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IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT OF
THE STATE FLORIDA, IN AND FOR PINELLAS COUNTY
CRIMINAL DIVISION
CASE NO.: 23-02935-CFANO

STATE OF FLORIDA,

Plaintiff,

vs. VOLUME I

TOMASZ ROMAN KOSOWSKI,

Defendant.

PROCEEDINGS: MOTION TO SUPPRESS

BEFORE: THE HONORABLE A. JOSEPH BULONE
Circuit Court Judge

DATE: April 17, 2025

PLACE: Pinellas County Justice Center
14250 49th Street North
Clearwater, Florida 33762

REPORTED BY: CHARLENE M. EANNEL, RPR
Court Reporter, Notary Public

PAGES 1 - 213

A-P-P-E-A-R-A-N-C-E-S

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INDEX TO PROCEEDINGS**PAGE****WITNESSES CALLED BY THE DEFENSE**

STEVEN ALLREAD

Direct Examination by Mr. Brunvand 13

Cross-Examination by Ms. Spadaro 43

Redirect Examination by Mr. Brunvand 48

AMBER CAMACHO

Direct Examination by Ms. Tuomey 55

Cross-Examination by Mr. Vonderheide 61

COLIN BOLTON

Direct Examination by Mr. Brunvand 64

Cross-Examination by Mr. Vonderheide 170

WITNESS CALLED BY STATE

JEFFREY CRAWFORD

Direct Examination by Ms. Spadaro 126

Cross-Examination by Mr. Brunvand 134

Redirect Examination by Ms. Spadaro 205

INDEX OF EXHIBITS

<u>STATE'S EXHIBIT #</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1	Affidavit for Search Warrant Search Warrant	8
2	Affidavit for Search Warrant Search Warrant	8
3	Affidavit for Search Warrant Search Warrant & Seizure of of Items from Body of Defendant	8
4	Photopack	11
5	USB Drive	11
6	Photographs	175
7	Photographs	157
8	Digital Printouts	262
DEFENSE EXHIBIT:		
1	Property Appraiser Image	42

P-R-O-C-E-E-D-I-N-G-S

MR. BRUNVAND: Your Honor, can we plan on taking a break at 10:00 a.m.? I have what should be a brief hearing in front of the Chief Judge on the Nealy case.

THE COURT: Okay.

MR. BRUNVAND: His availability is very limited, so that's why.

THE COURT: Okay.

MR. BRUNVAND: Otherwise, it was going to be mid-May before we could have it.

THE COURT: Is he going to take you first over there hopefully?

MR. BRUNVAND: I would hope so. Maybe I could have someone run over there and make sure. Maybe he can receive a message from someone higher up than me who can propose that occur.

THE COURT: All right. So let's bring Mr. Kosowski out. I assume he is up and ready to come out?

THE BAILIFF: Yes, Your Honor.

(Defendant entered the courtroom.)

THE COURT: All right. So Mr. Kosowski is here. Why don't we put on the record who the lawyers are in here.

1 First of all, for the State?

2 MR. VONDERHEIDE: Nathan Vonderheide for the
3 State.

4 MS. SPADARO: And Alexandra Spadaro for the
5 State.

6 THE COURT: All right. Who is here for the
7 Defense?

8 MR. BRUNVAND: Bjorn Brunvand, along with
9 Deborah Tuomey, Jervis Wise, and Amanda Sellers.

10 THE COURT: All right. Very good.

11 All right. So obviously, we have Motions to
12 Suppress the fruits of the search warrant for the
13 residence, for the Corolla, and, I guess, the body of
14 the defendant. Although, I don't know if anything
15 was really of value that was found from the body of
16 the defendant. Was there?

17 MR. VONDERHEIDE: Buccal swab.

18 THE COURT: Okay.

19 MR. VONDERHEIDE: And photographs which are, I
20 think, inculpatory.

21 THE COURT: Okay. And then do we have a game
22 plan? Do we have an agreement as to if we're going
23 to have an argument? If we should have an
24 evidentiary hearing or are we in agreement that we're
25 going to have an evidentiary hearing?

1 MR. VONDERHEIDE: Well, Your Honor, it's, I
2 think, a preliminary step. State's Exhibit 1 is the
3 search warrant and affidavit for 511 Seaview Drive,
4 which is located in Tarpon Springs. We would request
5 to move that into evidence. I don't think there's
6 any objection. It's a copy.

7 State's Exhibit 2 is a search warrant for Mr.
8 Kosowski's Corolla. It's a copy signed by Your
9 Honor. It's not certified, but I don't believe
10 there's an objection. I would move to move that into
11 evidence.

12 State's Exhibit 3 is the body warrant, which was
13 unsealed earlier on in, I believe, this year. Maybe
14 late last year. It's a copy of it. It's a copy
15 of -- a true copy. It's digitally scanned and then
16 printed out. State's Exhibit 3. I don't think
17 there's any objection to entering that into evidence.

18 I think everybody agrees that there were search
19 warrants in this case. As a result, the Defense
20 would then have the burden to show that there was
21 some problem with the document itself or, I guess, in
22 the administration of the document and how it was
23 served.

24 So I would move to incorporate those, and I
25 think that that would demonstrate the Defense now has

1 the burden to show that there is some invalidity as
2 to those search warrants.

3 THE COURT: Also in evidence are the affidavits,
4 along with the actual warrants, right?

5 MR. VONDERHEIDE: They're attached to -- 1 has
6 got the Affidavit of Warrant; 2 has got the Affidavit
7 of Warrant; 3 has got the Affidavit of Warrant.

8 THE COURT: Any objection from the Defense?

9 MR. BRUNVAND: No objection, Your Honor.

10 THE COURT: All right. They're admitted.

11 (State's Exhibit Nos. 1, 2, 3 were admitted.)

12 THE COURT: So since there is a search warrant
13 in the case, the Defense has the burden of proof. So
14 are you prepared to call witnesses, at this point, or
15 do you want to give an opening statement?

16 MR. BRUNVAND: We're prepared to call witnesses,
17 Your Honor. If I can just have one moment?

18 THE COURT: Okay. I assume we're going to start
19 with the search warrant of the residence?

20 MR. BRUNVAND: Well --

21 THE COURT: They're interrelated.

22 MR. BRUNVAND: They're interrelated, Your Honor,
23 and so we were going to mix it up a little bit. As
24 long as we deal with the facts of both, so we may mix
25 up the witnesses a little bit, if that's okay with

1 the Court.

2 THE COURT: Okay.

3 MR. BRUNVAND: Did you introduce the body cam
4 videos?

5 MR. VONDERHEIDE: I can.

6 So yesterday, Mr. Brunvand and I had a
7 discussion. He wanted to play some body cams. Of
8 course, I don't have any objection, provided they're
9 relevant. I learned today a lot of these Zoom depositions
10 had been recorded, and I -- and I, personally, have
11 no objection.

12 You know, really the threshold for the recording
13 of a deposition is whether there's notice, which
14 there wasn't really notice, but we asked the witness,
15 and whether the witness will agree to it or whether
16 they object to it. Most witnesses willingly agreed
17 to it, so we recorded those.

18 It's my understanding that some of the snippets
19 to be played today include Zoom recordings, which I
20 haven't seen the recordings yet. I would object to
21 the admission of any Zoom recordings of depositions
22 because I haven't seen that document -- I haven't
23 seen that video yet.

24 But as it relates to the body cams, I prepared a
25 USB with a list detailing the file names, which are

1 included in the USB. I showed it to Mr. Brunvand
2 today. I think he's going to Bluetooth in, play on
3 the TV the clips he wants, and we may follow up with
4 another clip.

5 So if we want to call this State's Exhibit 1 or
6 whatever is next, I guess, 5, I don't have a problem
7 with that. I generated it, but they're going to be
8 using the materials, so...

9 THE COURT: All right. So it sounds like
10 there's no objection to --

11 MR. BRUNVAND: Right.

12 THE COURT: Okay. Are we -- are we up to 4 or
13 are we up to 5?

14 MR. VONDERHEIDE: Are we up to 5?

15 THE CLERK: That would be Number 5. So far,
16 we've done 1, 2, 3 --

17 MR. VONDERHEIDE: 4 is not in yet. 5 is not in
18 yet.

19 THE COURT: What's 4?

20 MR. VONDERHEIDE: 4 is a photopack that I
21 believe Defense -- well, at some point it's going to
22 be relevant to 511 Seaview and the Corolla.

23 THE COURT: All right. So I assume there's no
24 objection either to 4 or 5, right, Mr. Brunvand?

25 MR. BRUNVAND: That's correct. Can you assist

1 me? I need to switch the presentation laptop to this
2 one because I'm using my laptop here.

3 THE COURT: Yes.

4 All right. Are we done with IT as far as
5 getting the Zoom on the big screen?

6 THE BAILIFF: I'll get them over.

7 (State's Exhibits 4 and 5 were admitted into
8 evidence.)

9 THE COURT: Okay.

10 MR. BRUNVAND: Your Honor, the other thing is,
11 so I plan on using sections of the body cam videos in
12 questioning the various witnesses. They're all from
13 the video that's been admitted by agreement.

14 There is also some body cam video from the
15 Belcher location that has not yet been admitted, but
16 I believe that the State is okay with us
17 supplementing the record at the end of the day with
18 those videos. Those are the complete videos. We
19 have them. They just haven't been admitted.

20 MR. VONDERHEIDE: I don't have any objection to
21 anything that's been discovered coming in, as far as
22 for authenticity as it relates to relevance. I mean,
23 maybe there's an argument on some of it. I don't
24 know if we're talking about 1501 Belcher that's
25 coming in. Is it --

1 MR. BRUNVAND: It's statements of officers at
2 that location about the crime scene and what they
3 observed.

4 MR. VONDERHEIDE: That's fine. That's fine.
5 Just let it all in.

6 THE COURT: Okay.

7 MR. VONDERHEIDE: We're just here for the truth.

8 THE COURT: All right. So the first thing we're
9 going to do is you're going to call a witness on
10 Zoom, right?

11 MR. BRUNVAND: Well, no, we're not.

12 THE COURT: Okay.

13 MR. BRUNVAND: Allred, I think is here, right?

14 MS. SPADARO: He's on Zoom.

15 MR. BRUNVAND: Will we be able to play videos
16 when someone is on Zoom?

17 MR. VONDERHEIDE: Yes. You can share. I would
18 be happy to assist, if I can.

19 MR. BRUNVAND: I may need your assistance.
20 Okay. Allred would be our first witness, Your Honor.

21 THE BAILIFF: They're on their way.

22 THE COURT: So I think we're waiting for.

23 THE BAILIFF: Court IT --

24 THE COURT: -- IT to get here so that it can be
25 on the big screen, so it actually works as opposed to

1 me just seeing me and me just seeing him. Okay.

2 Mr. Allred, if you can go ahead and unmute
3 yourself. There you go. Please raise your right
4 hand.

5 (Witness was duly sworn on oath.)

6 THE WITNESS: Yes, sir, I do.

7 THE COURT: Very good.

8 Mr. Brunvand, you may inquire.

9 DIRECT EXAMINATION

10 BY MR. BRUNVAND:

11 Q. Good morning.

12 A. Good morning, sir.

13 Q. Could you please tell the Court how you are
14 employed?

15 A. I am retired from the Largo Police Department.

16 Q. All right. And back in March of 2023, how were
17 you employed?

18 A. I was employed at the Largo Police Department.

19 Q. All right. What was your first involvement in
20 this case?

21 A. I was called to the scene, the business.

22 Q. The Belcher Road location?

23 A. Yes, sir.

24 Q. All right. And, generally -- well, before we
25 talk about the Belcher Road location. Were you also

1 present at 34 Orange Street, where Tom Kosowski had been
2 detained?

3 A. Is that the scene of the traffic stop?

4 Q. That's correct.

5 A. Yes, sir.

6 Q. All right. And when you arrived at that scene,
7 do you recall what time you arrived at that scene?

8 A. I do not.

9 Q. Okay. Do you have an approximate idea?

10 A. It would have been shortly after the stop
11 occurred.

12 Q. Okay. All right.

13 Can we -- I'm going to try to share a video with
14 you. Okay.

15 THE COURT: Do you want to join the Zoom there,
16 Mr. Vonderheide?

17 MR. VONDERHEIDE: Just in case I need to assist.

18 MR. BRUNVAND: I'm trying to forward it right
19 now.

20 THE COURT: There's a Hannah Swartz.

21 MS. SWARTZ: That's me.

22 THE COURT: I didn't know if that was a
23 witness -- if Hannah was a witness.

24 MR. BRUNVAND: Then I think probably Hannah
25 would have to be authorized to share the screen.

1 BY MR. BRUNVAND:

2 Q. Detective, are you able to see --

3 A. I can see the screen, yeah.

4 MR. BRUNVAND: Do you hear an echo?

5 THE COURT: Well, that's because it's coming out
6 of there. So she can just lower her volume all the
7 way down.

8 BY MR. BRUNVAND:

9 Q. Detective Allred.

10 A. Yes, sir.

11 Q. Okay. Are you able to see the screen?

12 A. Yes.

13 (Video published.)

14 BY MR. BRUNVAND:

15 Q. This is a segment from Officer Rose, a recording
16 from her vehicle. Are you able to see that?

17 A. Yes, sir.

18 Q. Do you recognize that scene?

19 A. Yes, sir.

20 Q. All right. If we could play that, please?

21 Now, is it your understanding this is when
22 Tomasz Kosowski has been stopped and detained by Tarpon
23 Springs Police Department?

24 A. I believe that is the Tarpon Springs Police
25 Department conducting that stop.

1 Q. All right. And it appears to be during the
2 daytime?

3 A. Yes, sir.

4 Q. But you're not sure exactly what time of day it
5 is?

6 A. No, sir.

7 Q. All right. Have you arrived at this point?

8 A. No, sir.

9 Q. Is it your understanding that anyone from Largo
10 had arrived at this point?

11 A. I don't know the answer to that.

12 Q. Okay. But it's your belief that you arrived
13 shortly after this particular series of events; is that
14 correct?

15 A. I'm sure that these videos are time-stamped and
16 then my appearance on the video would coincide with my
17 arrival.

18 Q. Yes. We have another video that hopefully will
19 assist you with that.

20 A. Okay.

21 Q. Would you agree that it appears that Tarpon
22 Springs, in this video, is detaining Tom Kosowski and also
23 securing the vehicle?

24 A. They made a traffic stop and they have placed
25 him in handcuffs, and they are securing the vehicle.

1 Q. Right. And did you also notice that they
2 approached the vehicle armed and they walked around the
3 vehicle and examined at least the exterior of the vehicle
4 and the inside compartment of the vehicle?

5 A. I don't think I could answer what they were
6 looking at or what they were doing. That's a felony
7 traffic stop is what I just watched.

8 Q. Okay. All right. But you did see that they
9 were armed, right?

10 A. Yes.

11 Q. And you did see that the Tarpon Spring police
12 department just closed the door to the Corolla?

13 A. Yes.

14 Q. Okay.

15 MR. BRUNVAND: Can we go to 3A? If you can play
16 that?

17 (Video was published.)

18 MR. BRUNVAND: If you can cause that for a
19 second? It's just a delay, I guess.

20 BY MR. BRUNVAND:

21 Q. Detective Allred, you heard the person who was
22 asking about the keys, or that I don't have the keys.

23 Do you recognize the voice of that person?

24 A. I don't. It wasn't clear enough for me to
25 recognize it.

1 MR. BRUNVAND: Let's start it up again.

2 MR. VONDERHEIDE: We'll stipulate it's Colin
3 Bolton with Largo PD.

4 MR. BRUNVAND: Thank you.

5 (Video played.)

6 MR. BRUNVAND: Pause it again, please.

7 BY MR. BRUNVAND:

8 Q. Is that you that's requesting gloves and keys?

9 A. I don't think that's me. That doesn't sound
10 like me.

11 Q. Do you recognize that voice?

12 A. No.

13 MR. BRUNVAND: Okay. Go ahead. Start it back
14 up again, please?

15 (Video played.)

16 BY MR. BRUNVAND:

17 Q. Do you recognize the voice of the person that
18 said gun down here?

19 A. Can you pause it for a second?

20 Q. Yes.

21 A. So the problem is that I think I recognize it,
22 but I don't want to say for sure. It sounds like it is
23 possibly Detective Bolton, but, again, I -- I'm not
24 comfortable saying, Yep, that's Detective Bolton.

25 Q. Okay. Where are you as the Largo detectives are

1 surrounding the Toyota Corolla at this time?

2 A. I don't remember. I -- I -- probably, if I'm on
3 scene at that point, then I'm back behind the Tarpon
4 cruisers and we're just trying to come up with a game
5 plan.

6 MR. BRUNVAND: All right. Go ahead, and let's
7 start it back up again.

8 (Video played.)

9 MR. BRUNVAND: Can we go to 3B, please?

10 BY MR. BRUNVAND:

11 Q. Detective Allred, do you recall -- as we're
12 waiting for 3B to be loaded up.

13 Do you recall directing Specialist Klein to take
14 blind swabs for presumptive blood of the Corolla at the
15 scene?

16 A. I remember that they did take some swabs from
17 the scene. I don't remember whose instruction it was to
18 do that.

19 Q. Might it have been your instructions?

20 A. If I was told by the lead investigators to do
21 that, then, yes, it would have been. I could have told
22 her that, yes, but I would have been asked to help with
23 that task.

24 Q. Do you -- are you familiar with the fact that --
25 the fact that you do a presumptive test for blood, and

1 even if it is positive, that that does not mean that blood
2 is present?

3 A. Yeah. Presumptives are just that, they're
4 presumptives.

5 Q. Right. It could turn out that it's not blood,
6 right?

7 A. It's possible.

8 Q. Would you agree that there is a distinction
9 between presumptive blood and blood?

10 A. I'm not a forensic expert, but that's my
11 understanding.

12 Q. Sure. And so based on that understanding, would
13 you agree that if you are reporting to the Court findings,
14 and if the findings are presumptive, you should report it
15 as presumptive; and if the findings are actual blood, then
16 you report it as actual blood.

17 Would you agree with that?

18 A. So I would write -- hopefully, I would write
19 that in my narrative that the presumptive test for blood
20 was positive, and further samples were collected and sent
21 off to the lab or something along those lines.

