, but opened the door all the
23 way.

24 Q. And you know you're not going to get in
25 trouble for going in the bathroom?

1 A. Correct.

2 Q. It's a public space and --

3 Do you recall if anyone walked into the bathroom?

4 A. I believe Jake walked in there, looking for --
5 see, because at that time, that's when -- was -- we were
6 walking back from Building B. Looked in the bathroom.

7 Jake approached us, asking if we found -- saw his
8 friend Steve.

9 Q. Where did you encounter Jake?

10 A. Near the entryway of, like, the bathroom and,
11 like, the hallway, in that vicinity.

12 Q. And this was after you had determined that
13 there was a bleach smell in the bathroom?

14 A. Correct.

15 Q. What was the conversation between you and
16 Jake?

17 A. Jake just asked us if we had seen his friend
18 Steve, that he was looking for him.

19 Q. And what was your response?

20 A. I said, I have -- I have not seen him.

21 Q. Did you all have a conversation about the
22 bleach smell?

23 A. We did not.

24 Q. What was the state of the bathroom?

25 A. It was a mess.

1 Q. And describe it, if you will.

2 A. Paper all over the place. There was -- I
3 recall seeing a couple of drops of blood. And then the
4 stall door was wide open, and you could see the paint on
5 the wall was wiped away. Which having been in that
6 bathroom several times before, I knew that that was
7 brand-new.

8 Q. Okay. So let's start with the blood. Where
9 did you see what you thought was blood?

10 A. By the doorway.

11 Q. Where by the doorway?

12 A. On the floor.

13 Q. And what made you think it was blood?

14 A. The color.

15 Q. Was it wet or dry?

16 A. It was wet.

17 Q. And you said the bathroom was brand-new. Are
18 you referring to the paint?

19 A. No. It wasn't brand-new. It was, like -- I
20 knew what it looked like. But as far as, like, if
21 there's damage in the walls, like, spots missing in the
22 walls.

23 Q. Okay. So when you opened the bathroom door,
24 you see what you think is blood. You see that the paint
25 is rubbed off, from what you can tell, and there's paper

1 everywhere. Was there anything else?

2 A. I believe the -- the sink -- like, the sink
3 was a mess with stuff. But I don't recall if the
4 cabinets were open at the time. But the whole bathroom
5 just looked like something had -- something messy
6 happened in there.

7 Q. Okay. And so you come out of the bathroom --
8 well, let me -- let me go back.

9 Did you move anything in the bathroom when you were
10 there? Pick up any paper?

11 A. I did not. The only thing I touched was the
12 bathroom door.

13 Q. Did you notice anything on the bathroom door?

14 A. Not on the bathroom door at that time, no.

15 Q. And when you touch the bathroom door, is there
16 a door handle, or is it a push door where you just touch
17 the wall?

18 A. It is a push door.

19 Q. So -- and did Sam go in there with you
20 whenever you saw -- he saw the mess?

21 A. I don't recall.

22 Q. Do you -- when you saw what you thought was
23 blood, did you mention to Sam, hey, is that blood? I
24 mean, did y'all have a conversation about it?

25 A. We had a conversation about, like, it looked

1 like there -- you know, something happened. The
2 bathroom was -- like, speculating, like, did someone
3 have an accident and tried to clean it up and it went
4 bad?

5 Q. Okay. And by an accident, you mean somebody
6 just maybe didn't make it all the way to the bathroom?

7 A. Correct.

8 Q. So at this time, you're still with Sam. You
9 all -- or you walk out of the bathroom. You're not sure
10 if Sam walked in the bathroom. But you walked out of
11 the bathroom towards the lobby?

12 A. Correct.

13 Q. And that's when you ran into Jake Blanchard?

14 A. Correct.

15 Q. Was he with anyone?

16 A. He was not.

17 Q. What was his state? Did he --

18 A. He looked stressed out. He was on the phone
19 with somebody, and he was -- he looked very stressed.

20 Q. And what exactly did he say to you? Just --

21 A. Have you seen my friend Steve? I'm looking
22 for him. I can't find him anywhere.

23 Q. Did you know who Steve was?

24 A. I did not at the time, no.

25 Q. And did you ask him who's Steve, or did you

1 just say no, and keep walking?

