

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

STATE OF FLORIDA,

Plaintiff,

vs.

CASE NO. 23-02935CF

TOMASZ KOSOWSKI,

Defendant.

_____/

VIRTUAL DEPOSITION OF NICHOLAS SPICER

DATE: January 8, 2025

TIME: 1:06 p.m.

PLACE: Various Remote Locations
Via Zoom Video Communications

REPORTER: KIMBERLY L. RENFROE, RPR
Stenographic Reporter

VIRTUAL
APPEARANCES:

NATHAN T. VONDERHEIDE, ESQUIRE
Assistant State Attorney
Post Office Box 17500
Clearwater, Florida 33762
For the State

BJORN E. BRUNVAND, ESQUIRE
Brunvand Wise, P.A.
615 Turner Street
Clearwater, Florida 33756
For the Defendant

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JANUARY 8, 2025

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1 DEPOSITION IN DISCOVERY

2 NICHOLAS SPICER

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

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

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

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

18 THE WITNESS: Yes.

19 THE COURT REPORTER: Thank you.

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

23 DIRECT EXAMINATION

24 BY MR. BRUNVAND:

25 Q. My name is Bjorn Brunvand. We're here on

1 State of Florida versus Tomasz Kosowski.

2 If you could please state your full name?

3 A. Deputy Nicholas Spicer.

4 Q. And, Deputy, how are you employed?

5 A. I am a patrol deputy for Pinellas County
6 Sheriff's Office.

7 Q. And how long have you been so employed?

8 A. About four and a half years.

9 Q. And any prior law enforcement experience?

10 A. No, sir.

11 Q. The -- did you prepare a report detailing your
12 involvement in this case?

13 A. Yes, sir.

14 MR. BRUNVAND: Hold on one second. I
15 apologize.

16 (Discussion off the record.)

17 MR. BRUNVAND: I apologize. My office staff
18 is sick, and I had to go and allow someone inside
19 the building.

20 Q. (By Mr. Brunvand) You said -- you indicated
21 you prepared a report detailing your involvement in the
22 case?

23 A. Yes, sir.

24 Q. And have you had a chance to review that
25 report?

1 A. Yes, sir.

2 Q. And in reviewing it, does it appear to be
3 complete and accurate?

4 A. Yes.

5 Q. Does it include everything that you did in
6 this case?

7 A. Yes.

8 Q. Okay. Why don't you tell us what -- what was
9 your involvement in this case?

10 A. So I was requested to meet Largo PD
11 Detectives Bolton and Owens at Tarpon Springs Police
12 Department to serve a search warrant paperwork for their
13 suspect, Tomasz Kosowski, reference their case.

14 I administered the warrant paperwork verbatim from
15 the court-ordered paperwork, and I stood by with body
16 cam as the forensic specialists processed what they
17 needed for Tomasz.

18 Q. Okay. And do you know what -- were you
19 wearing any type of body cam recording device at the
20 time?

21 A. Yes, sir. It was utilized.

22 Q. And did it have both audio and video
23 activated?

24 A. Yes.

25 Q. Okay. Do you know why your presence was

1 required for purposes of reading the body warrant?

2 A. Yeah. Because as a deputy, I have
3 jurisdiction -- jurisdictional privileges, I guess you'd
4 say, over certain municipality police departments.

5 Q. Okay. So what is your jurisdiction? What's
6 the extent of your jurisdiction?

7 A. All of Pinellas County.

8 Q. Okay. All right.

9 And did you say this was on March 25th or
10 March 26th of 2023?

11 A. This was March 25th at 12:06 is when I
12 arrived.

13 Q. March 25th at 12:06?

14 A. Uh-huh.

15 Q. Okay. And then 12:06 being six minutes after
16 midnight?

17 A. Correct.

18 Q. Okay.

19 And do you know whether or not this body warrant
20 that had been issued, would it have been an option for
21 Tarpon Springs Police Department to read the body
22 warrant?