22 Q. Sure. Now, you did not author the search
23 warrant in this case, right?

24 A. I did not, no.

25 Q. But you have authored many search warrants in

1 your career?

2 A. I've done a few.

3 Q. And would you agree when you do author search
4 warrants, it's important to include both information that
5 might be incriminating; would you agree with that?

6 A. Okay. Yes.

7 Q. And also things that might be exculpatory?

8 A. Yes.

9 Q. Basically, to make sure that the Court has a
10 full picture of all of the facts that you are aware of?

11 A. Correct.

12 Q. Okay. And then there's nothing there that's
13 misleading; would you agree with that?

14 A. Correct.

15 Q. Okay.

16 MR. BRUNVAND: Let's go ahead and play this one.

17 (Video played.)

18 MR. BRUNVAND: If you can pause it for a second.

19 BY MR. BRUNVAND:

20 Q. Do you recall that while you were there and
21 while several detectives from Largo Police Department are
22 surrounding the Corolla, would you agree that Tom
23 Kosowski, at that point, is detained and locked up in the
24 back of a patrol vehicle?

25 A. So I would agree that he was detained, and he

1 was in a patrol vehicle at that time.

2 Q. Okay. He was in a patrol vehicle and was
3 detained, right?

4 A. Yes.

5 Q. It wasn't an option for him to step out of the
6 vehicle and walk up to the car and access the car in any
7 manner whatsoever at that point in time?

8 A. So not being the lead investigator, I don't know
9 what would have happened had he asked to do that. I don't
10 think I can answer that question. I think that's a
11 question for Detective Bolton.

12 Q. But you can answer the fact that while you were
13 there, there was not any time when he opened the door and
14 exited the door?

15 A. No.

16 Q. Right, he did not?

17 A. That's correct. That's a correct statement.

18 Q. And when someone is detained, generally, unless
19 you ask for permission to be released from the vehicle,
20 you're not going to be walking out freely around the
21 scene, right?

22 A. No. The back of police cruisers only open from
23 the outside.

24 MR. BRUNVAND: Go ahead and play.

25 (Video played.)

1 MR. BRUNVAND: Can we go to 4A.

2 BY MR. BRUNVAND:

3 Q. Do you recall while you were there that the
4 Corolla, in fact, was searched prior to obtaining a search
5 warrant?

6 A. I did not search that vehicle, no.

7 Q. Right. But you were present when Detective
8 Bolton and others opened up the passenger's door, as we
9 saw in the previous video, right?

10 A. I saw that, yes.

11 Q. And you were aware that Detective Hunt was
12 sitting in his vehicle preparing a search warrant to
13 search the Corolla?

14 A. I don't know if I was aware that that is what he
15 was doing or not.

16 Q. Okay. Do you recall, at some point, that the
17 trunk of the Corolla is opened by members of Largo Police
18 Department?

19 A. I remember the vehicle trunk being opened. I
20 don't know who opened it.

21 Q. Okay. Do you recall shortly prior to the trunk
22 being opened, one of the members of Largo Police
23 Department indicating or stating that we need to wait for
24 the search warrant first?

25 A. That's -- I don't remember that. Again, all of

1 this is on body camera. So if it's on the body camera,
2 then that's what happened, but I don't have an independent
3 recollection of that.

4 MR. BRUNVAND: Okay. Could we go ahead and play
5 it?

6 (Video played.)

7 MR. BRUNVAND: What happened to the volume? It
8 looks like it skipped.

9 MS. SPADARO: Do you want me to replay it? I'll
10 just start from the beginning.

11 (Video played.)

12 BY MR. BRUNVAND:

13 Q. Did you hear the question about the warrant?

14 A. No. It said something -- he said something
15 about a cursory.

16 Q. Right. That was in response to the question
17 about, Don't we need to wait for a warrant? Did you hear
18 that?

19 A. Okay. I didn't hear that question. Again,
20 it's -- I understand the video is buffering, so, you know,
21 I'm not going to dispute that that's on the video. I'm
22 assuming you heard that on the video.

23 Q. Okay. And just a moment ago, was that you that
24 we saw standing behind the trunk of the Corolla?

25 A. That was me, yes.

1 Q. Okay. So it appears that when the trunk is
2 opened, you're standing right next to the person who is
3 opening the trunk?

4 A. Okay.

5 Q. Would you agree with that?

6 A. It looks like it. Again, the video is
7 buffering, and I'm not going to sit here and try to say
8 that what's on the video is not what happened. Obviously,
9 it is. It is two years ago. If I was standing there when
10 the trunk was opened, then that's what happened.

11 Q. Okay. Did you follow the Corolla to the
12 location where it was processed?

13 A. Yes.

14 Q. And where was that?

15 A. It's the Pinellas County Sheriff's Office
16 Forensic Team's Vehicle Processing Bay.

17 Q. Okay. Do you know if that's 14605 49th Street
18 North, Unit 10 in Clearwater?

19 A. If that's what is documented in my supplement,
20 then that would be accurate.

21 Q. Okay. Prior to your presence at the scene where
22 Tom Kosowski was stopped and detained and the search of
23 the Corolla took place, were you at 511 Seaview?

24 A. Yes. Prior to meaning not right before, right?

25 Q. Right.

1 A. Okay. Yes. Yes. I was at that address prior
2 to this accident.

3 Q. And was that on March 23rd?

4 A. Again, if that's what is documented in my
5 supplement, then, yes, sir.

6 Q. And were you there to do a knock-and-talk?

7 A. No. I was not involved in the knock-and-talk at
8 that address.

9 Q. All right. Did you -- did you walk along what
10 you believed to be the property line of Tom Kosowski at
11 511 Seaview?

12 A. On the north side, the mangroves that border
13 between -- I think there's a park on the north side and
14 then the doctor's home address, yes.

15 Q. Okay. And were you -- when you did that walk,
16 did you do it by yourself, or was someone else with you?

17 A. We started -- the mangroves have a bunch of
18 trails through them. So I think I started out through
19 there with Detective Wedin, and then we got separated in
20 the mangroves, and I went down to the water and came back.

21 Q. What about Detective Bolton, was he there with
22 you or no?

23 A. He was there that day, but I don't remember if
24 he was with me or not. I'm sorry, I just don't recall.

25 Q. That's fine.

1 Did you have a department-issued cell phone with
2 you at that time?

3 A. I don't know if that was in my pocket. It would
4 have either been in my pocket or in the car.

5 Q. Okay. And was that what we refer to as a
6 "smartphone"?

7 A. Yeah. It was an Apple iPhone, yes, sir.

8 Q. Generally, Apple iPhones have geolocation
9 features included in the iPhone, correct?

10 A. Correct.

11 Q. All right. Do you know whether or not your
12 phone had those features?

13 A. If the City had them turned on, I would assume
14 that they were. The Largo IT department pretty heavily
15 modified the phones, but I don't know whether they had
16 them on or not.

17 Q. Okay. Are you familiar with the standard
18 operating procedures as it relates to collecting evidence
19 for Largo Police Department?

20 A. Generally speaking, yes.

21 Q. Okay. And could you tell me what are the rules
22 as far as making sure you preserve evidence?

23 A. Can you be more specific? I mean, that's kind
24 of a broad question.

25 Q. Sure. Understood. Understood.

1 Would it be fair to say that making sure that
2 you maintain and collect readily available evidence to the
3 best of your ability, that that probably would be part of
4 your standard operating procedures?

5 A. Yes. So, I mean, in a case like this, again,
6 I'm just not sure exactly what you're asking. But in a
7 case like this, you know, evidence collection would
8 generally be conducted by the Pinellas County Forensics
9 Team.

10 So we might identify them. We might identify
11 evidence. We would generally leave it in place and notify
12 the forensics team that it was there, and then they would
13 actually collect it.

14 Q. Understood. For example, if you, as the
15 detective from time to time, might use your City-issued
16 cell phone to take photos, right?

17 A. Yes.

18 Q. For use as potential evidence, you want to make
19 sure that they are as complete as possible, right?

20 A. Yes.

21 Q. Okay. And, in particular, if you are on the
22 boundaries of someone's private home where there might be
23 issues later on as to whether or not you crossed the
24 property line into that individual's private property, it
25 might be helpful if the geolocation feature was on because

1 it would give us all of that information as to where you
2 were standing when you were taking the photograph; would
3 you agree?

4 A. Yeah. That's not something that I would have
5 turned off, you know. I'm not sure -- again, I'm not sure
6 what you're getting at, but, like, I did not manipulate
7 the settings on my City-issued phone. They basically give
8 it to us, and we don't change the settings on it other
9 than to turn the ringer on and off on it. It's not
10 something that we -- I don't alter -- I did not alter the
11 settings on my iPhone.

12 Q. Okay. All right. But were you familiar with
13 the fact that those types of phones have geolocation data,
14 right?

15 A. Yes.

16 Q. Unless it's turned off?

17 A. Yes.

18 Q. Okay. And you would agree that had it been
19 turned on and photos were taken, that certainly that would
20 assist us in determining whether or not someone crossed
21 someone's private property line?

22 A. If you're asking if the geolocation data for a
23 photo can help you determine where the photo was taken,
24 the answer is, yes, you know, within the accuracy range
25 that that device is capable of.

1 Q. Okay. Presumably, when you are walking along --
2 you said it's the north easement, is that what you said?

3 A. I believe it was the north side of the house.
4 There's a park on -- that is north of the house, and then
5 there's a stretch of mangroves that might have been owned
6 by the County, but it was not part of the 511 property.

7 Q. And that's Fred Howard Park?

8 A. I think it is, yes.

9 Q. Okay. Would you agree that there are no clearly
10 marked paths in that area? It's heavily congested with
11 mangroves?

12 A. It is, yes.

13 Q. And sometimes the exact property line of a
14 property might not be very clear; would you agree?

15 A. That's possible, yes.

16 Q. Okay. And might it be that you crossed over the
17 property line? There's no fence there, right, on the
18 north side?

19 A. There is a fence on the north side of the
20 Seaview address. I don't remember how far down towards
21 the water it goes.

22 Q. Okay. Do you recall whether or not it goes all
23 the way out or no?

24 A. I don't recall.

25 Q. Okay. And do you recall -- did you walk close

1 to the fence line?

2 A. So I do remember, at one point, standing on the
3 outside of the fence line looking toward what I believe
4 would have been the patio for the house. But then back in
5 the mangroves, there was -- I didn't get up against the
6 fence. I don't know if that answers your question or not.

7 Q. Did you take any photos while you were there?

8 A. No, I don't think I did.

9 Q. Did you have a body cam recording device that
10 you were wearing while you were there?

11 A. No, sir.

12 Q. At no time?

13 A. No.

14 Q. Okay. You said that someone else was with you?

15 A. I believe that Detective Wedin started to walk
16 with me, but you would have to ask him how long he stayed
17 with that. He may have gotten called to do something
18 else.

19 Q. So Detective Wedin, did he have some sort of
20 body cam recording device?

21 A. You would have to ask him.

22 Q. You don't recall?

23 A. I don't recall.

24 Q. Do you know why a body cam recording device
25 would be turned off by law enforcement as you're walking

1 the property line?

2 A. No. Again, you would have to -- if that
3 happened, you would have to ask the person who did that.

4 Q. Okay. Did you have a photo or a printout of the
5 Property Appraiser's Website with you when you were
6 walking the property line?

7 A. Not while I was walking it, no. There was no
8 photo or printout of it at any point that I recall.

9 Q. Are you able to -- and I may have asked this,
10 but how would you be able to say that you did not cross
11 that private property line at some point, or can you?

12 A. So -- and, again, this is just something that I
13 have -- I don't have anything to quantify this, but I've
14 spent some time in the woods. And when you hunt, and you
15 spend time near people's property lines, you need to be
16 careful about that kind of stuff.

17 So the idea would be to start out north of the
18 private property and then shoot straight to the water as
19 much as you could. And there were pathways through the
20 mangroves that went straight down to the water.

21 Q. Sure. Just because there are pathways that
22 shoot straight down to the water, that doesn't necessarily
23 indicate that those pathways are not on private property;
24 would you agree?

25 A. Yeah. I think in this case, what helps is that

1 there's a dock that extends from the back of the house all
2 the way out to the water, and that's a nice straight line.
3 As long as you stay away from that dock, then you would be
4 okay. You wouldn't be going on the property.

5 Q. Well, but I assume you know that docks generally
6 have a setoff from the property line. They don't usually
7 sit on the property line.

8 A. Correct. You have to stay back from it.

9 Q. Okay. All right.

10 A. In other words, you couldn't go right up to the
11 dock, obviously.

12 Q. Right. But, I mean, the dock -- even if you
13 went straight up to the dock, usually there's quite a bit
14 of a setback, 40, 50 feet at least?

15 A. Yes. I don't know what the setback is, but what
16 I'm trying to get at is that you can visually reference
17 that dock and stay away from the dock so that you know
18 you're not crossing into the property.

19 Q. Would you agree that the dock really sits
20 significantly over the water surrounded by mangroves?

21 A. I don't recall how far out over the water it
22 goes.

23 Q. Okay.

24 A. I mean, it's swampy back in there.

25 Q. Okay.

1 MR. BRUNVAND: Can we play 8A?

2 MR. VONDERHEIDE: What is that?

3 MR. BRUNVAND: That's another -- I will share
4 all of these.

5 MR. VONDERHEIDE: Okay. Can we just say what it
6 is into the record, so we know later on?

7 MR. BRUNVAND: Sure. It's another video from
8 the Corolla. Back to the Corolla.

9 MR. VONDERHEIDE: Do you know which one?

10 MR. BRUNVAND: It's --

11 (Video played.)

12 BY MR. BRUNVAND:

13 Q. The individual who just closed the trunk and the
14 door, does that look like you?

15 A. It's -- I'm sorry. It's a little bit blurry.
16 And, again, I trust that if you see me on that video,
17 that's me.

18 Q. Okay. And at this point, you and other members
19 of Largo Police Department had been around the Corolla,
20 had looked inside the Corolla, reached inside the Corolla,
21 and also opened the trunk and looked inside the trunk.

22 Now you closed the trunk and closed the door.
23 Why is that?

24 A. I don't -- I don't remember specifically why I
25 did that. I'm guessing it's probably because we were

1 preparing to transport it to the forensic's processing
2 bay.

3 Q. Okay. Would it also be because you didn't have
4 a search warrant yet?

5 A. That wouldn't have been something that -- I
6 don't remember that being my thought when we were doing
7 that. I'm sorry. I just don't have that recollection of
8 that.

9 Q. Would prevention of contamination of evidence be
10 part of the reason?

11 A. You know, again, trying to think back to that, I
12 don't think that was something that was on my mind.

13 MR. BRUNVAND: Can we try to play that one more
14 time?

15 (Video playing.)

16 MR. BRUNVAND: Can you pause it? Okay. Pause
17 it right there.

18 THE WITNESS: That's me.

19 BY MR. BRUNVAND:

20 Q. Is that a better image of you?

21 A. Yes, that's me. Yes, sir.

22 Q. Okay. It appears, from looking at that image,
23 that you are not wearing gloves?

24 A. Correct.

25 Q. Okay. So when you closed the trunk and you

1 closed the door to that passenger -- I mean, to the
2 driver's side of the car, you are not wearing gloves,
3 right?

4 A. Correct.

5 Q. Why is that?

6 A. I wasn't doing any processing of the vehicle. I
7 wasn't getting anything out of the vehicle or collecting
8 evidence.

9 Q. But did you anticipate that the vehicle would
10 probably be processed for prints, touch DNA, both inside
11 and out?

12 A. Yes, sir.

13 Q. Okay. So would you agree that probably it would
14 have been a more prudent thing to do to wear gloves?

15 A. Well, in hindsight, of course, it would have
16 been great to have gloves on.

17 Q. Okay. I believe you indicated that you may have
18 told Specialist Klein to take blind swabs for blood; is
19 that correct?

20 A. I remember -- I don't remember who the
21 specialist was, but I do remember that we collected swabs
22 from, I believe, the trunk area of the vehicle while I was
23 still on scene.

24 Q. Okay. And do you recall that there were 11
25 blind swabs that were taken?

1 A. I don't know how many there were.

2 Q. Do you recall that all 11 were negative for the
3 presumptive presence of blood?

4 A. Again, I don't have an independent recollection
5 of that, but whatever is in the documentation would be
6 accurate, I'm assuming.

7 Q. Did you tell Specialist Klein when she arrived
8 at the location of where the Corolla is seized that you
9 had closed the trunk of the vehicle and closed the
10 driver's side door of the vehicle without wearing gloves?

11 A. No, I don't remember saying anything about that.

12 Q. And I asked you, you know, if you told
13 Specialist Klein. Did you tell any of the forensic
14 specialists that you had had contact with the vehicle
15 without wearing gloves?

16 A. No. I don't remember saying that to anyone.

17 Q. Okay. Do you recall what time you were at the
18 Pinellas County Sheriff's Forensic location while the
19 Corolla was processed?

20 A. The specific time, I don't recall, but I know I
21 arrived with the vehicle, and I believe I remained on
22 scene until it was done.

23 Q. Was it dark outside?

24 A. I don't think it was. I just -- again, I don't
25 remember. I don't think it was. I can't remember though.

1 Q. I want to go back to 511 Seaview briefly. Do
2 you recall indicating that you were walking up to your
3 waste in marshland when you were walking around in the
4 mangroves?

5 A. So when I got to the water, I actually stepped
6 out past the mangroves into the Bay, and, yeah, it was
7 just about waist-deep water.

8 Q. And you didn't take any photos from that
9 location, right?

10 A. No.

11 Q. What was the purpose of stepping into that area?

12 A. So the -- I went through the mangroves just to
13 find out if there was anything stashed in there, duffel
14 bags, clothing, anything along those lines. I didn't
15 observe anything of any significance, so I returned.

16 Q. Okay. It appears that the mangroves on Tom
17 Kosowski's property were being maintained and trimmed; is
18 that accurate?

19 A. I don't recall them being maintained or trimmed.
20 I can't answer what was -- as far as the mangroves that
21 were on his property. The mangroves that -- the mangroves
22 that I was in were wild growing, as far as I could tell.