2 A. Yeah. I said, I -- I haven't seen anybody.

3 Q. Did you say, hey -- did you tell him anything
4 about the bathroom and what you had saw in the bathroom?

5 A. I did not.

6 Q. So at that time, the bleach, the blood, the
7 wall, none of that, in your mind at that time, seemed
8 relevant to tell Mr. Blanchard?

9 A. No. Mr. Blanchard was in the area, too,
10 because he was aware of the smell and stuff, too.

11 Q. Okay. Do you know if he was aware of the
12 blood in the bathroom?

13 A. I am not aware.

14 Q. Okay. So how long was the encounter between
15 you and Mr. Blanchard?

16 A. I would -- it was probably under a minute. It
17 was real quick, as he's on the phone, walking through
18 the area, looking for his friend.

19 Q. At that time, were there any law enforcement
20 there?

21 A. When we walked out the front door of the
22 lobby, there was an officer at some point. And I don't
23 remember if it was right after we saw Jake or shortly
24 thereafter.

25 Q. So sometime shortly after -- or right after

1 you saw Jake, law enforcement showed up. Was it just
2 one officer?

3 A. I only initially saw one officer, yes.

4 Q. Do you recall if you saw this officer in
5 passing when you were walking back to Building A?

6 A. Yes. They were outside of Building B, like,
7 on the sidewalk, walking into the building.

8 Q. Okay. When you saw law enforcement, what did
9 you do? Did you continue to Building A?

10 A. I believe we did.

11 Q. And Sam Mordenga was still with you at that
12 time?

13 A. Correct.

14 Q. So you go back to Building A. And at that
15 time, did you just carry on your day? Did you have any
16 conversations with individuals about what you had seen
17 in Building B?

18 A. Me and Sam had talked, like, well, I wonder
19 what was going on. And that was the only one that I had
20 talked to at the time, because we had -- like, we saw
21 the same stuff together.

22 Q. And what happened next? How did the events
23 unfold and how did law enforcement eventually get to
24 you?

25 A. I was -- throughout the day, I still had to go

1 back to Building B to conduct business there. So I was
2 back and forth.

3 And they were all in that -- all of the vicinity
4 throughout the day after that, I guess.

5 Q. Were you given any additional information
6 about what was going on?

7 A. No.

8 Q. Were you told to avoid certain areas?

9 A. Not at that time, no.

10 Q. Were they still allowing use of the restroom,
11 the men's restroom, at that time?

12 A. I don't believe they were allowing anyone to
13 use that, the restroom, but with the state that it was,
14 nobody was going to use it, anyways.

15 Q. Prior to law enforcement getting there, but
16 after you noticed the state of the bathroom, was anybody
17 notified, hey, you know, somebody needs to go clean up
18 the restroom?

19 Who's in charge of cleaning up that restroom?

20 A. I'm not sure who is responsible for that
21 building's restroom.

22 Q. Did you notify anyone to go and, hey, somebody
23 needs to be called to clean up the restroom?

24 A. I might have talked to Deb about the restroom,
25 but I don't recall.

1 Q. Okay. Do you all have a janitorial service in
2 that building?

3 A. I'm not aware of any. Like, if there is, it's
4 not through our company.

5 Q. So the owners of the building, to your
6 knowledge, do not have a service that goes in and cleans
7 all of the offices?

8 A. They may. I'm not aware of it, though.

9 Q. Who empties the garbage in -- in your offices?

10 A. We all do in our offices. Like, everybody is
11 responsible for that kind of function.

12 Q. And for mopping and sweeping and making sure
13 everything is clean daily, who does that?

14 A. In our admin office, Deb does that.

15 Q. And what about in the vet clinic?

16 A. Everybody is responsible for doing -- taking
17 part in that.

18 Q. Okay. Is there a private restroom in
19 Building B for employees, or do -- are they all having
20 to use that common restroom area?