23 A. I am not sure. I don't know what their policy
24 is for that.

25 Q. Do you know if anyone from Tarpon Springs

1 Police Department were present during the reading of the
2 warrant and -- and then during the search of Tom
3 Kosowski?

4 A. Yeah, they had an officer there to allow us
5 into their building.

6 Q. Okay.

7 A. And I'm pretty sure he stood by.

8 Q. Okay.

9 And did you stand by for the entire search?

10 A. Yes.

11 Q. Okay.

12 Do you recall if someone in particular ordered you
13 to go to Tarpon Springs to -- to participate and -- and
14 read the warrant?

15 A. I was just dispatched there from my Pinellas
16 County dispatch, and then I met with the Largo
17 detectives while -- while there.

18 Q. Okay.

19 And how -- how did you get the actual warrant?

20 A. I was handed it to me. It was handed to me by
21 the Largo PD detectives.

22 Q. Okay.

23 Did you speak with anyone from the State Attorney's
24 Office as it relates to this case, other than preparing
25 for the deposition today?

1 A. No.

2 Q. Is there anything else that you know about
3 this case other than what's in your report and what we
4 discussed here today?

5 A. No.

6 Q. Okay.

7 MR. BRUNVAND: Nathan, do you have any
8 questions?

9 MR. VONDERHEIDE: No questions for me. Thank
10 you, Deputy Spicer.

11 THE WITNESS: Yes, sir.

12 MR. BRUNVAND: Thank you, Deputy Spicer.

13 Do you want to read or waive if the transcript
14 is prepared of this deposition?

15 THE WITNESS: I could -- you mean, do I mind?
16 Like, what do you mean by --

17 MR. BRUNVAND: Okay. All right.

18 So -- so when -- when you have your deposition
19 taken, if -- you have two choices in the event that
20 it's transcribed. You can waive reading; that
21 means the transcript would be prepared without you
22 having to read it, and then you always get to read
23 it later on, if necessary, as a witness. Or you
24 can insist on wanting to read it, which means that
25 a draft will be -- or the transcript will be sent

1 to you to read before it's finalized. It's up to
2 you. Either way is fine, whichever you prefer.

3 THE WITNESS: I would prefer to read it.

4 MR. BRUNVAND: Okay. So I'm going to stop the
5 recording, and I'm going to have you give your
6 email address to the court reporter so that she can
7 send you a copy of the transcript. Hold on one
8 second.

9 THE WITNESS: Okay. Thank you.

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11 THEREUPON, the virtual deposition concluded at
12 1:15 p.m.
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ERRATA SHEET

IN RE: State of Florida versus Tomasz Kosowski

DATE TAKEN: January 8, 2025

WITNESS: NICHOLAS SPICER

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 NICHOLAS SPICER

CERTIFICATE OF OATH

STATE OF FLORIDA

COUNTY OF PINELLAS

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

Witness my hand and official seal this
13th day of March, 2025.


KIMBERLY L. RENFROE, RPR



Notary Public, State of Florida
Commission No.: HH 633754
Expiration Date: 1/31/29

1 REPORTER'S DEPOSITION CERTIFICATE

2 STATE OF FLORIDA

3 COUNTY OF PINELLAS

4 I, Kimberly L. Renfro, Registered Professional
5 Reporter, certify that I was authorized to and did
6 stenographically report the virtual deposition of
7 NICHOLAS SPICER; that a review of the transcript was
8 requested; and that the transcript is a true and
9 complete record of my stenographic notes.

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

15 Dated this 13th day of March, 2025.

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

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21
22
23 (Transcript ordered by Bjorn E. Brunvand, Esquire,
24 on February 25, 2025.)
25

March 13, 2025

Deputy Nicholas Spicer
xxx.xxx.com

Dear Deputy Spicer,

Your deposition taken in the case of State of Florida versus Tomasz Kosowski on January 8, 2025, 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, until April 15, 2025.

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,

Kimberly L. Renfroe, RPR