23 MR. BRUNVAND: If I could have a moment, Your
24 Honor?

25 THE COURT: You may.

1 MR. BRUNVAND: How can I switch over to -- he
2 won't be able to see it, will he?

3 MR. VONDERHEIDE: Do you have the digitized
4 version?

5 MR. BRUNVAND: Do you have the digitized
6 version?

7 BY MR. BRUNVAND:

8 Q. Okay. Detective Allred, how far would you say
9 you were from the dock of Tom Kosowski?

10 A. I mean, it's hard to quantify a distance. I can
11 see the top of the dock in spots through the -- through
12 the mangroves, but you could actually see in this
13 photograph -- you could see the path that goes down. Do
14 you see the white? There's the line for sunset, then just
15 above that, there's a line that goes straight down to the
16 water.

17 There's a path that goes along there, and then
18 through the end of that path there's a little cut through
19 the mangroves that goes down to the water. So it is
20 really the mangroves -- my recollection is that the
21 mangroves that would have been close to Dr. Kosowski's
22 property line were relatively impenetrable. I mean, it
23 was very thick.

24 Q. So it's your testimony that you're walking the
25 path that's pretty much open with no mangroves in this

1 image?

2 A. So, again, you can see the path right there.
3 Then when you get down towards the water, which would have
4 been -- which would be the west side, so that would be the
5 northwest corner of his property, there are some paths
6 that go down into the water, and I cut through one of
7 those paths to go to -- to go down to the water.

8 Q. All right. So I see what appears to be two
9 paths that go out to the water. One of those appears to
10 cut across Tom Kosowski's property at the corner there,
11 and the other one appears not to, but it's right up
12 against it.

13 Is that the two paths that you are referring to?

14 A. Correct.

15 Q. Okay. And would it be fair to say that you
16 don't know which one of those two paths you took?

17 A. Yes. I mean, I can't tell you which one of
18 those two paths that I took.

19 Q. Okay. So depending -- so depending on which one
20 you took, you may have, at some point, as you enter into
21 the water crossed --

22 MR. VONDERHEIDE: Can I object? I don't know
23 which paths you're talking about. Can I have some
24 way to --

25 THE WITNESS: It's impossible --

1 MR. BRUNVAND: The one --

2 THE WITNESS: -- crossed that corner. But it
3 would have been traversing it to get down to the
4 water. Once again, I collected no evidence. I made
5 no observations from any of that. There was nothing
6 gained from that trip down to the water.

7 BY MR. BRUNVAND:

8 Q. If I can just --

9 MR. VONDERHEIDE: You can use your cursor on the
10 thing.

11 MR. BRUNVAND: But I don't if --

12 THE WITNESS: I'm sorry. I can't hear you, sir.

13 MR. BRUNVAND: I'm sorry.

14 BY MR. BRUNVAND:

15 Q. Can you see the cursor on the image?

16 A. Tell me what you're referring to.

17 Q. Do you see the cursor moving on the image?

18 A. Yes.

19 Q. Okay. Is that one of the paths that we're
20 talking about?

21 A. Yes.

22 Q. Where the cursor is moving up and down along the
23 path?

24 A. If you will pause the cursor right --

25 Q. Yeah.

1 A. -- there, you can see there's two paths down to
2 the water.

3 Q. Right.

4 A. And I would have picked the shortest route to
5 get there just because walking through mangroves isn't a
6 ton of fun. There's a lot of spiders in them. But, you
7 know, I can't say for sure that I didn't inadvertently cut
8 that corner.

9 Q. Okay. So you would agree that one of those
10 paths does cut the corner, at least according to the
11 Property Appraiser's Website?

12 A. Yes, sir.

13 MR. BRUNVAND: Okay. I have no other questions
14 at this time of Detective Allred.

15 THE COURT: Any cross-examination?

16 MS. SPADARO: Yes, Your Honor.

17 MR. BRUNVAND: If we could introduce the
18 Property Appraiser image into evidence as Defense
19 Exhibit 1.

20 THE COURT: Any objection, State?

21 MR. VONDERHEIDE: No objection. Stipulated.

22 THE COURT: It's admitted.

23 (Defense Exhibit No. 1 was received into
24 evidence.)

25 THE COURT: All right. Cross-examination?

1 MS. SPADARO: May I inquire?

2 THE COURT: You may.

3 CROSS-EXAMINATION

4 BY MS. SPADARO:

5 Q. Good morning, Detective Allred.

6 Can you hear me okay?

7 A. Yes, ma'am.

8 Q. Okay. So I want to talk to you -- I want to
9 start with the traffic stop that occurred on March 25th of
10 2023. You were not present for that traffic stop,
11 correct?

12 A. That's correct.

13 Q. Tarpon Springs Police Department actually
14 stopped the Toyota Corolla with Dr. Kosowski in it, right?

15 A. Yes, ma'am.

16 Q. Defense showed you some dash cam of that traffic
17 stop. You were not present for that, right?

18 A. No, I was not.

19 Q. You arrived after?

20 A. Yes, ma'am.

21 Q. After you arrived, other Largo Police Department
22 detectives were also present, correct?

23 A. Yes, ma'am.

24 Q. And Defense also showed you some body cam
25 footage capturing Largo Police Department present after

1 the traffic stop, correct?

2 A. Yes, ma'am.

3 Q. That was not your body cam, though, right?

4 A. Correct. Yes, ma'am.

5 Q. You were not wearing that body cam, right?

6 A. Correct.

7 Q. It's fair to say whoever was wearing that body
8 cam, you were not around them 100 percent of the time?

9 A. Yes, ma'am.

10 Q. Okay. So let's talk about what you would then
11 have personal knowledge of. You did not open the trunk of
12 the Toyota Corolla, correct?

13 A. That's correct.

14 Q. You did not search the Toyota Corolla, correct?

15 A. That's correct.

16 Q. You did not take swabs of the Toyota Corolla?

17 A. I did not.

18 Q. You did not photograph the Toyota Corolla?

19 A. No, ma'am.

20 Q. In fact, you had mentioned that you did not wear
21 gloves at a period of time where you closed the trunk,
22 right?

23 A. Correct.

24 Q. And that's because you were not actively
25 searching that Corolla, right?

1 A. That's correct.

2 Q. You did not draft the vehicle search warrant
3 either, correct?

4 A. No, ma'am.

5 Q. Okay. After it was drafted, however, and it was
6 executed, it was searched by Pinellas County Forensics and
7 Tarpon Springs Police Department, right?

8 A. Yes.

9 Q. It was not searched by Largo Police Department?

10 A. No, ma'am.

11 Q. Okay. There was mention of Detective Bolton
12 opening the trunk. And I think you heard on body cam that
13 he had mentioned a cursory search, right, something along
14 those lines?

15 A. Yes, ma'am.

16 Q. At that point in time, you had been a part of
17 the investigation since March 21st of 2023, right?

18 A. Yes, ma'am.

19 Q. And as of March 23rd, 2023 -- or, sorry, March
20 25th of 2023, when the vehicle search warrant was
21 executed, Steven Cozzi still had not been located,
22 correct?

23 A. Correct.

24 Q. It's very possible that a body could fit into
25 that trunk, right?

1 A. Yes, ma'am.

2 Q. Okay. Now, I want to talk to you about your
3 involvement at the residence, and that was a couple days
4 prior, right, on March 23rd?

5 A. Yes, ma'am.

6 Q. You did not procure the search warrant for that
7 residence, right?

8 A. That's correct.

9 Q. You did not participate in executing that search
10 warrant that was later obtained in the evening, correct?

11 A. Yes, ma'am.

12 Q. Your involvement was strictly during the daytime
13 canvassing the area and speaking to neighbors, right?

14 A. Correct.

15 Q. And also you walked the County-owned land that
16 was north of 511 Seaview Drive, right?

17 A. Yes, ma'am.

18 Q. Prior to walking that marshland that you
19 described, had anyone from the Largo Police Department
20 pulled the property appraiser website or pulled any of the
21 records to make sure and make certain you did not trespass
22 onto 511 Seaview?

23 A. We looked at it on one of the City's cell
24 phones. We just went to the property appraiser's website,
25 but we were being cautious not to go onto the property.

1 Q. And where you walked, was it indicative that it
2 was not a part of the residence of 511 Seaview Drive?

3 A. So that path is pretty clear, and it was visibly
4 north of the property when we went there.

5 Q. Okay. It was also -- I mean, it was marshland,
6 right? There was mangroves. It was unkept, correct?

7 A. Yes, ma'am.

8 Q. Okay. And there was a fence that divided the
9 residence from that marshland?

10 A. Yes, ma'am.

11 Q. Okay. You did not go into his backyard, did
12 you?

13 A. No, ma'am.

14 Q. You did not go into his garage, did you?

15 A. No, ma'am.

16 Q. You did not go onto his dock, correct?

17 A. No, ma'am.

18 Q. Okay. And ultimately when you walked through
19 that path, that got you to the body of water, right?

20 A. Yes, ma'am.

21 Q. Okay. There was some mention about geolocation
22 on cell phones and whether that would be accurate, but
23 you, yourself, did not take photographs of anything while
24 walking that County-owned land on your Department-issued
25 cell phone, correct?

1 A. That's correct.

2 Q. Okay. In fact, nothing was even located of
3 evidentiary value at that point in time based on that
4 search of the County land?

5 A. That's correct.

6 MS. SPADARO: May I have a moment to confer?

7 THE COURT: You may.

8 MS. SPADARO: I have no further questions.

9 Thank you.

10 THE COURT: All right.

11 Any redirect examination?

12 MR. BRUNVAND: Yes, briefly, Your Honor.

13 REDIRECT EXAMINATION

14 BY MR. BRUNVAND:

15 Q. I want to show you Defense Exhibit 1 again,
16 which is the image of the property appraiser website.
17 We're dealing with the supersonic speed of computers, it
18 appears.

19 A. No worries.

20 Q. Just exit out of that quick conference thing.

21 A. I can see it clearly.

22 Q. There you go. Okay. I just want to -- we've
23 zoomed in on this a little bit clearer, right?

24 A. Yes, sir.

25 Q. And would you agree, as you're looking at the

1 two paths that we discussed earlier, which, I think, are
2 right above where you see the number 94?

3 A. Yes, sir.

4 Q. Right? One clearly crosses the property line,
5 the other one doesn't, right?

6 A. Correct.

7 Q. Okay. And you indicated earlier you didn't
8 know -- you can't tell with certainty which one of those
9 you actually exited, right?

10 A. That's correct.

11 Q. Would you agree that -- from looking at this, at
12 least, neither one of those paths are clear paths up to
13 the area where you said you were coming from?

14 A. Yeah. I mean, do you know when this image was
15 taken?

16 Q. I don't. But from this aerial view, would you
17 agree that that's the case?

18 A. Based on this photograph, which, not knowing
19 when it was taken, I can't say that that's the condition
20 of the mangroves at the time that I was there, but, based
21 on this photograph, there's a thin connection, actually,
22 between the shorter path and the area that I went down
23 there in.

24 Q. Okay. And that's your interpretation of it?

25 A. Correct.

1 Q. Okay. And would you agree that mangroves are
2 generally protected, particularly those that would be in
3 the Fred Howard Park would generally not be trimmed in any
4 way?

5 A. Well, not legally, but that doesn't mean that
6 people that are fishing there didn't make those --

7 Q. Sure. Understood. Understood.

8 MR. BRUNVAND: You can take it down.

9 BY MR. BRUNVAND:

10 Q. You indicated on cross-examination that you were
11 not part of searching the Corolla in Tarpon Springs?

12 A. Correct.

13 Q. You're not suggesting that a cursory search did
14 not take place of the Corolla, are you?

15 A. So I don't know what Detective Bolton was doing.
16 I think you should ask him what he was doing.

17 Q. No. Understood.

18 But you were present, right?

19 A. There's a lot going on on those scenes.

20 Q. Okay. There's nobody in the car, right?

21 A. Correct.

22 Q. Law enforcement, in your presence, opens the
23 driver's side door, right?

24 A. I believe, according to the video, that I was
25 standing behind the car when the trunk was opened.

1 Q. Sure. But you've seen the video now. You know
2 you were there. So you know that law enforcement opened
3 the door -- the driver's side door, right?

4 A. I -- based on the video that you showed me, it
5 looks like I was standing there when Detective Bolton
6 opened the trunk.

7 Q. And you know that you were able to see inside
8 the car without opening the door, right?

9 A. The windows -- I don't think the windows were
10 tinted enough to keep us from seeing inside the car.

11 Q. Sure. Sure. And it was clear that Tom Kosowski
12 did not have the ability to walk freely out to the car and
13 access the car, right?

14 A. At that moment, he was not able to walk up to us
15 and talk to us.

16 Q. And it was surrounded by law enforcement?

17 A. "Surrounded," is kind of a broad word. You're
18 going to have to be more specific. I'm sorry.

19 Q. Sure. There were multiple members of law
20 enforcement both Tarpon Springs Police Department and
21 Largo Police Department in the area where the Toyota
22 Corolla was stopped?

23 A. Yeah. We've probably taken up half a block at
24 that point.

25 Q. And in addition to opening the driver's side

1 door, you were asked about whether or not a body could fit
2 in the trunk of the Corolla, right?

3 A. If you're referring to the question that
4 Ms. Spadaro just asked me, yes.

5 Q. Yes. But no one amongst the law enforcement
6 officers that were there at any time suggested that they
7 thought that maybe there was a body in the trunk of that
8 car?

9 A. There is no way for me to answer that question.
10 I couldn't possibly have any idea what they were saying
11 when I wasn't with them.

12 Q. Well, when you were there in your presence, no
13 one from law enforcement said they thought there was a
14 body in the trunk of that car?

15 A. Nobody said that to me, but it doesn't mean that
16 it wasn't said.

17 Q. Understood.

18 I believe you indicated to Ms. Spadaro that you
19 didn't wear gloves when you closed the trunk of the car
20 and you closed the driver's side door of the car because
21 you were not participating in a search, right?

22 A. I was not conducting a search of the vehicle at
23 that time.

24 Q. But would you agree that in doing so, you very
25 likely left your DNA on the trunk lid of the car, as well

1 as the driver's side door?

2 A. Yeah. My DNA and probably one of my
3 fingerprints would be in the two spots that I touched the
4 car.

5 MR. BRUNVAND: Thank you.

6 THE COURT: All right.

7 State, any further questions?

8 MS. SPADARO: No.

9 THE COURT: All right. So may this witness be
10 excused at this point?

11 MR. BRUNVAND: Yes, Your Honor.

12 MR. VONDERHEIDE: Yes, Your Honor.

13 THE COURT: You're excused. Thank you, sir.

14 THE WITNESS: Thank you very much.

15 THE COURT: All right. So Mr. Brunvand, do you
16 want to go over to Courtroom 1. I think it's about
17 9:55. Or do you want to do something else?

18 MR. BRUNVAND: I'll do that, and I will be back
19 shortly.

20 THE COURT: All right. I guess we can take at
21 least a 15-minute break, right?

22 MR. BRUNVAND: That makes sense.

23 THE COURT: All right. So everybody be back in
24 15 minutes. Hopefully Mr. Brunvand will be with us.

25 THE BAILIFF: All rise, please. Court is in

1 recess for 15 minutes by the courtroom block.

2 (Break taken.)

3 Defendant entered the courtroom.

4 THE COURT: You may be seated.

5 So is our next witness on Zoom or?

6 MR. BRUNVAND: No, live.

7 THE COURT: Live, okay.

8 Do we need to wait for Mr. Vonderheide?

9 MS. SPADARO: He's speaking with the next
10 witness, I believe.

11 THE COURT: Does he need a couple more minutes?

12 MS. SPADARO: I don't believe so. I just didn't
13 know if that is who Mr. Brunvand was intending on
14 calling next.

15 Camacho?

16 MR. BRUNVAND: Yes.

17 MS. SPADARO: Okay. I'll grab him.

18 THE COURT: All right.

19 Mr. Brunvand, please call your next witness.

20 MR. BRUNVAND: We call Amber Camacho, Your
21 Honor.

22 THE BAILIFF: Camacho, sir?

23 MR. BRUNVAND: Yes.

24 THE BAILIFF: Over here, please. Stand next to
25 me. Face the clerk, raise your right hand to be

1 sworn.

2 (Witness was duly sworn on oath.)

3 THE BAILIFF: Come have a seat up here. Adjust
4 the mic. Speak in a loud and clear voice for the
5 Court.

6 THE COURT: Good morning, ma'am.

7 THE WITNESS: Good morning.

8 THE COURT: You may inquire.

9 MS. TUOMEY: Thank you, Judge.

10 DIRECT EXAMINATION

11 BY MS. TUOMEY:

12 Q. Good morning.

13 A. Good morning.

14 Q. Can you please state your full legal name for
15 the record.

16 A. Amber Camacho.

17 Q. And how are you employed?

18 A. The Pinellas County Sheriff's Office.

19 Q. And in what capacity?

20 A. The Forensic Sciences Division.

21 Q. Okay. Well, let me bring you back to March 21st
22 of 2023.

23 Were you employed with the Pinellas County
24 Sheriff's Office?

25 A. Yes, I was.

1 Q. And how long -- you're not deputized, right?

2 A. No, I'm not certified.

3 Q. You're civilian?

4 A. Correct.

5 Q. And when you responded to that scene, what were
6 your responsibilities?

7 A. I was there to assist processing, and it
8 actually was the next day, on the 22nd is when I
9 responded.

10 Q. Okay. So you didn't respond on the 21st. You
11 actually responded on the 22nd?

12 A. That's correct.

13 Q. Did you respond in the morning or in the
14 afternoon?

15 A. In the morning.

16 Q. So were you the second team, the third team, or
17 the fourth team that would have arrived?

18 A. I was the last team, which was the third team.

19 Q. The third team?

20 So, then, the majority of the scene at the 1501
21 South Belcher Road would have been processed by other
22 individuals?

23 A. That's correct.

24 Q. And were you working with someone else?

25 A. Yes, I was.

1 Q. And who would that have been?

2 A. I was working alongside Supervisor Murphy and
3 Specialist Hook.

4 Q. All right. And it's my understanding that part
5 of your responsibilities or the tasks that you were doing
6 was to collect a P-trap and some liquid that was in the
7 P-trap, which would have been in the sink in the men's
8 bathroom?