21 A. It's the common restroom.

22 Q. So you're back and forth from Building A to
23 Building B after you see law enforcement. At some time,
24 did law enforcement stop you to ask you questions?

25 A. Yes.

1 Q. When was that?

2 A. I don't recall exactly when that was.

3 Q. Was it that day?

4 A. That -- I want to say it was that day, but I
5 don't recall exactly.

6 Q. Okay. It looks like -- do you remember law
7 enforcement coming to the office on the 22nd, the day
8 after?

9 A. Yes.

10 Q. Okay. Do you recall being questioned on that
11 day?

12 A. I recall being questioned. I don't recall
13 exactly which day.

14 Q. Okay. So Detective Compton responded to
15 1501-B South Belcher to interview you on March 22nd.
16 Does that sound familiar?

17 A. Yes.

18 Q. And at that time, where -- did he come to find
19 you in your office and say, hey, come here and let's
20 chat?

21 A. He did not come find me. I was in between --
22 I was walking between Building A and B again. And Deb
23 was passing the office that way, and said, you know,
24 that they would probably talk to me next.

25 Q. Okay. And did you then go and approach them

1 and say, hey, I'm Mr. Tensley?

2 A. I walked into Building B and let them know
3 that I'm available if they need to talk to me.

4 Q. And did they chat with you in Building B?

5 A. Yes.

6 Q. And at that time, did you -- what did you tell
7 them?

8 A. I told them what -- the events that I saw and
9 what actions I did that day and the day prior. And that
10 was it, as far as I recall.

11 MS. POWERS SELLERS: Okay. Just give me a
12 minute. Let me review my notes here.

13 Q. What is the state of that bathroom normally?
14 Was it normally well kept? I mean -- or is it halfway
15 kept?

16 A. It's normally well kept. I don't feel like
17 there's that many people using it out of that building.

18 Q. Okay. On March 27th, you spoke with a female
19 detective, again at your office on Belcher. And the
20 purpose of that meeting was for her to obtain a written
21 statement from you regarding the information that you
22 had provided previously on the 23rd.

23 Do you remember that?

24 A. I don't remember the exact day, but I remember
25 doing a written statement.

1 Q. Okay. And I believe you had asked if you
2 could type the statement, because you -- you weren't
3 satisfied with your handwriting?

4 A. Correct.

5 Q. Okay. And you're aware that that statement
6 was recorded?

7 A. Yes.

8 Q. Yes?

9 Okay. To your recollection, everything that you
10 said in that recorded statement that you typed later,
11 everything was what you remembered at or around the time
12 of the incident that occurred on March 21st?

13 A. Yes.

14 MS. POWERS SELLERS: Okay. I'm just going to
15 review my notes on this recording and make sure
16 that there's nothing else that I need to address.

17 Q. I have a note here that you mentioned
18 encountering people doing drugs. But I believe that was
19 probably a question that I had for you that we've
20 already discussed.

21 You -- have you personally seen anyone doing drugs
22 on the premises?

23 A. Smoking things and speculating what it is. I
24 mean, is a cigarette a drug? One might say yes, so.

25 Q. Okay. And is that where -- where did that

1 happen?

2 A. That happens, like I said, throughout the
3 parking lot, in between buildings.

4 Q. Okay. So pretty common that you would see
5 somebody in or around that area smoking?

6 A. There's times that it would happen, like, the
7 locations between the dumpster from Building A, and then
8 the rest of the parking lot and Building B.

9 Q. Okay. Just for clarification, you -- you did
10 the interview with the detective about a week later.

11 And then Detective Gay asked you to write
12 something.

13 So you did the oral interview first, and then you
14 typed up a statement and provided that to the detective?

15 A. That sounds right.

16 Q. Or was it vice-versa?

17 A. I remember being recorded, and I remember
18 typing it up. I don't remember, like, the timeline
19 between -- at that time, it all seemed happening at the
20 same time but, obviously, it didn't.