9 A. That's one of the things that I did on the scene
10 that day.

11 Q. Okay. And the purpose of collecting that P-trap
12 in the sink in the men's bathroom and the liquid which was
13 in the sink as well was to do a phenolphthalein test?

14 A. That's correct.

15 Q. And what were the results of that?

16 A. They were negative.

17 Q. Okay. What else did you do to process that
18 scene?

19 A. I did fingerprint processing. I assisted with
20 amido black, which is a protein stain to look for physical
21 ridged or shoe patterns. I also assisted with luminal
22 processing that day, and I collected two cigarette butts
23 outside.

24 Q. Okay. Let's go back to the luminal. You
25 assisted in that you sprayed the luminal or you swabbed?

1 What did you do in that process?

2 A. Along with Lisa Murphy, we applied the chemical
3 luminal throughout the bathroom.

4 Q. And that, just like the phenolphthalein test or
5 the kit that you use, is a presumptive positive or
6 negative test?

7 A. That's correct. It's presumptive.

8 Q. And while you were in the bathroom, the men's
9 bathroom at 1501 South Belcher Road, would you agree with
10 me that you did not collect any blood?

11 A. I did not personally collect blood.

12 Q. Okay. And were the results of both the luminal
13 and the phenolphthalein test, who would you have reported
14 those results to?

15 A. I don't understand your question.

16 Q. Well, when you did the phenolphthalein test on
17 the P-trap and the liquid in the sink, right?

18 A. Correct.

19 Q. There was a presumptive negative -- or a
20 negative test result, right?

21 A. Correct.

22 Q. Did you report that to anyone? Largo Police
23 Department or your supervisor?

24 A. Well, the people that were surrounding me, which
25 was Lisa Murphy and Katie Hook, they were aware of the

1 results because they were in my presence. I would also
2 document in my notebook. Then also, we communicate with
3 the detectives on scene on our findings.

4 Q. And the same with the luminal --

5 A. That's correct.

6 Q. -- testing as well?

7 A. We would document -- or we would communicate
8 with them on what we found.

9 Q. And when you arrived on scene, how many law
10 enforcement with the Largo Police Department or otherwise
11 were present when you were there?

12 A. I don't recall exactly how many. I do know that
13 there was only a couple detectives at that point because,
14 again, this happened the day before.

15 Q. When you say a "couple detectives," do you
16 recall which detectives those were?

17 A. I believe it was Bolton.

18 Q. Detective Bolton?

19 A. I believe.

20 Q. So you said a "couple," so that means?

21 A. I believe Hunt was also there because we did a
22 final walk-through with him.

23 Q. All right. So I just want to be -- make sure
24 that I'm clear in that you did not collect any blood
25 inside the men's bathroom?

1 A. I did not personally collect blood from the
2 men's bathroom.

3 Q. And let's say, hypothetically, you had a
4 presumptive positive test for blood in the bathroom. If
5 you had spoken to a detective or reported to your
6 supervisor, you would have never used the term "tested
7 positive for blood," it's a presumptive test, right?

8 A. Correct. I would have said "possible blood."

9 Q. Possible blood. Presumptive possible blood?

10 A. Correct.

11 Q. Because the phenolphthalein test, we know, is
12 not actually species-specific, right?

13 A. Correct.

14 Q. So it could be -- even when there's a
15 presumptive positive test, it could be animal blood?

16 A. That is correct.

17 Q. Or something else --

18 A. Correct.

19 Q. -- that interacts with the phenolphthalein?

20 A. Yes, ma'am.

21 Q. All right. And the same thing with the luminol
22 just like the phenolphthalein test has various other
23 things that will react and cross-react with it, that's the
24 same with luminol?

25 A. Yes, ma'am.

1 Q. Would you agree?

2 Both of those tests are presumptive?

3 A. Yes, ma'am.

4 Q. You would need those results or those swabs to
5 be sent off to a lab?

6 A. That is correct for confirmatory testing, yeah.

7 Q. All right. Did you ever speak with Detective
8 Bolton face to face about any of the results that you
9 found?

10 A. I mean, on scene, that would be normal. CSI
11 detective behavior is to communicate our results, yes.

12 Q. When you saw Detective Bolton and Detective Hunt
13 on scene -- and when I say "on scene," in or around the
14 men's bathroom, do you recall whether or not they were
15 wearing booties?

16 A. I do not recall.

17 Q. Or gloves?

18 A. I do not recall.

19 Q. Or masks?

20 A. I do not recall.

21 MS. TUOMEY: Thank you.

22 THE WITNESS: Thank you.

23 CROSS-EXAMINATION

24 BY MR. VONDERHEIDE:

25 Q. Good morning.

1 A. Good morning.

2 Q. You were part of the last team entering 1501
3 Belcher?

4 A. Yes. That's correct.

5 Q. And you are a supervisor, right?

6 A. I am a supervisor.

7 Q. All right. And when you said you did a final
8 walk-through from -- Bolton was there, and Hunt was with
9 you as well?

10 A. I believe so, yes.

11 Q. All right. So as part of being a supervisor
12 there on the scene, you're doing a final walk-through,
13 you're communicating not just your own results, right?
14 You're communicating the results of the findings of
15 everybody?

16 A. That is correct.

17 Q. So do you have an independent recollection of
18 every word that you would have told Detective Bolton and
19 Detective Hunt?

20 A. No, sir.

21 Q. All right. But doing a walk-through as the
22 supervisor, you are going to walk through literally with
23 the detectives and point out what your team has found?

24 A. That's literally what we do. We actually trace
25 through the steps of the scene to explain what we

1 collected and saw and the results of what we got.

2 Q. Okay. And then a presumptive positive test kit,
3 you are not privy to the results later on?

4 A. That's sent to the lab?

5 Q. Okay.

6 A. Is that what you mean?

7 Q. Yes, that's what I mean.

8 A. No, we are not privy to those results.

9 Q. And as a forensic analyst and as the supervisor,
10 your job for your team is to document the scene, right?

11 A. Correct.

12 Q. And then collect evidence, right?

13 A. Yes, sir.

14 Q. And then prepare it for processing at a lab at
15 some point?

16 A. That's correct.

17 MR. VONDERHEIDE: All right. I have no further
18 questions.

19 THE COURT: All right. Thank you.

20 Any redirect?

21 MS. TUOMEY: No questions. Thank you.

22 THE COURT: All right. Thank you. May this
23 witness be released from her subpoena for today?

24 MR. BRUNVAND: Yes, she may.

25 THE COURT: All right.

1 Defense, please call your next witness if
2 there's one here.

3 MR. BRUNVAND: I would call Detective Bolton.

4 THE BAILIFF: Stand next to me. Face the clerk.
5 Raise your right hand to take the oath.

6 (Thereupon, the witness was duly sworn on oath.)

7 THE BAILIFF: Over here, please. Have a seat.
8 Adjust the mic. Speak in a loud and clear voice for
9 the Court.

10 THE COURT: Good morning, sir.

11 THE WITNESS: Good morning.

12 THE COURT: Mr. Brunvand, you may inquire.

13 DIRECT EXAMINATION

14 BY MR. BRUNVAND:

15 Q. Good morning, Detective Bolton.

16 A. Good morning, sir.

17 Q. Were you the lead detective in this case?

18 A. I was.

19 Q. Okay. I want to sort of jump ahead in the
20 investigation a little bit and then go back to the
21 beginning. So I want to start when you arrived in Tarpon
22 Springs, where my client had been detained and not yet
23 arrested, but detained and not free to leave.

24 Do you recall that?

25 A. I do.

1 Q. Okay. And do you recall that it was Tarpon
2 Springs that had stopped him and detained him?

3 A. Yes.

4 Q. But did they do so while in communication with
5 yourself and your department?

6 A. I believe so, yes.

7 Q. Okay. What time do you arrive at that location?

8 A. I don't recall exactly what time I arrived.
9 Early afternoon.

10 Q. Early afternoon?

11 A. Early afternoon, sure.

12 Q. Okay. Do you have your reports with you?

13 A. I do.

14 Q. Okay. Would you be able to review your report
15 and give us an accurate time when you arrived?

16 A. Sure. It would have been between 3:20 and 3:55
17 that afternoon.

18 Q. Between 3:20? What happens at 3:20?

19 A. At approximately 3:19 hours, the vehicle stop
20 was conducted.

21 Q. Okay.

22 A. And approximately 3:55 was the first time I made
23 contact with Dr. Kosowski. Sometime in between there.

24 Q. Okay. So when you arrive at that location --
25 and at that point in time, you were, in fact, the lead

1 detective, right?

2 A. Correct.

3 Q. And you had drafted the search warrant for
4 Tomasz Kosowski's home when? The previous day?

5 A. On the 23rd.

6 Q. Okay. And the date that he was detained was
7 when?

8 A. The 25th.

9 Q. So about 3:19 p.m., he's detained by Tarpon
10 Springs Police Department, and 3:55, you said, is when you
11 had the initial contact with him?

12 A. Yes.

13 Q. All right. Do you recall if the initial contact
14 that you had with Tom Kosowski at that location was that
15 before or after you searched the Corolla?

16 A. Let me check a note.

17 Q. And when I say before or after you searched the
18 Corolla, I'm not referring to searching it pursuant to a
19 search warrant. I'm talking about the initial search that
20 you conducted.

21 A. Let me see if I have the exact time. Yes. I
22 don't have the exact time, but the trunk had been opened
23 prior to making contact with Dr. Kosowski.

24 Q. Okay. So 3:19, he's detained?

25 A. Correct.

1 Q. 3:55 is when you have your first contact with
2 him. And sometime before that is when you searched the
3 Corolla, right?

4 A. Correct.

5 Q. All right. When you arrive at that scene, the
6 first thing you do, I believe, is you speak with Tarpon
7 Springs Police Department, right?

8 A. Yes.

9 Q. And you confirmed that they had cleared the
10 vehicle, right?

11 A. Cleared or located no other persons in the
12 vehicle.

13 Q. Okay. They had located no other persons in the
14 vehicle, right?

15 A. Sure.

16 Q. And Tom Kosowski was detained in the back of a
17 patrol vehicle?

18 A. Correct.

19 Q. And that was a Tarpon Springs patrol vehicle?

20 A. Correct.

21 Q. That meant that he couldn't just open the door
22 and walk out, right?

23 A. Correct.

24 Q. So the idea of him somehow accessing the car
25 while you were there wasn't going to happen?

1 A. Right.

2 Q. Okay. After you confirm with Tarpon Springs
3 Police Department that they had cleared the vehicle of
4 persons, you and several other officers approach the
5 Corolla; is that accurate?

6 A. Yes.

7 Q. And are you the one that actually opens the
8 driver's side door?

9 A. Yes.

10 Q. Okay. Okay. There had been -- someone had
11 asked about the key to the Corolla prior to going up to
12 the vehicle.

13 Was that you as well?

14 A. I don't recall specifically asking about a key.

15 Q. All right. Do you recall anyone asking about a
16 key?

17 A. I believe somebody did.

18 Q. Okay. The bottom line was, you didn't need a
19 key, right?

20 A. To open the door? I don't think so, and I don't
21 know if somebody remotely opened it for me.

22 Q. All right. But you recall that you opened the
23 door, right?

24 A. Yes.

25 Q. Okay and you looked inside the passenger's

1 compartment in the driver's seat area of the car?

2 A. Yes.

3 Q. And you reached inside, right?

4 A. To the trunk latch, correct.

5 Q. And were you wearing gloves?

6 A. I was.

7 Q. Okay. And how did you come about wearing
8 gloves?

9 A. Officer Rose provided me with gloves.

10 Q. All right. What do you do next?

11 A. Popped the trunk latch and looked inside the
12 vehicle's trunk.

13 Q. Okay. Right around the time period when you
14 popped the trunk latch, someone with your department, it
15 may be Wagoner, is he with Largo?

16 A. Yes.

17 Q. Questioned whether or not you should be
18 accessing the car and searching the car before the search
19 warrant was obtained; is that accurate?

20 A. Yes.

21 Q. Do you recall who that was?

22 A. I believe that was Detective Wagoner.

23 Q. And what was your response?

24 A. That we didn't need the warrant.

25 Q. Or was your response, I'm just doing a cursory

1 search?

2 A. Yes. That's more accurate, yes.

3 Q. Okay. And then you searched the trunk, right?

4 A. Yes.

5 Q. And after searching the trunk, do you recall
6 anyone closing the trunk of the vehicle?

7 A. I don't recall who closed the trunk, but I know
8 the trunk was closed.

9 Q. Might it have been Detective Allred?

10 A. Very possible.

11 Q. Okay. Do you recall seeing Detective Allred
12 closing the trunk and the door to the driver's side of the
13 vehicle?

14 A. I know he closed the door to the driver's side
15 of the vehicle?

16 Q. Who did?

17 A. Detective Allred.

18 Q. Okay. But you're just not sure about the trunk?

19 A. The trunk, correct.

20 Q. Do you recall that he was not wearing gloves
21 when he did that?

22 A. I don't recall.

23 Q. Have you, as the lead detective, had a chance to
24 review all the body cam videos?

25 A. I reviewed the dash cam footage from the vehicle

1 directly behind the Corolla, and I reviewed Officer Rose's
2 body cam for the period that I was wearing it. So not all
3 of Tarpon Springs body cam footage.

4 Q. Okay. Did you instruct Detective Allred to
5 close the trunk and the front door, or how did that come
6 about?

7 A. I don't specifically recall telling him to.

8 Q. Okay.

9 A. But I know, at some point, we collectively
10 decided to close the vehicle.

11 Q. All right. You were sort of the boss at that
12 scene, right, being the lead detective?

13 A. In a way.

14 Q. Okay. Would it make sense for you to give
15 commands such as close the trunk and close the door?

16 A. It would.

17 Q. All right. What's the purpose -- once you've
18 opened the trunk and opened the driver's side door prior
19 to the arrival of forensics, right?

20 A. Correct.

21 Q. And presumably you're wearing gloves because you
22 know forensics have not arrived yet.

23 A. Yes.

24 Q. Okay. Had you known that Detective Allred was
25 not wearing gloves, most likely, you probably would have

1 asked that he put gloves on before he touched the car,
2 right?

3 A. I don't know that I specifically would have
4 given him step-by-step instructions on how. I just --

5 Q. Understood. But you knew the car was going to
6 be processed?

7 A. Yes.

8 Q. For DNA? For fingerprints?

9 A. Yes.

10 Q. And ideally, as a detective investigating
11 criminal cases, you don't want your fellow detectives to
12 have their fingerprints or DNA potentially contaminate a
13 crime scene or evidence, right?

14 A. Ideally, no.

15 Q. Right. And that's why you wore the gloves?

16 A. Correct.

17 Q. Okay. Is there a purpose behind deciding to
18 close the trunk and the door before the forensics arrive?

19 A. So if I recall, this was on a Saturday afternoon
20 near downtown Tarpon Springs. There was a lot of foot
21 traffic on both sides of the sidewalk. It was a busy
22 street at that time in the afternoon. There were a lot of
23 people walking by. We were all being tasked with
24 different things and moving around quite a bit.

25 So nobody was particularly tied to the vehicle

1 for the duration of the time we were there. We were
2 swapping out. We just didn't want -- we wanted to prevent
3 anybody from going up in it or introducing any other
4 things to the vehicle.

5 Q. Okay. So would it be fair to say that at least
6 part of the reason why you closed the door and the trunk
7 was to preserve evidence and try to prevent any type of
8 contamination of evidence?

9 A. Correct.

10 Q. Okay. How long so -- so you've told us that Tom
11 Kosowski was detained and placed in the back of the patrol
12 vehicle at 3:19 p.m., right?

13 A. Correct.

14 Q. Okay. How long did he remain in that vehicle on
15 March 25th, 2023?

16 A. I'll have to check what time we got to Tarpon
17 Springs Police Department.

18 Q. Sure.

19 A. I have that Detective Moore obtained the search
20 warrant for Dr. Kosowski's person at approximately 11:50
21 that night. So it would have been shortly after that.
22 Between midnight and 1:00 a.m. I believe we would have
23 gotten to Tarpon Springs Police Department.

24 Q. Okay. So I believe that there was one time that
25 Tom Kosowski was transported during that time period to

1 Tarpon Springs Police Department to use the bathroom
2 facilities?

3 A. Correct.

4 Q. Okay. What time was that?

5 A. I don't recall specifically what time that was.
6 It was later in the evening.

7 Q. Do you have any notes in your report that might
8 help you give us that time?

9 A. About 4:59.

10 Q. 4:59 p.m.?

11 A. 4:59 p.m., yes.

12 Q. So about an hour and a half after he was
13 initially detained?

14 A. Correct.

15 Q. And with the exception of that bathroom trip, he
16 remained detained in the Tarpon Springs Police vehicle for
17 more than nine hours?

18 A. That's correct.

19 Q. Okay. And at that point, he hadn't been
20 arrested, right?

21 A. Correct.

22 Q. Okay. When is he actually arrested?

23 A. He was notified that he was under arrest after
24 processing -- the forensics processing resulting from body
25 warrant.

1 Q. Okay.

2 A. I don't have that exact time, but that would
3 have been --

4 Q. After 1:00 --

5 A. -- the submission of the affidavit when they
6 timestamped that.

7 Q. Would it have been after 1:00 a.m.?

8 A. Yes, I believe so.

9 Q. Okay. Do you recall speaking with Specialist
10 Klein, of the Pinellas County Forensics Unit, at the
11 location where the Corolla --

12 A. I do.

13 Q. -- was stopped?

14 Did you tell her that you had conducted a search
15 of the Corolla before her arrival that included opening
16 the driver's side door, the trunk of the vehicle?

17 A. I don't specifically recall telling her that. I
18 believe I would have.

19 Q. You believe you would have, but you're not sure?

20 A. No.

21 Q. Were you advised -- did you instruct Specialist
22 Klein to do the blind swabs looking for blood at the
23 scene?

24 A. I did.

25 Q. Okay. And I believe that there was about 11

1 blind swabs that were conducted?

2 A. Yes.

3 Q. Okay. And those were all negative, right?

4 A. Correct.

5 Q. Was it your decision to then have the Corolla
6 transferred for processing at the Pinellas County
7 Sheriff's Office Processing Facility?

8 A. I believe that was a collective decision. We
9 weren't going to let it sit on the side of the road and
10 continue to do blind swabs.

11 Q. Okay. But since you're the lead detective,
12 would it have been your decision?

13 A. Yes.

14 Q. Okay. What was it that was sort of the tipping
15 point where you believed that you now had probable cause
16 that Tom Kosowski should be arrested?

17 A. When we learned more of the items in the
18 vehicle. I mean, to kind of back up the case, you know,
19 we have the disappearance, the blood at the scene,
20 everything from the house.

21 Q. Sure.

22 A. We have yet to find Mr. Cozzi. The only things
23 coming and going had led us to Dr. Kosowski. Then once he
24 returns to Tarpon Springs in the vehicle by himself,
25 Mr. Cozzi has still yet to be located. There's no other

1 evidence to take us in any other direction, and we learned
2 of the items in the house. I believe, at that time, I
3 learned of blood on some ballistic vest in the trunk.

4 Q. Blood or presumptive blood?

5 A. Presumptive blood. It wouldn't have been
6 lab-tested. There wouldn't have been, like, a serological
7 analysis or anything by that point.

8 Q. Sure. So let me just pause you for a moment.

9 Would you agree that there's a significant
10 difference between presumptive or possible blood and
11 blood?

12 A. Presumptive blood and -- sure.

13 Q. I mean, blood is when it is --

14 A. Yeah.

15 Q. -- been verified, right?

16 A. Right. Yeah. It's a different level of
17 testing.

18 Q. Sure. Sure.

19 If you say it's blood, then you're basically
20 telling the Court there was blood there, right? You're
21 not saying that it's possible blood. You're not saying it
22 was presumptive blood. You're saying it's blood; would
23 you agree?

24 A. Not quite. That's the extent of the testing
25 that can be done in the moment.

1 Q. Understood. Understood.

2 And you know that because of your background and
3 experience or?

4 A. Enough to know that presumptive testing would --
5 requires a further --

6 Q. Sure.

7 A. -- analysis.

8 Q. Sure.

9 A. Correct.

10 Q. But when you prepare an affidavit for the Court
11 to decide whether or not there is sufficient probable
12 cause whether it's -- and you prepare the affidavit for
13 the home, right?

14 A. Correct.

15 Q. Okay. But regardless of what the affidavit is
16 for, it's important to be accurate, right?

17 A. Sure.

18 Q. And presumptive or possible blood is not actual
19 blood, right?

20 A. I don't know that's to say it's not actual
21 blood.

22 Q. Well, you can't say that it is. It may be?

23 A. Sure.

24 Q. Right? Until it's -- until other testing is
25 completed, you don't know?

1 A. Right.

2 Q. Okay. So you may say, Well, I know that, but
3 that doesn't mean that the reviewing magistrate or judge
4 knows that, right, if you don't tell him that?

5 A. It could be possible.

6 Q. Sure. Sure.

7 When did Detective Moore arrive at 34 Orange
8 Street; do you know?

9 A. I don't know what time he arrived.

10 Q. Is Detective Moore with Largo Police Department?

11 A. He is.

12 Q. What was his role at that location?

13 A. He was drafting the warrant for Kosowski's
14 person.

15 Q. Okay. But you don't know what time he arrived?

16 A. No, I don't.

17 Q. Do you have anything in your notes that would
18 help you identify the time that he arrived?

19 A. Oh, I'm sorry. I know he obtained the search
20 warrant for Kosowski's person at 11:50 --

21 Q. Sure.

22 A. -- but I don't know exactly what time he
23 arrived.

24 Q. Sure.

25 Do you know when -- from your reports that you

1 have access to, are you able to tell us when he started
2 the process of preparing that affidavit and submitting it
3 to the Court?

4 A. Exactly when, no.

5 Q. Well, I mean, roughly?

6 A. (No response.)

7 Q. Is he doing it from his patrol vehicle at that
8 location at 34 Orange Street?

9 A. I don't recall him being there. I don't
10 remember who was in communication with him while we were
11 on scene.

12 Q. There appeared there was a very significant
13 delay in getting that body warrant, yes?

14 A. Correct.

15 Q. Okay. Why was that?

16 A. I can't speak to exactly what, if any,
17 difficulties he had, but I believe he had to personally
18 walk that warrant through the Court.

19 Q. Isn't it done through a cloud of sorts?

20 A. It can be, but that one I believe there was some
21 kind of technical difficulties with the program that was
22 being used at the time.

23 Q. Okay. Let's go back to the very beginning of
24 this investigation. How did you first become involved in
25 this case?

1 A. The Investigative Services Division at Largo
2 Police Department was notified of patrol working a missing
3 person's investigation, and they requested our assistance
4 with it.

5 Q. Okay. What was your -- did they designate you
6 as lead right away, or is it a little bit later on that
7 you are designated as lead?

8 A. I was designated as lead right away.

9 Q. Okay. What was your background, as far as
10 conducting similar investigations, prior to -- and this
11 was on March 21st --

12 A. Correct.

13 Q. -- 2023?

14 What was your background in conducting these
15 types of investigations?

16 A. So as far as missing persons goes, it's a
17 routine law enforcement call be it runaways, mysterious
18 disappearances, really anything. Any time somebody is
19 expected to be somewhere, and they're not, we're called
20 routinely. There's sort of a checklist we go down to try
21 to find them.

22 Q. Okay. How many cases like that have you
23 investigated prior to March 21st, 2023?

24 A. I -- I have no numbers for that.

25 Q. Can you give us --

1 A. I couldn't -- I couldn't ballpark it. It's a
2 pretty routine kind of -- I mean, the way it started, you
3 could call it routine over the years, but I don't keep
4 statistics on what cases and...

5 Q. How many years had you worked with the
6 Department at that time on March 21st, 2023?

7 A. 2023? That would have been nine years.

8 Q. Nine years?

9 A. Just shy -- just shy of 10 years.

10 Q. Okay. And would you say that these types of
11 investigations occurred weekly?

12 A. It's hard to say. Some weeks, there could be
13 several. There could be weeks with none.

14 Q. Okay.

15 A. It just depends on shift assignments or --

16 Q. On an average -- and I'm talking that you were
17 involved in.

18 A. Sure.

19 Q. On an average, would one a week for each year be
20 a reasonable average?

21 A. Again, it could be. I -- I couldn't -- I
22 couldn't give you a number. I mean, we could go one a day
23 for a week or so at a time, or we could go several weeks
24 with none.

25 Q. Okay.

1 A. That's hard to estimate.

2 Q. Is that information that, at least with Largo
3 Police Department, would be readily ascertainable by you?

4 Do you have the ability to sort of, like, look
5 at prior investigations and the type and then pull it up
6 in the computer?

7 A. That would -- that would require quite a
8 significant period of time to give you an accurate number.
9 It's the way the calls are labeled, the way they're closed
10 out or resolved.

11 Q. So you can't -- you can't search and say number
12 of missing person investigations that Detective Bolton has
13 been involved in, and it comes up with a number?

14 A. It -- no. No.

15 Q. Okay. All right. What about homicide
16 investigations that you have been involved in as, you
17 know, prior to March 21st, 2023? How many?

18 A. I've been on scene at several, and taken part in
19 some small way, but as a lead investigator, that was the
20 first.

21 Q. This was your first as lead investigator?

22 A. Correct.

23 Q. Okay. How about as a co-lead? Do they usually
24 have, like, a second person that is sort of like --

25 A. No.

1 Q. No?

2 A. No. Not at that time.

3 Q. You had not?

4 A. Correct.

5 Q. But -- but that is a thing, right?

6 A. Yes.

7 Q. Okay. Usually on that type of investigation,
8 you have two; one is lead, and one is sort of the partner
9 of the lead?

10 A. Correct.

11 Q. And in this case, your partner would have been
12 who, Hunt?

13 A. It was Detective Hunt at that time.

14 Q. Okay. So you arrive at the Belcher location.
15 What's the address?

16 A. 1501 South Belcher Road.

17 Q. What time do you arrive there?

18 A. About 1:30 in the afternoon.

19 Q. All right. Who was there when you arrived?

20 A. Officer Bure was on scene. Do you mean
21 officers, or do you mean all parties?

22 Q. Law enforcement? Who was there as far as law
23 enforcement when you arrived?

24 A. Officer Bure, Officer Jones, and Sergeant Recla.

25 Q. And you said you arrived around 1:30?

1 A. Correct.

2 Q. What do you observe -- well, before you observe,
3 are you instructed by anyone from law enforcement about
4 the scene?

5 A. The only thing, as far as the scene goes, I was
6 just informed that there was some blood observed in the
7 bathroom.

8 Q. Okay.

9 A. In the men's restroom.

10 Q. Were you informed that there was some blood, and
11 it didn't appear to be a large amount of blood?

12 A. I don't recall specifically what I was told.
13 Just that there was some blood in the -- some blood in the
14 men's bathroom.

15 Q. Do you recall having conversations with other
16 members of law enforcement about the amount of what
17 appeared to be possibly blood at the scene?

18 A. I don't recall their specific words, but I
19 remember it being discussed.

20 MR. BRUNVAND: Okay. I don't think we have
21 anyone on Zoom right now, Your Honor. Could we -- it
22 may be easier to use the screen. If we can just exit
23 out of the Zoom? Is that okay?

24 THE COURT: All right. That's fine.

25 BY MR. BRUNVAND:

1 Q. I'm going to show you some videos from that
2 scene. People were wearing body cameras?

3 A. Sure.

4 Q. Have you reviewed some of those?

5 A. Not the individual officers' from the scene, no.

6 Q. All right.

7 MR. BRUNVAND: Let's just play the first one
8 that we have.

9 MR. VONDERHEIDE: Can we have what it is for the
10 record?

11 MR. BRUNVAND: It's --

12 MR. VONDERHEIDE: Is it Bure's?

13 MR. BRUNVAND: I'm not 100 percent certain whose
14 it is, but it is from the scene, and they are going
15 to identify the people there. I can get you that
16 information.

17 MR. VONDERHEIDE: We just need to incorporate it
18 into the record.

19 MR. BRUNVAND: Right.

20 BY MR. BRUNVAND:

21 Q. So this particular video appears -- when does it
22 appear to be recorded?

23 A. March 21st, 2023, at 2:12 in the afternoon.

24 Q. Okay. So that's about 40 -- I think you said
25 you arrived around 1:30?

1 A. We were notified of -- we were notified about
2 1:30. We responded out immediately. So it's maybe a 10
3 to 15-minute drive.

4 Q. So about half an hour after you arrived?

5 A. Sure.

6 MR. BRUNVAND: Okay. Let's go ahead and play
7 it.

8 (Video playing.)

9 MR. BRUNVAND: If you can pause it for a second.

10 BY MR. BRUNVAND:

11 Q. Who do we see in this?

12 A. That's Detective Hunt and myself.

13 MR. BRUNVAND: Okay. Go ahead.

14 (Video playing.)

15 MR. BRUNVAND: Could we start that from the
16 beginning again? I think we missed some of the sound
17 at the beginning.

18 (Video playing.)

19 MR. BRUNVAND: Your Honor, could we turn up
20 the -- do you have the ability to turn up the volume
21 on your end? I know we don't have the ability to
22 turn up the volume on our end.

23 THE COURT: Mine is as high as it gets.

24 MR. BRUNVAND: Maybe this will do it. Okay.
25 Let's try it again from the beginning.

1 (Video playing.)

2 BY MR. BRUNVAND:

3 Q. Were you able to hear what he said?

4 A. Yeah.

5 Q. Okay. What did he say?

6 A. He said he believed it was suspicious, but that
7 he didn't have any concerns for him at that point.

8 MR. BRUNVAND: Go ahead and keep playing.

9 (Video playing.)

10 BY MR. BRUNVAND:

11 Q. He being Detective Hunt?

12 A. Yes.

13 Q. Okay.

14 (Video playing.)

15 BY MR. BRUNVAND:

16 Q. Okay. Do you know whose body cam recording this
17 is?

18 A. I believe this is Officer Bure's.

19 Q. Okay. Would you agree that in this video you're
20 discussing the scene, right?

21 A. Correct.

22 Q. And what are your thoughts about the scene at
23 that point?

24 A. I didn't have enough information to make a
25 decision to know exactly what -- what was going on.

1 Q. Right. It -- from what you were seeing, at that
2 point in time, it didn't appear there was a lot of blood,
3 right?

4 A. I don't recall --

5 Q. At that point?

6 A. -- how much of an observation I had made of the
7 bathroom, or if somebody had just pushed the door and
8 pointed to one area before I took more of an in-depth look
9 at it.

10 MR. BRUNVAND: Let's go to the next video.

11 These are all from the same sequence of videos.

12 (Video played.)

13 BY MR. BRUNVAND:

14 Q. Who is that?

15 A. That's Sergeant Recla.

16 Q. Okay.

17 MR. BRUNVAND: Pause it, please.

18 BY MR. BRUNVAND:

19 Q. What did he just say?

20 A. He said it's not a lot of blood.

21 Q. Okay. Is that consistent with what -- and this
22 is at -- this is at 1:00, so it's before you arrived,
23 right?

24 A. Yes.

25 Q. But that's consistent with what you saw

1 initially, right?

2 A. Initially, what was pointed out to me.

3 Q. Right. Your conclusion, based on what was
4 pointed out, was that it was not a lot of blood?

5 A. The initial thought at the time was that it was
6 not a lot of blood.

7 Q. Sure. Sure.

8 MR. VONDERHEIDE: Judge, I'm going to object.
9 This is before he arrives. So he's not in this
10 video. He has no personal knowledge of this.

11 MR. BRUNVAND: He's the lead detective. He's
12 had access to all of these body videos -- body-cam
13 videos, and he's indicated that he watched several of
14 them.

15 BY MR. BRUNVAND:

16 Q. So do you know if you watched this video in the
17 past?

18 A. I don't recall specifically watching it.

19 Q. You may have?

20 A. It's possible.

21 THE COURT: All right. Well, it's in evidence,
22 so they can play it. Then, obviously, you can ask if
23 he had ever seen it before and if he was there yet to
24 find out those answers.

25 MR. BRUNVAND: Thank you. Okay.

1 Go ahead and play it.

2 (Video played.)

3 BY MR. BRUNVAND:

4 Q. So part of the conversation that we hear is that
5 there's not a lot of blood, right?

6 A. That's what they said.

7 Q. And the belief, at that point in time, based on
8 the surveillance video that had been watched only by law
9 enforcement, was that Cozzi had left the building? That
10 he was seen leaving the building on video, right?

11 A. That's what was initially believed.

12 Q. And the thought was that maybe he had some sort
13 of a medical -- minor medical issue, and that's why he
14 left? He was embarrassed and he left, right?

15 A. Yes, I believe --

16 Q. One thought?

17 A. Yes, that was one theory.

18 Q. Okay. All right.

19 And that's -- all of that is consistent with
20 your observations when you arrived around 1:30, 1:45,
21 something like that?

22 A. My initial observations and just --

23 Q. Sure.

24 A. -- taking what they told me.

25 Q. Right. Okay.

1 MR. BRUNVAND: Do the last one, please?

2 BY MR. BRUNVAND:

3 Q. Before you start that -- by the way, there was a
4 reference to what appeared to be a smear, a smear of
5 blood, right, or what appeared to be blood, right?

6 A. Yes.

7 Q. We've both got to be careful of how we describe
8 it, right?

9 There appeared to be a smear of what appeared to
10 be blood on the door, right?

11 A. Something on the door, yes.

12 Q. That is -- did that turn out to be tested and
13 turned out not to be blood?

14 A. The PCFL report said that no analysis was
15 performed on that -- no -- and specifically the
16 serological report. Not the DNA analysis of that smudge.

17 Q. So to this day, we don't know?

18 A. Specifically what the substance is? No.

19 Q. Okay. But you're saying that it didn't test
20 negative, that we just don't know?

21 A. Correct. No serological analysis was performed.

22 Q. All right.

23 MR. BRUNVAND: Go ahead and play this last
24 video.

25 (Video played.)

1 BY MR. BRUNVAND:

2 Q. Is that you that's speaking with Mr. Blanchard?

3 A. No.

4 Q. Okay. Have you seen this before?

5 A. I believe so.

6 Q. Okay. And, again, the conversation is the same,
7 right? It doesn't appear to be a lot of blood?

8 A. Uh-huh.

9 Q. Yes?

10 A. Yes.

11 Q. You have to answer out loud because of the court
12 reporter.

13 A. Sure.

14 Q. Maybe he had some sort of an accident, right?

15 A. Yes.

16 Q. Mr. Blanchard indicates, you know, he carries,
17 like, an extra pair of underwear just in case, right?

18 A. Yeah. They're speculating.

19 Q. Sure. Sure. But they're all talking about the
20 fact there doesn't appear to be a lot of blood, yes?

21 A. Yeah.

22 Q. Okay. So what happens next at the Belcher
23 scene? You're having these conversations about the blood,
24 about the various thoughts that we just discussed. What
25 is the next thing that happens at the Belcher scene?

1 A. So two things, I made observations of the
2 bathroom myself, and we showed still images from the
3 surveillance footage to Jake Blanchard.

4 Q. Okay. You say two things; I observed the
5 bathroom myself. Clearly, when you're having the
6 conversation with Hunt, you have observed the bathroom,
7 right?

8 A. At some point, I made an initial observation of
9 it.

10 Q. Sure.

11 A. Just glancing into the bathroom.

12 Q. Right. When you do that initial one, and that's
13 when you observed not a lot of blood, right?

14 A. I believe what was pointed out to me was drops
15 on the stall wall to the left of the urinal.

16 Q. Okay. And some forensic investigator came in
17 and photographed what was there, right?

18 A. Correct.

19 Q. And we can see what's there?

20 A. Yes.

21 Q. Although, when the affidavit is prepared for the
22 Court for the search warrant, that didn't include any of
23 those photographs, right?