21 MS. POWERS SELLERS: Okay. Willengy?

22 MS. RAMOS: Good morning.

23 I don't have any questions. Thank you,

24 Mr. Tensley.

25 THE WITNESS: Thank you.

1 MS. POWERS SELLERS: The state?

2 MS. SPADARO: Yes. Good morning.

3 I do have some follow-up questions, just to
4 clarify a few things, if that's okay.

5 CROSS-EXAMINATION

6 BY MS. SPADARO:

7 Q. So defense asked you about that written
8 statement. You said you had had an opportunity to
9 review it before this deposition; is that correct?

10 A. Not a full opportunity that I would have
11 liked.

12 Q. Okay. Okay. But you were provided with that
13 written statement of your audio recording; right?

14 A. I wasn't able to check the audio recording.

15 Q. Okay.

16 A. Just the written.

17 Q. Okay. I want to back up to March 14th, when
18 you discussed going into the utility closet and finding
19 some things that were out of the ordinary.

20 You mentioned that you found a torch lighter-type
21 thing; right?

22 A. Correct.

23 Q. Did you find anything else indicative of drug
24 use, such as hypodermic needles, drugs itself, any other
25 type of paraphernalia in the utility closet that day?

1 A. I do not recall finding anything of that sort
2 at that time.

3 Q. Okay. And then I want to jump to March 21st.

4 I know it's been a while and the timeline might not
5 be fresh in your memory, but I just want to ask you: Do
6 you recall saying that on March 21st, you went to use
7 the restroom in Building B somewhere between 7:00 and
8 8:30, but did not enter the bathroom because you heard
9 someone in there?

10 A. Correct.

11 Q. Okay. And then do you recall saying that you
12 came back through the building somewhere between 9:30
13 and 10:00, and that's when you smelled the strong odor
14 of bleach?

15 A. Yes.

16 Q. Okay. And as defense has asked you, when you
17 wrote that statement and gave that interview that was
18 recorded, to your knowledge, that was all accurate;
19 correct?

20 A. Correct.

21 MS. SPADARO: Okay. I don't think I have any
22 other clarifying questions.

23 Thank you.

24 MS. POWERS SELLERS: Okay. I believe that we
25 are all done.

(Discussion off the record.)

(Deposition concluded at 10:26 a.m.)

STATE OF FLORIDA
COUNTY OF POLK

I, TODD TENSLEY, under penalties of perjury,
declare that I have read the foregoing transcript of my
testimony which was taken in the case of State of
Florida v. Tomasz Kosowski, on September 14, 2023, and
the corrections I desire to make are as indicated on the
attached Errata Sheet.

Done and signed this ____ day of _____,
2024.

TODD TENSLEY

ERRATA SHEET

PAGE	LINE	CORRECTION	REASON
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Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.

DATE _____

TODD TENSLEY

CERTIFICATE OF OATH

STATE OF FLORIDA
COUNTY OF POLK

I, the undersigned authority, certify that
TODD TENSLEY remotely appeared before me and was duly
sworn on September 14, 2023.

Witness my hand and official seal this
16th day of December, 2024.



LINDA A. MCGILL, RPR Tested
Notary Public, State of Florida
Commission #HH598038
Expires November 17, 2028

Known Personally _____ OR Produced Identification x

Type of Identification Produced: Florida DL

REPORTER'S DEPOSITION CERTIFICATE
STATE OF FLORIDA
COUNTY OF POLK

I, LINDA A. MCGILL, certify that I was authorized to and did stenographically report the deposition of TODD TENSLEY; that a review of the transcript was requested; 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 this action, nor am I financially interested in the action.

Dated this 16th day of December, 2024.



LINDA A. MCGILL, RPR Qualified
Stenographic Court Reporter

The original of this transcript was ordered by and furnished to Jeanette Bellon, Esquire.