24 A. The photographs were not submitted with the
25 affidavit.

1 Q. Right. Right. It's basically your description
2 of what you perceived the scene to be, right?

3 A. Correct.

4 Q. Would you agree that when you prepare an
5 affidavit to search someone's home that it's important
6 that you include both incriminating information and
7 exculpatory information?

8 A. Correct.

9 Q. Okay. Do you agree that it's important for it
10 to be accurate?

11 A. Yes.

12 Q. Okay. So you look in the bathroom one more
13 time?

14 A. Correct.

15 Q. And then what was the second thing you said that
16 you did?

17 A. We showed -- we showed still images of the
18 surveillance footage to Jake Blanchard.

19 Q. Prior to showing the still images to
20 Mr. Blanchard, you had not shared anything from the
21 surveillance video with Mr. Blanchard or anyone else that
22 worked in his office?

23 A. No.

24 Q. Okay. In fact, there are several times when
25 they are asking you, Can we see the surveillance video,

1 right, or they're asking law enforcement?

2 A. Yes.

3 Q. Okay. And the answer is, No, you cannot, right?

4 A. That's what I -- yes.

5 Q. What's the purpose behind that?

6 A. I couldn't speak to the reasoning at that time.

7 Q. Okay. Well, is one purpose the fact that when
8 you're investigating at the early stages of an
9 investigation, you don't know who might be involved in
10 what?

11 A. Correct.

12 Q. And so because of that, you sort of keep things
13 closed and really only for law enforcement until you're
14 comfortable sharing it with others?

15 A. Correct.

16 Q. Okay. Might that be part of the reason?

17 A. It very well could be.

18 Q. Meaning, you don't know if anyone in
19 Mr. Blanchard's office may have had some involvement in
20 the disappearance of Mr. Cozzi, right? You don't know?

21 A. Right.

22 Q. Okay. So you show Mr. Blanchard a still image
23 from the surveillance video?

24 A. Yes.

25 Q. And he tells you?

1 A. He said that -- there was an image seen of what
2 appeared to be a male figure in a ball cap, a T-shirt, and
3 jeans pulling a wagon, and he said immediately that that
4 was not Steven Cozzi.

5 Q. Okay. So the image you show, is an image that
6 you've just described?

7 A. Yes.

8 Q. And when Mr. Blanchard looks at it, he says
9 that's not Steven Cozzi?

10 A. Correct.

11 Q. Okay. Did he tell you why it's not Steven
12 Cozzi?

13 A. (No response.)

14 Q. How he knows that's not Steven Cozzi?

15 A. I don't have him saying anything explicitly to
16 me to describe his reasoning.

17 Q. Okay. So he tells you, That's not Steven Cozzi.
18 He doesn't elaborate on it, and you don't ask him any
19 follow-up questions as to how it is that he knows that?

20 A. I just recall that him and -- that Blanchard and
21 Waters just immediately recognized that as not being
22 Steven Cozzi. So, no, I don't have any record of
23 follow-up questions to that or...

24 Q. Okay. What happens next?

25 A. We interviewed Jake Blanchard and Ms. Waters

1 about the time prior to them calling law enforcement.

2 Q. Okay. Tell us about -- what are we talking
3 about?

4 A. Them being in the office with Steven Cozzi.
5 They reported to us that --

6 Q. On what date?

7 A. On the 21st.

8 Q. Okay. I thought you said prior?

9 A. No. Prior to calling law enforcement.

10 Q. Okay. Go ahead.

11 A. They said they recalled being in the office
12 around 9:00 a.m. Cozzi was in his office portion of their
13 suite. Blanchard and Rebecca Waters were working together
14 on a joint project but were aware Cozzi was in his
15 particular office.

16 Blanchard believed sometime between 9:30 and
17 10:00 a.m. that Cozzi had gone to the bathroom and he did
18 not recall seeing or hearing Cozzi return to his office.

19 Q. So let me ask you --

20 A. Sure.

21 Q. -- about that.

22 Is there some sort of an alarm that actually
23 documents when someone leaves the Blanchard office?

24 A. There is. They had door sensors.

25 Q. Okay. So you have the time that someone from

1 within the Blanchard office left the office?

2 A. Correct.

3 Q. What time was that?

4 A. I believe he had a -- he was able to check it
5 later.

6 Q. Sure. Sure. But you know now, so you can --
7 take your time.

8 A. Yes.

9 Q. Okay.

10 A. I believe that was approximately 9:50 we had an
11 opening and closing of that.

12 Q. All right. Do I understand that there is some
13 sort of a sound that goes off and that's how they knew
14 that he had left?

15 A. I don't know if that door had any kind of
16 audible ring to it.

17 Q. Okay. But somehow Mr. Blanchard believed that
18 he had left the office, presumably took a walk out to that
19 hallway that leads to the utility closet and the
20 bathroom --

21 A. Correct.

22 Q. -- depending on which direction you go, right?

23 A. Correct.

24 Q. And it was determined at that time, based on
25 this alarm, that there's actually a log-on, right?

1 A. Yes.

2 Q. That was at 9 --

3 A. 9:50.

4 Q. 9:50?

5 A. Yes.

6 Q. Okay. So go ahead. He hears him leave. He
7 thinks maybe it's 9:30. We learn that it's 9:50 based on
8 the alarm, right?

9 A. Yes. He believed that sometime between 9:30 and
10 10:00 a.m., he left. He checked the alarm, it was 9:50.
11 He was aware that there was a hearing for, like, I believe
12 it was a case management conference --

13 Q. Right.

14 A. -- that Cozzi was scheduled for at 10:30 a.m.

15 Q. Right.

16 A. He doesn't see him anywhere in his office. He
17 sends him a text message at 10:24 a.m. but got no
18 response. He believed he may have gone to the courthouse.
19 He sent him another text message at 11:11 a.m., Did you go
20 to CMC, referring to the case management conference? He
21 received no response.

22 Q. Does he tell you during this interview that he
23 couldn't think of anyone who would want to harm Steven
24 Cozzi?

25 A. I believe that was his initial feelings about

1 it.

2 Q. Right. In fact, it's not until later in the
3 day, I believe, that you ask if maybe there might be any
4 other lawyers that may have issues with him? Is that you
5 that's asking him or someone else from your department?

6 A. I don't recall specifically who asked him, but I
7 know that question was presented to him.

8 Q. Okay. Did he indicate something to the effect
9 that Steve Cozzi and Dr. Kosowski had a problem, but he
10 did not expect any kind of physical violence?

11 A. Yes, I believe that was one of the things that
12 he initially relayed.

13 Q. Okay. Would you agree that when you prepare the
14 affidavit for the Court, as it relates to the search
15 warrant for the home, that you didn't include the
16 information about him saying that he couldn't think of
17 anyone that would want to harm Steven Cozzi?

18 A. It was just speculation of him at the time.

19 Q. Understood.

20 A. A lot of people had theories about what did or
21 didn't happen.

22 Q. Sure. But my question was: Is it, in fact,
23 accurate that you did not include those statements?

24 A. I didn't, no.

25 Q. Okay. Were you advised of statements made by

1 Michael Montgomery, Steven Cozzi's husband, or did you
2 interview him maybe?

3 A. I interviewed him.

4 Q. Okay. Do you recall asking him if he knew of
5 anyone who might have done something to Steven Cozzi, and
6 he responded he could not think of anyone who would go to
7 that extreme?

8 A. Yes, that was his statement to me.

9 Q. That was not included in the search warrant
10 affidavit?

11 A. Correct.

12 Q. Okay. What's the next thing that happens? You
13 interview Steven Cozzi -- I mean, you interviewed Michael
14 Montgomery. You interviewed Mr. Blanchard.

15 What's the next thing that happened?

16 A. We continued reviewing surveillance footage from
17 1501 South Belcher and surrounding businesses.

18 Q. All right. What time is it now, as far as when
19 you've spoken with both Michael Montgomery and
20 Mr. Blanchard?

21 A. I believe I spoke with Mr. Montgomery around
22 5:00 in the afternoon.

23 Q. Okay. When did the forensics come out and start
24 doing their work at the Belcher location?

25 A. I don't recall exactly what time they arrived or

1 when that call was made, but it was mid-afternoon.

2 Q. Okay. So you arrive around 1:40, 1:45?

3 A. Correct.

4 Q. Is there a time when Steven Cozzi is listed in a
5 database for missing individuals?

6 A. Yes. I believe he was entered at 2:33 in the
7 afternoon.

8 Q. 2:33?

9 A. Yes.

10 Q. So about 45 minutes after you arrived?

11 A. Yes.

12 Q. Okay. And what is that? Tell us about that
13 database.

14 A. It's a national database that's also associated
15 with a similar state database. It's maintained by the
16 FBI. It's an entry point for all missing persons, stolen
17 property, anything that can be serialized or known.

18 Q. Okay. Is there generally, like, a time period
19 from when someone is reported missing until they would be
20 listed in this database?

21 A. Once we can determine that -- unless it can be
22 immediately resolved, we'll typically enter them fairly
23 soon.

24 Q. Okay. So there was certainly some unanswered
25 questions at 2:30 in the afternoon, right?

1 A. Yes.

2 Q. By the way, when you arrive at the Belcher
3 location around 1:30, 1:40, 1:45, something like that, do
4 you wear latex gloves?

5 A. No, I don't recall doing so.

6 Q. Do you wear those little booties that we
7 sometimes see forensic investigators wear?

8 A. No, I did not.

9 Q. Okay. Presumably you have been to crime scenes
10 where you had worn those little booties, correct?

11 A. I have.

12 Q. Okay. So initially -- why do you not wear them
13 initially?

14 A. There was a lot of unknowns.

15 Q. Sure.

16 A. Just a missing person. We have a few minutes of
17 surveillance footage, and we really don't know what's
18 going on.

19 Q. Okay. One of the unknowns, I think, that we
20 talked about is the idea that maybe Mr. Cozzi had some
21 sort of an accident and had left on his own, right?

22 A. Yes.

23 Q. As you talk to Mr. Blanchard, Mr. Montgomery,
24 Mr. Cozzi's father, you also learned that Mr. Cozzi had a
25 history of struggling with anxiety?

1 A. Yes.

2 Q. Okay. So that was a consideration, right?

3 A. Yes.

4 Q. You had also learned that he had struggled with
5 alcohol addiction?

6 A. Yes.

7 Q. Okay. And so that was another consideration?

8 A. Yes.

9 Q. Okay. But prior to all of those being explored
10 by you, you go ahead and put him into the database for
11 missing individuals, right?

12 A. Yes.

13 Q. Okay. And would you say that's fairly custom?
14 It seems fairly quick that you put it into the -- but I
15 don't know. I mean --

16 A. I think the hospitals had been checked. We'll
17 call the hospitals to see if there's anybody by that name
18 or if they've had any John Doe patients matching the
19 description. So hospitals had been checked, and I believe
20 patrol officers had started searching the general area to
21 see if he had walked anywhere. So, I mean, we had checked
22 a couple boxes before we entered him.

23 Q. Okay. I think you said it was at, like, 2:30
24 when you do that, right?

25 A. Yes.

1 Q. Had forensics arrived at the scene by 2:30?

2 A. I don't believe they were there yet.

3 Q. Okay. What's the next thing that happens after
4 2:30? Can you give me roughly when forensics arrived?

5 A. So the request for forensics was made while I
6 was speaking with Mr. Montgomery. I believe that was
7 sometime in the 5:00, 6:00 hour.

8 Q. Okay. So about three hours, three and a half
9 hours after he was listed as missing in the national
10 database, right?

11 A. Yes, that sounds right.

12 Q. Okay. And then do they arrive shortly
13 thereafter?

14 A. Yes. I don't recall exactly what time, but the
15 response time wasn't delayed by anything that I'm aware
16 of.

17 Q. Okay. Had you been at the premises that whole
18 time or --

19 A. Yes.

20 Q. -- had you left and come back?

21 A. No. I was at the premises the whole time.

22 Q. Okay. I want to go back to when you first
23 arrive. You look in the bathroom, you had the
24 conversation, and you look in the bathroom again. Other
25 than the small amount of blood that you visually see -- or

1 what appears to be blood that you visually see, right, do
2 you notice anything else?

3 A. So a longer glance in the bathroom, I noticed on
4 the floor of the urinal -- or the floor of the stall,
5 which is directly left of the urinal, it appeared that
6 there was some kind of dark-colored liquid swiped on the
7 floor below the toilet.

8 Q. All right. And what time do you notice that? I
9 mean, was that shortly after you arrived?

10 A. It was sometime within an hour or two that I
11 made a second longer observation of the bathroom.

12 Q. Do you think that was before or after you put
13 him in the national database?

14 A. I couldn't be certain. I believe it was before.

15 Q. All right. So possibly, based on your
16 recollection, before 2:30?

17 A. Possibly.

18 Q. Okay. Whatever you saw on the floor in the
19 bathroom wasn't of such a nature -- and what you saw in
20 the bathroom wasn't of such a nature that you said, Wow.
21 This is a crime scene. We need to get forensics out here
22 right away, right?

23 A. So what I had told to -- what I told to
24 Detective Hunt was that this appears to be blood to me.

25 Q. Okay.

1 A. This appears to be blood. Like, I think it's
2 more than what we see on the urinal wall. Then I
3 continued on interviewing. He looked. He understood what
4 I saw. I went about interviewing. We sectioned things
5 off and called the rest of investigations.

6 Q. So I'm going to ask you the same question again.

7 A. Okay.

8 Q. Whatever you saw, whatever you described to
9 Detective Hunt, maybe shortly before 2:30, maybe a little
10 bit after 2:30, was not of such a nature that you felt it
11 was necessary to immediately call forensics and bring them
12 out to the scene, right? They come -- they come after
13 5:30 or 6:00?

14 A. Correct. I didn't call them immediately.

15 Q. Right. So based on what you saw, it wasn't of
16 such a nature that you felt like, Oh, my gosh. I better
17 get forensics out here right away, right?

18 A. You could say that, yeah.

19 Q. Right. If it was obvious to you, by your
20 bare-naked eye looking at it, that something bad has
21 happened here, you're going to close it off, and you're
22 going to have forensics show up right away, right?

23 A. Ideally, yes.

24 Q. Okay. Did you, at some point -- we see in the
25 photos -- we see this box sitting outside the men's

1 bathroom, right?

2 A. Yes.

3 Q. Did you, at some point, decide that I better
4 preserve this area so that you know, it doesn't get
5 contaminated?

6 A. I believe patrol had already stationed somebody
7 outside of the bathroom, and that Jake Blanchard had
8 placed that box there. It said "out of order" or "do not
9 use" in his own efforts prior to law enforcement's
10 arrival.

11 Q. Did you, at some point, say as the lead
12 detective, I'm designating this a crime scene. I don't
13 want anyone going into this bathroom?

14 A. Specifically, I did not. There was already a
15 patrol officer or somebody who was standing in front of
16 it.

17 Q. Okay. Based on what you saw, and did you talk
18 to Detective Hunt on, as far as what you believed to be
19 possible blood in the bathroom of some significant amount,
20 did you decide it's time for me to put on little booties
21 as I'm walking around in this area?

22 A. I did not.

23 Q. Okay. So the forensics arrived 5:30, 6:00
24 something like that?

25 A. Somewhere in that window, I believe.

1 Q. Is there a time prior to 5:30 or 6:00 when the
2 entire scene is secured as a possible crime scene?

3 A. I believe, at the very least, the bathroom
4 somebody was -- I don't know who was handling that while I
5 was interviewing Mr. Montgomery.

6 Q. Okay. And you said you interviewed Mr.
7 Montgomery late afternoon, right?

8 A. Correct.

9 Q. Okay. At some point, do you station someone to
10 keep a crime scene log?

11 A. Somebody was stationed. I didn't station them.

12 Q. Okay. As the lead detective, can you tell us
13 who was stationed and what time they started keeping a log
14 of the crime scene?

15 A. I believe it was Officer Jones, but I don't know
16 exactly what time he was stationed there and started the
17 log.

18 Q. Okay.

19 A. I don't have that in front of me.

20 Q. Was Officer Jones one of the officers who
21 arrived at the scene prior to your arrival?

22 A. I believe so.

23 Q. Okay. So the forensics arrive. Do you stand by
24 waiting for them to report various findings to you?

25 A. I'm sorry. Are you asking did I wait for

1 forensics?

2 Q. Sure.

3 A. Yes, to a degree, but they were there for --
4 they were there well into the next day.

5 Q. Okay. So when is the first time that you get
6 some sort of feedback from the forensics?

7 A. I believe it was about noon the next day or...

8 Q. Okay.

9 Who do you speak with?

10 A. Supervisor Camacho.

11 Q. Okay. What does Supervisor Camacho tell you?

12 A. She did the walk-through -- she did the
13 walk-through of the scene to include the bathroom, the
14 utility closet, and the foyer of the office building.
15 She --

16 Q. What does that mean she did the walk-through?

17 A. So once they processed the scene --

18 Q. Right.

19 A. -- because it's only them in there while they
20 are working, she will tell us what they found, what they
21 collected, what they observed. And once there's nothing
22 for us to -- once they've made all their collections,
23 photos, and observations, they'll point out to us what
24 they see, where they found it, and anything of note that
25 wasn't obviously observed by us.

1 Q. Okay. So Amber Camacho walks you through the
2 scene, basically?

3 A. Yes.

4 Q. Okay. Do you recall whether or not Amber
5 Camacho, when she's walking you through the scene, is
6 Amber Camacho wearing latex gloves?

7 A. I don't recall.

8 Q. Were you?

9 A. I don't believe I was, but I don't recall.

10 Q. Do you recall whether or not Amber Camacho was
11 wearing those little booties?

12 A. At that time, I don't recall.

13 Q. And the purpose of the booties is so you don't
14 track forensic materials from one scene to another, right?

15 A. Correct.

16 Q. So, basically, you wear the booties at one
17 scene. Then you put them away. Then you put fresh
18 booties on when you go to the next scene?

19 A. Correct.

20 Q. And this case involves multiple scenes, right?

21 A. Yes.

22 Q. Okay. Did you wear the same shoes for all of
23 the scenes that you attended in this case?

24 A. I did.

25 Q. Was there ever a time that you wore the booties

1 at any of the scenes?

2 A. No.

3 Q. Okay. So when she's walking you through the
4 Belcher location, what does Amber Camacho tell you about
5 her observations and what she's found?

6 A. There was blood noted in numerous portions of
7 the bathroom on various surfaces.

8 Q. Let me stop you for a second because I think
9 you're doing the same thing that I've done, and I want to
10 make sure --

11 A. Sure.

12 Q. It was presumptive blood, right?

13 A. Substance that presumptive tested positive for
14 blood, sure.

15 Q. Tested positive for presumptive blood?

16 A. Yes.

17 Q. All right. Go ahead.

18 A. So numerous areas that presumptive tested
19 positive for blood are the bathroom floor in front of the
20 toilet and toilet stall, the floor drain right under the
21 stall wall, on the bottom side of the toilet, on the
22 outside of the bowl on the bottom of the toilet. I
23 believe there was blood on top of the tank and on some of
24 the baseboards.

25 Q. Again presumptive --

1 A. For clarity, sure. The presumptive tested
2 positive.

3 Q. Right. And it's not just for clarity. It's to
4 make sure that --

5 A. Right.

6 Q. -- we don't know that it's blood at this point,
7 right?

8 A. No. I understand.

9 Q. Okay.

10 A. But on numerous surfaces of the bathroom, the
11 baseboards. I believe there was some towels in the trash
12 can that presumptive tested positive for blood. They had
13 dusted the -- almost the entirety of the bathroom and
14 utility closet. There were numerous latent lifts and that
15 was -- that was kind of the sum of what they saw.

16 Q. Okay. As it relates to the latent lifts, were
17 you informed that there was about 169 latent lifts?

18 A. I was never given a total number, but, yes, I
19 knew there were numerous lifts.

20 Q. Were you informed that there was at least 65
21 latent prints of value?

22 A. I wasn't given that number at that time, no.

23 Q. Okay. How about there being 14 -- at least 14
24 from the utility closet door?

25 A. I wasn't told exactly how many were on the door.

1 I knew there were numerous ones.

2 Q. Okay. 12 from the electrical box?

3 A. Again, I wasn't given a specific number at that
4 time. Just that there were numerous prints on the
5 electrical panel door.

6 Q. Okay. What are some of the reasons why prints
7 in the utility closet were of potential importance?

8 A. So that utility closet is in -- it's adjacent to
9 an unoccupied portion of the building or what was at that
10 time unoccupied. The utility closet didn't have a
11 doorknob on it. It was just the empty hole for the
12 doorknob. So it wasn't secured. The utility closet was
13 also the closest door to Steven Cozzi's office door. So
14 any comings and goings, you could hear from that closet.

15 Q. Were you also advised that there were latent
16 prints from tissue paper in the trash can in the bathroom
17 believed to contain blood -- having presumptive blood on
18 it?

19 A. I was.

20 Q. Okay. Were you advised that none of those
21 prints from the trash can were identified to Tom Kosowski?

22 A. At that point, yes, I was.

23 Q. Okay. And that information was not included in
24 your arrest affidavit?

25 A. No, it wasn't.

1 Q. Okay. Did you come into contact with Carol
2 Celeste Bacher?

3 A. I don't recall specifically talking to her
4 myself.

5 Q. Okay. But were you informed about information
6 as it relates to Carol Celeste Bacher?

7 A. I was.

8 Q. And is that someone that was interviewed on
9 March 21st, 2023?

10 A. I don't recall if she was interviewed on the
11 21st or the 22nd, but I know she was interviewed on one of
12 those days.

13 Q. Okay.

14 A. If not both.

15 Q. Ms. Bacher, do you recall her describing a
16 goatee'd man?

17 A. I believe that's what she recalled seeing.
18 That's what was relayed to me.

19 Q. Right. That appeared to be the same person of
20 interest seen in the surveillance videos, right?

21 A. Yes.

22 Q. Now, Ms. Bacher was shown a photopack that
23 included a photo of Tom Kosowski, right?

24 A. She was.

25 Q. And, in fact, Bacher did not identify Tom

1 Kosowski in that photograph?

2 A. She didn't positively identify him.

3 Q. Right.

4 A. Or exclude him.

5 Q. Right. But she did not positively identify him,
6 right?

7 A. Correct.

8 Q. Okay. That information was not included in the
9 affidavit prepared for the Court?

10 A. It was not.

11 Q. Did you have contact with Ms. Henrichs?

12 A. I did.

13 Q. And was that on the 21st as well?

14 A. Yes.

15 Q. Okay. And you did not show Ms. Henrichs a
16 photopack?

17 A. I did not.

18 Q. And was part of the reason why you didn't show
19 her a photopack is you had deemed her not to be reliable?

20 A. No. She had said the person she saw had been
21 wearing a mask.

22 Q. Okay. Did you conclude, based on what Ms.
23 Henrichs told you, that it was highly unlikely that she
24 could identify the person that she had seen on March 14th,
25 right?

1 A. That was my thought at the time, yes.

2 Q. Sure.

3 A. Just the separation of time, wearing a mask,
4 yes.

5 Q. Sure. And the idea was that possibly the person
6 that had been seen on the 14th might be the same person
7 that's there on the 21st, right?

8 A. That was the thought.

9 Q. Okay. I don't know that we really talked about
10 the 14th. So why don't you tell us what reportedly
11 happened on March 14th?

12 A. So what was reported to me was that Deborah
13 Henrichs had entered that utility closet, found somebody
14 unknown to her standing there with the lights out. She
15 asked him what they were doing. She was told that they
16 were there for a power outage, and then promptly left.

17 Q. Was there a police report made of that incident?

18 A. They had called the Largo Police Department.
19 Notified us of it. I don't think an actual "report"
20 report was taken, but there was a call generated, and
21 notes entered in the call notes section.

22 Q. Okay. As lead detective in this case and being
23 familiar with not just what you did, but every aspect of
24 the case, you are aware that Chad Summerfield indicated
25 that no DNA of Tom Kosowski was found in the bathroom at

1 the Belcher location?

2 A. That's correct.

3 Q. You are also aware of the fact that Camacho
4 tested for the presence of blood in the P-trap in the
5 bathroom, right?

6 A. Yes.

7 Q. And that ultimately that came back as being
8 negative for blood, right?

9 A. Yes. The P-trap of the sink, yes.

10 Q. Right. And the information about that being
11 negative for blood, did that come after you had already
12 submitted the affidavit for the search warrant?

13 A. I believe so.

14 Q. Okay. Because up until when you did the
15 affidavit for the search warrant, everything is
16 presumptive, right?

17 A. Correct.

18 Q. Okay. What else -- was it Camacho that told you
19 about the observations that were made after the luminal
20 testing was done in the bathroom?

21 A. I don't recall. I was shown photos on the
22 camera of the luminal processing.

23 Q. By whom?

24 A. I don't recall specifically who showed me the
25 photos. Camacho was there as a supervisor, but

1 specifically, who scrolled through the photos on the
2 camera, I don't recall.

3 Q. Did any of the forensic supervisors talk to you
4 about what the images meant? What you are seeing? What
5 does it mean? Did any one of them talk to you with that?

6 A. Just that luminal reacts to certain things.
7 What specifically, I don't recall. It's made to be -- its
8 purpose in forensics is to locate possible blood. I'm
9 aware that it can give false positives.

10 Q. Okay. In describing the bathroom when you came,
11 I don't recall, and please correct me if I'm wrong, I
12 don't recall you describing any odor.

13 A. In the affidavit?

14 Q. No, just in general here today talking.

15 A. Oh. No, I haven't. I've not been asked about
16 it.

17 Q. Okay. Did you -- when you first arrived, was
18 there any type of distinct odor that you observed?

19 A. Yes. The lobby, bathroom, and hallways smelled
20 strongly of bleach.

21 Q. All right.

22 A. What I know as bleach.

23 Q. I'm sorry?

24 A. What I know as bleach.

25 Q. Okay. What you believed to be bleach?

1 A. Sure. Yeah.

2 Q. Okay. And I'm assuming that you do know that
3 bleach can give a false positive with the luminal testing?

4 A. I believe it can, but I'm not aware of the
5 specifics of what luminal reacts or doesn't react with.

6 Q. Okay. I believe you had indicated just a minute
7 ago that you had some information that there are a variety
8 of substances that can cause false positives, right?

9 A. Yes.

10 Q. Okay. And did you know that cleaning products
11 could be one of those substances?

12 A. At the time, I don't know if I was aware of that
13 or not.

14 Q. Okay. Did you ask the forensic people, you
15 know, how might one find, you know, false positives? What
16 else could cause a false positive?

17 A. At that time, I don't recall having that
18 specific conversation with them about it.

19 Q. Okay. Now you know that cleaning solutions,
20 cleaning products can cause false positives?

21 A. Yes.

22 Q. Okay. You didn't include that in the affidavit?

23 A. No.

24 Q. When do you start drafting the affidavit in
25 support of the search warrant for 511 Seaview Drive?

1 A. On the 23rd.

2 Q. Okay. When on the 23rd?

3 A. Specifically what time? I don't recall
4 specifically what time I began drafting it. Sometime in
5 the very late morning, early afternoon.

6 Q. Was this affidavit uploaded through -- what is
7 it called, gavel?

8 A. CloudGavel.

9 Q. CloudGavel?

10 A. Yes.

11 Q. Was it uploaded through CloudGavel?

12 A. Yes.

13 Q. Does CloudGavel give an indication as to the
14 time that it's initially uploaded?

15 A. I imagine it would.

16 Q. Do you know what time that would have been?

17 A. No, I don't.

18 Q. Do you have anything in your report that might
19 help you?

20 A. No. No. That would be in CloudGavel's records.

21 Q. Okay. Was it issued by the Court around 10:21
22 p.m. on March 23rd?

23 A. I believe that's when it was finally signed,
24 yes.

25 Q. Okay. Prior to the warrant being issued, when

1 was the first time that you went to the area of 511
2 Seaview Drive?

3 A. Approximately 11:25.

4 Q. Okay. 11:25 what?

5 A. A.m. Sorry.

6 Q. A.m.?

7 A. Yes.

8 Q. On what day?

9 A. On the 23rd.

10 Q. Okay. What do you do when you arrived there at
11 11:25 a.m.?

12 A. Detective Hunt and I approached the front door
13 in an attempt to make contact with Dr. Kosowski.

14 Q. Okay. My recollection is when you and Detective
15 Hunt knocked on the door, right?

16 A. Yes.

17 Q. Okay. And 511 Seaview is the home of Tom
18 Kosowski?

19 A. Correct.

20 Q. Okay. My recollection is when you knock on the
21 door, there's no answer?

22 A. Yes.

23 Q. But someone, I don't know if it's you or
24 Detective Hunt or someone else, someone is wearing a body
25 cam recording device?

1 A. Yes.

2 Q. Who is that?

3 A. I believe that's Detective Hunt.

4 Q. And that was recording, right?

5 A. Yes.

6 Q. And it recorded the two of you walking up the
7 stairs to the front door?

8 A. Yeah.

9 Q. It recorded the knocking on the door?

10 A. Yes.

11 Q. It recorded you guys walking downstairs and
12 walking to another door on the lower level, right?

13 A. Yes.

14 Q. It records you trying to look in through the --
15 it looks like they're kind of like blinds of sorts? It's
16 boards that are on an angle?

17 A. On the first floor of the building?

18 Q. Yes.

19 A. Yes.

20 Q. Okay. What do you see? Are you able to see
21 anything when you were looking in there?

22 A. No.

23 THE COURT: Mr. Brunvand, I don't know if
24 there's a perfect place to stop, but --

25 MR. BRUNVAND: This is probably good.

1 THE COURT: -- although, not perfect, that's
2 good.

3 MR. BRUNVAND: That's fine.

4 THE COURT: We will go ahead and take lunch. Is
5 45 minutes good or do you want longer?

6 MR. BRUNVAND: I would prefer an hour just so we
7 can leave the building, get lunch, and come back.

8 THE COURT: Okay.

9 MR. BRUNVAND: There is no -- in the old days,
10 we had a cafeteria down there, but we don't have that
11 anymore.

12 THE COURT: Well, there are BBQ potato chips. A
13 delightful lunch. So we will take an hour. So 1:00,
14 okay.

15 (Lunch break taken.)

16 THE COURT: Welcome back. You may be seated.

17 MR. VONDERHEIDE: Your Honor, if we could, I
18 just spoke to the Defense about it. Logistically,
19 can we call Major Crawford next? I don't think his
20 testimony will be very long. We were going to call
21 him as a rebuttal witness, but he's got to be back in
22 Tarpon at 3:00, and it doesn't look like that's going
23 to happen if we wait.

24 I think the Defense is okay with us calling him
25 out of order.

1 THE COURT: That's fine with the Court. All
2 right. So let's get the witness back on the stand.

3 MR. VONDERHEIDE: Can we call Major Crawford?

4 THE BAILIFF: Oh, right now?

5 MR. VONDERHEIDE: Yes, right now.

6 THE COURT: Sure. When you said "next," I
7 thought you meant after this witness.

8 MR. VONDERHEIDE: I guess it would be in the
9 middle of.

10 THE COURT: Like right now.

11 MR. VONDERHEIDE: Yeah.

12 THE COURT: Okay.

13 MR. VONDERHEIDE: And that's provided there is
14 no objection by the Defense on that.

15 MR. BRUNVAND: No objection.

16 THE BAILIFF: Step this way, stand right here.
17 Face the clerk, raise your right hand to be sworn.

18 (Witness was duly sworn on oath.)

19 THE BAILIFF: Come have a seat up here. Adjust
20 the mic. Speak in a loud and clear voice for the
21 Court.

22 THE COURT: You may inquire.

23 DIRECT EXAMINATION

24 BY MS. SPADARO:

25 Q. Good afternoon. Will you please introduce

1 yourself to the Court, and will you spell your full name
2 for the court reporter.

3 A. Jeffrey Crawford. J-E-F-F-R-E-Y
4 C-R-A-W-F-O-R-D. I'm a major with Tarpon Springs Police
5 Department.

6 Q. How long have you been with Tarpon Springs?

7 A. For 14 years.

8 Q. How long have you been a major?

9 A. A year now.

10 Q. Congratulations.

11 A. Thank you.

12 Q. What were you doing prior to that?

13 A. I was a detective sergeant before that.

14 Q. Were you ever a member of the SWAT team?

15 A. Yes, ma'am.

16 Q. Okay. Then were you a detective sergeant and a
17 member of the SWAT team back on March 23rd of 2023?

18 A. Yes, ma'am.

19 Q. Okay. On that date, were you assigned to assist
20 Largo Police Department with the execution of a
21 residential search warrant for a residence located at 511
22 Seaview Drive in Tarpon Springs, Pinellas County, Florida?

23 A. Yes, ma'am.

24 Q. And were you informed of that assignment at
25 approximately 5:00 p.m. that day?

1 A. Yes, ma'am.

2 Q. Okay. Prior to arriving, did you receive an
3 initial briefing?

4 A. About the SWAT mission, yes, ma'am.

5 Q. And can you tell the Court what that entailed?

6 A. Just the manner of entry. How we're going to
7 arrive at the entrance and who will be in the stack and
8 entry into the home.

9 Q. Now, at that time, was it your understanding
10 that you were supposed to clear the residence?

11 A. Yes, ma'am.

12 Q. Read the warrant?

13 A. Yes, ma'am.

14 Q. Did you know that you actually would be serving
15 the warrant and executing the warrant at that time?

16 A. Not at that particular moment, no, ma'am.

17 Q. Okay. So do you remember what time you arrived
18 at the residence?

19 A. I don't remember the exact time, no.

20 Q. Okay. Was it around 11:00 p.m.?

21 A. I knew it was dark.

22 Q. Nighttime?

23 A. Yes, ma'am.

24 Q. All right. When you arrived on the scene, did
25 you participate in a security sweep of the residence?

1 A. Yes, ma'am.

2 Q. Who else participated in the security sweep?

3 A. It was the entire SWAT team. Then Major Trill,
4 Sergeant Spino (phonetic), Gomez, Sergeant Gomez, Reyes.
5 I can't remember all of the guys. We had a couple that's
6 transferred.

7 Q. How many give or take?

8 A. I would say 10 to 11 members total.

9 Q. Okay. And were they all members of the Tarpon
10 Springs Police Department?

11 A. Yes, ma'am.

12 Q. Did you witness anyone from Largo Police
13 Department participate in that sweep?

14 A. No, ma'am.

15 Q. And was that sweep before or after the reading
16 on the search warrant?

17 A. That was before.

18 Q. Based on your training and experience, is that
19 customary in situations like this to conduct a security
20 sweep prior to execution of the reading of a warrant?

21 A. Yes, ma'am.

22 Q. And can you just briefly explain for the record
23 why that is?

24 A. Just for safety purpose. Make sure there's no
25 danger to the officers or investigators that would enter

1 into the house and to preserve evidence. If you get too
2 much time reading, it would destroy evidence.

3 Q. Okay. That's not the time, though, to start
4 collecting evidence?

5 A. Correct. No, ma'am.

6 Q. Okay. Did you collect any evidence during the
7 security sweep?

8 A. I did not collect anything, no.

9 Q. And to your knowledge, did any other member of
10 the SWAT team from Tarpon Springs collect any evidence
11 during the security sweep?

12 A. No, ma'am.

13 Q. Was anyone found to be present in the home?

14 A. No, ma'am.

15 Q. After the security sweep, was the warrant read
16 by another Tarpon Springs detective, Detective Melton?

17 A. Yes, ma'am.

18 Q. And after the security sweep, is that when you
19 learned that Tarpon Springs would actually be the ones
20 executing the warrant?

21 A. Yes, ma'am.

22 Q. How did you learn of that?

23 A. Major Trill informed me of what was -- we were
24 going to be doing.

25 Q. Okay. Did you learn why that was the case?

1 A. Because of jurisdictional issues, so we had to
2 execute the warrant.

3 Q. Okay. Is it fair to say this came as a bit of a
4 shock to Tarpon Springs?

5 A. Yes, ma'am.

6 Q. Okay. And is it fair to say that some of the
7 Tarpon Springs members were pretty unhappy about this?

8 A. Just unprepared. We're a small agency, so we
9 didn't -- manpower was an issue.

10 Q. And as a result, because of the lack of
11 preparation, there was a lot of discussion about this,
12 right?

13 A. Yes, ma'am.

14 Q. Ultimately, though, that's what happened?
15 Tarpon Springs executed the warrant?

16 A. Yes, ma'am.

17 Q. Now, this was a Largo Police Department case,
18 right?

19 A. Yes, ma'am.

20 Q. So it's fair to say Tarpon Springs' knowledge of
21 the case was more limited than Largo, right?

22 A. Yes, ma'am.

23 Q. So what was Largo Police Department's role
24 during the execution of the warrant?

25 A. They were there on the scene with us. They just

1 were accompanying us while we were in the house, but they
2 conducted no searches. We opened drawers, looked in
3 cabinets, wherever we think evidence of -- that we read
4 from the warrant we were looking for. They was just
5 accompanying us.

6 Q. When you say helping accompany, were they more
7 so advisers?

8 A. Yes. Sort of, yeah. They didn't tell us to
9 open anything. It was just more we were opening things.
10 If they saw something of interest, we had discussions
11 about it, then we would either collect it or not collect
12 it.

13 Q. Okay. Do you remember -- you participated in
14 the execution of the warrant, correct?

15 A. Yes, ma'am.

16 Q. Do you remember what other members of Tarpon
17 Springs Police Department helped search the residence
18 after the warrant was read?

19 A. I know Detective Melton and Detective Miller.

20 Q. How was the residence divided as it relates to
21 the search?

22 A. It was technically a three-story because it was
23 a high-rise house. So we just did, like, first floor,
24 garage area. Second floor, living area. Then the third
25 floor. It was just divided up by floors.

1 Q. Do you remember what floor you took, like, the
2 primary lead on?

3 A. I -- I -- the limited area I had was in the
4 garage area.

5 Q. Do you remember who from Largo Police Department
6 was accompanying you while you searched the garage?

7 A. I cannot recall his name, no, ma'am.

8 Q. Regardless, you did not witness anyone from
9 Largo collecting evidence, correct?

10 A. No, ma'am.

11 Q. Searching for evidence?

12 A. No, ma'am.

13 Q. Swabbing evidence?

14 A. No, ma'am.

15 Q. Photographing anything?

16 A. No, ma'am.

17 MS. SPADARO: May I have a moment to confer?

18 THE COURT: You may.

19 BY MS. SPADARO:

20 Q. In addition to Largo Police Department being out
21 there, was a Pinellas County Forensic Unit there as well?

22 A. Yes, ma'am.

23 Q. And what was their role?

24 A. To collect evidence, bag and tag things for
25 collection of evidence.

1 MS. SPADARO: Okay. That's all that I have.

2 Thank you.

3 THE COURT: Okay. Thank you.

4 Cross-examination?

5 CROSS-EXAMINATION

6 BY MR. BRUNVAND:

7 Q. Good afternoon, Major Crawford. How are you
8 doing, sir?

9 A. Okay.

10 Q. Your involvement initially was being part of --
11 were you in charge of the SWAT team?

12 A. Not then, no, sir.

13 Q. But you were a member of the SWAT team?

14 A. Yes, sir.

15 Q. And your entry into 511 Seaview was prior to the
16 reading of the search warrant?

17 A. Yes, sir.

18 Q. And why is that?

19 A. Again, I explained it. It's for safety reasons
20 because it -- with the nature of the incident, people can
21 be armed, to gain entry -- sorry. For protection to make
22 sure there are no armed people inside for the
23 investigators to go in later and be in danger.

24 Also, preservation of evidence.

25 Q. Right.

1 A. If you give people time, they can destroy
2 evidence. So you do a quick entry sweep and make sure no
3 one is injured or cause harm to the investigative team.

4 Q. When you and the other members of the SWAT team
5 entered the property, were you all wearing body cam
6 recording devices?

7 A. There were some of the SWAT officers, yes, sir.

8 Q. But just some of them were wearing?

9 A. I know I was wearing mine. I couldn't attest
10 for everyone.

11 Q. Okay.

12 A. But I know there's members that generally wear
13 them, yeah.

14 Q. Generally, they are worn, right?

15 A. Yes, sir.

16 Q. All right. Was there a problem with your --

17 A. Yeah, the battery went dead towards the end of
18 the sweep. Then when we were doing a sweep of the house,
19 my battery went dead on my camera.

20 Q. Okay. So when the battery goes dead, and you
21 said towards the end of the sweep, that's the safety
22 sweep, right?

23 A. Yes, sir.

24 Q. Does that mean that there's still a recording of
25 what happened up until it went dead up to the point --

1 A. Yes, sir. Yes, sir. Yes, on the recording the
2 sweep would be there, yes.

3 Q. So did you -- did you -- I don't know. Did you
4 upload it or download it?

5 A. It's uploaded, yes, sir.

6 Q. Yeah. So did you upload your part of whatever
7 was recording?

8 A. Yes, sir.

9 Q. Okay. When you -- when you then -- the search
10 warrant is read. Who is it read to?

11 A. You stand in front of the house, and it's read
12 openly out loud to the house.

13 Q. There's basically no one there other than law
14 enforcement at the time, correct?

15 A. Correct. No one else was at the house.

16 Q. Tom Kosowski is not there?

17 A. We did not find him there, no.

18 Q. Nor did you find anybody else in the house?

19 A. No, sir.

20 Q. So then you change hats, and you are
21 participating in the search of the residence?

22 A. Yes, sir.

23 Q. And did I understand you correctly that you said
24 that Largo would point out certain things that they wanted
25 you to search and then you would go and look at those

1 things?

2 A. No, sir.

3 Q. Oh, okay. I misunderstood you, then.

4 A. We would walk through the house. We would
5 open -- if we opened something and it was -- it was of
6 some type of interest -- we read the warrant. We knew
7 what type of items we were looking for according to the
8 warrant.

9 Q. Right.

10 A. And if it was something of interest that we
11 thought met the warrant or we would have a discussion and
12 they thought it might have interest, then we would discuss
13 it to either collect it or not collect it. That's my
14 recollection of what we did.

15 Q. Okay.

16 A. They didn't say, I want that collected. It was
17 just more like, We thought it was important. We would
18 collect it.

19 Q. All right. But they're with you all along
20 during the search, right?

21 A. Yes, sir.

22 Q. Do you -- did the members of the SWAT team
23 that -- there's some members of the SWAT team that also
24 ended up being part of the search, right?

25 A. No. I was the only one --

1 Q. You were the only one?

2 A. Yes, sir.

3 Q. Okay. Detective Miller, is he with Tarpon or
4 Largo?

5 A. He's with Tarpon.

6 Q. Tarpon? Okay.

7 Was he present for the search?

8 A. Yes. I had to call him in to help assist with
9 execution of the warrant.

10 Q. Do you recall telling Detective Miller to turn
11 off his body cam during the search?

12 A. I don't recall telling him that at all, no.

13 Q. Might you have told him that?

14 A. I don't recall. I wouldn't have a reason to say
15 that.

16 Q. Okay. So if Detective Miller was saying that,
17 he would be mistaken, or you don't know?

18 A. I don't know.

19 Q. Okay. All right.

20 Where did you participate in the search on the
21 inside?

22 A. The majority I covered was in the garage area.

23 Q. Uh-huh.

24 A. Like I said, that was very limited because at
25 that point, when I called the other detectives in, I was

1 just in a supervisory role to help direct where they were
2 going to be.

3 Q. Okay. Who was with you from Largo?

4 A. I can't recall who the detective's name was.

5 Q. But it was one of the detectives?

6 A. It was one of the detectives, yeah.

7 Q. Do you know if that detective had any type of
8 body cam camera?

9 A. I can't recall if he had one or not.

10 Q. All right. Do you normally try to have a video
11 recording of the search when you search someone's home?

12 A. If it's on a person in charge, yeah, we try to
13 record everything we're doing.

14 Q. Okay.

15 A. As best practices, yeah.

16 Q. Okay. But what you were doing, basically, was
17 not recorded because it ran out of juice --

18 A. Yes.

19 Q. -- during the SWAT entry?

20 A. Yes, sir.

21 Q. Okay. Did you, at any point in time, direct
22 Detective Bolton to handle any evidence during the search?

23 A. No, sir.

24 Q. No?

25 A. I don't recall telling him -- I don't remember

1 telling any detectives from them to handle evidence, no.

2 Q. All right. Okay.

3 Were you in charge of leaving the search warrant
4 inventory at the residence after the search, or was that
5 someone else?

6 A. That was someone else.

7 MR. BRUNVAND: If I could have a moment?

8 THE COURT: You may.

9 BY MR. BRUNVAND:

10 Q. You indicated when the search warrant was read
11 prior to the beginning of the search you indicated that
12 you heard that, right?

13 A. I knew it was being read by Detective Melton. I
14 was down on the ground while he was up -- it was a high
15 rise -- it's got, like, two flights of steps to get to the
16 front door.

17 Q. Okay.

18 A. So I knew he was up there reading it while I was
19 down --

20 Q. He was standing at the front door reading it?

21 A. I could hear him as he was reading it.

22 Q. Okay.

23 A. I couldn't tell you word-for-word what he was
24 saying.

25 Q. And do you know whether he read the entire

1 search warrant, including the affidavit?

2 A. I'm pretty confident he did, and I believe it
3 was recorded on his body camera.

4 Q. Okay. Very good. Thank you.

5 THE COURT: Any redirect examination?

6 MS. SPADARO: No.

7 THE COURT: Thank you, sir.

8 THE WITNESS: Thank you.

9 THE COURT: I assume he's free to go at this
10 point?

11 MR. BRUNVAND: Yes.

12 THE COURT: You will get there in plenty of
13 time.

14 THE WITNESS: Thank you.

15 THE COURT: So do we want Detective Bolton back
16 on the stand?

17 MR. BRUNVAND: Yes, Your Honor.

18 THE COURT: Okay. You may re-inquire.

19 MR. BRUNVAND: Thank you, Your Honor.

20 CONTINUED DIRECT EXAMINATION

21 BY MR. BRUNVAND:

22 Q. Good afternoon, Detective Bolton.

23 A. Good afternoon.

24 Q. I believe when we ended this morning, we had
25 just started talking about the events at 511 Seaview

1 Drive; is that correct?

2 A. Correct.

3 Q. And you had indicated, I believe, that you were
4 there prior to the actual search earlier in the day?

5 A. Correct.

6 Q. Was that the first time you went to that
7 location?

8 A. It was.

9 Q. Okay. And what was the time again?

10 A. That was about 11:25 a.m.

11 Q. What was it again?

12 A. About 11:25 a.m.

13 Q. Okay. So 11:25 in the morning?

14 A. Yes.

15 Q. And it was a sunny day, if I remember correctly?

16 A. Yes.

17 Q. And either you or Hunt had a body cam that was
18 recording as you walked around to the different locations
19 and --

20 A. Yes.

21 Q. Okay. After you were done trying to make
22 contact to see if anyone was inside the home -- and there
23 was no response, right?

24 A. Right.

25 Q. Okay. After you are done with that, what do you

1 do next at the location?

2 A. There was an easement along the north side of
3 the property, and I followed Detective Wedin, and I
4 believe, Allred down the north easement to the property.

5 Q. Okay. And did you have any type of map on you
6 or with you to assist you in making sure that you didn't
7 cross onto Tom Kosowski's private property?

8 A. Not on me or with me.

9 Q. Okay. Did you look at anything in advance?

10 A. I believe Wedin had pulled up the property
11 appraiser's website --

12 Q. Okay.

13 A. -- and it shows the lot lines delineated and the
14 easement just south of Wall Springs Park -- or, I'm sorry,
15 Fred Howard Park.

16 Q. Okay. But you didn't have that with you?

17 A. No.

18 Q. All right. And during that time period, when
19 you were walking -- you were walking in an area that you
20 believed was not trespassing onto Tom Kosowski's property?

21 A. Correct.

22 Q. Okay. You may have been mistaken, you may have
23 walked into his property and not realized it?

24 A. Without seeing the lot lines, sure.

25 Q. Sure. And during that time period you took

1 multiple photographs, right?

2 A. I did.

3 Q. If I remember correctly, was that about 70
4 photos?

5 A. I think that was the total of them.

6 MR. VONDERHEIDE: They're marked if you want to
7 put them in, but you don't have to.

8 MR. BRUNVAND: No. That's okay.

9 BY MR. BRUNVAND:

10 Q. A number of photographs, right?

11 A. Correct.

12 Q. And you took those with your City-issued
13 smartphone?

14 A. Correct.

15 Q. And unfortunately, none of those photographs had
16 geolocation data in them?

17 A. They did not.

18 Q. And did you realize that at that time?

19 A. No, I didn't.

20 Q. Was there a policy at the Largo Police
21 Department not to use geolocation when you obtain
22 photographs from the various scenes?

23 A. No.

24 Q. Would you agree that geolocation and images
25 could be very helpful in identifying with very high

1 accuracy --

2 A. I would.

3 Q. -- where you would be standing?

4 A. I would.

5 Q. Okay. We've discussed this issue previously,
6 right, in depositions?

7 A. Yes.

8 Q. And at the time, you examined your phone, and it
9 appeared, from the examination of the phone, that the
10 geolocation was turned off?

11 A. Correct.

12 Q. Have you talked to your department about maybe
13 making sure that geolocation is on going -- going forward?

14 A. I haven't spoken to anybody specifically about
15 it.

16 Q. Okay. But you would agree that, if you had
17 geolocation on and you were standing on the property of
18 Tom Kosowski, we would know it?

19 A. Correct.

20 Q. And also if you were not on his property, we
21 would know it?

22 A. Correct.

23 Q. With a very, very high degree of accuracy,
24 right?

25 A. Right.

1 Q. Okay. Despite the fact that you had a body cam
2 video that was being used when -- when you walked up and
3 knocked on the door, and when you were downstairs looking
4 in the windows, you decided to turn that off or not bring
5 it with you when you were walking along the property line?

6 A. Correct.

7 Q. Why is that?

8 A. I didn't anticipate encountering anybody that we
9 were going to speak to or interact with. The purpose of
10 turning it on walking up to the door was to capture any
11 interactions with anybody at the residence.

12 Q. Okay. The nice thing about those body cam
13 devices is that frequently you will wear it -- law
14 enforcement will wear it throughout the day, right?

15 A. Correct.

16 Q. Don't turn it off at all, right?

17 A. They won't turn it -- it might not be recording,
18 but, yeah, it would be on.

19 Q. Okay. But it's also very common just to leave
20 it on. I mean, when you look at the body cam videos, for
21 example, from the Belcher location, the first responding
22 officers have them on throughout the time that they're
23 there?

24 A. Correct.

25 Q. And they also have a feature where you can

1 actually turn off the sound, right?

2 A. They do.

3 Q. And the purpose of that is, as law enforcement,
4 you can have private conversations that don't necessarily
5 have to be shared with the rest of the world, correct?

6 A. Correct.

7 Q. Okay. But who had the body cam during that
8 walk? Who had it?

9 A. I didn't have one. I don't know if anybody else
10 did at that time.

11 Q. Okay. No one else did have it, right?

12 A. Not that I'm aware of.

13 Q. Right. And you haven't seen a video of a body
14 cam of a walk that the three of you did on that day,
15 right?

16 A. No.

17 Q. Okay. So you don't know who had the original
18 body cam?

19 A. Who had the original body cam?

20 Q. When you walked up to knock on the door?

21 A. I believe that was Detective Hunt.

22 Q. Okay.

23 A. He had a -- used the app and put it in his shirt
24 pocket.

25 Q. Okay. This is an app that everyone has access

1 to?

2 A. It's the same Axon app that's on -- that's on
3 the cell phones.

4 Q. Right. So you could use your cell phone and do
5 it, and the others can use their cell phone and record it,
6 right?

7 A. Yes.

8 Q. And do you know if that has geolocation data?

9 A. When that app is activated?

10 Q. Yes.

11 A. I believe it does.

12 Q. It does?

13 A. Yes.

14 Q. Okay. So that would have been helpful, too, to
15 determine whether or not you crossed the property line;
16 would you agree?

17 A. Sure.

18 Q. Okay. The next thing that happens is what? The
19 search?

20 A. Yes. Of the residence?

21 Q. Right.

22 A. Yes.

23 Q. Okay. So the search warrant was signed at 10:21
24 p.m. How do you get notified that it's been signed?

25 A. I believe I got a notification through

1 CloudGavel.

2 Q. Okay. And does that notification come to your
3 phone?

4 A. Via e-mail.

5 Q. All right. And then why does it then take about
6 40 minutes before you -- before the SWAT members arrive to
7 enter the home?

8 A. Between?

9 Q. Between --

10 A. Are you asking about the time that I was
11 provided the warrant and --

12 Q. Right.

13 A. -- the time it took for them to enter the home?

14 Q. Correct. I believe that -- and you can correct
15 me if I'm wrong, but 10:21 is when you received the
16 warrant. 11:12 p.m. is when SWAT members make entry into
17 the home?

18 A. Sure. I don't know if they were waiting on
19 other team members to arrive or if they were in the middle
20 of briefings or what.

21 Q. All right. And at that point in time, you were
22 pretty confident that there was no one inside the home,
23 right?

24 A. Confident. Not certain.

25 Q. You -- you were under the belief, based on

1 intelligence that you had, that Tom Kosowski was not in
2 the home?

3 A. At that time, yeah, I didn't -- I didn't know if
4 that was him or who would be in the house or not in the
5 house.

6 Q. Right. I mean, did you -- did you have
7 information at that time that maybe he was in South
8 Florida?

9 A. That it was possible, yes.

10 Q. Okay. Possible because of what?

11 A. The -- his Toyota Corolla license plate was seen
12 on license plate readers in that area.

13 Q. Okay. All right.

14 Any other reason why you might think that he's
15 in South Florida?

16 A. Other than the -- other than knowing of the
17 vehicle traveling, no.

18 Q. Okay. So just that that vehicle was seen on
19 license plate readers in South Florida?

20 A. Correct.

21 Q. Okay. During -- I'm assuming you did not enter
22 the house with the SWAT team; is that correct?

23 A. That's correct.

24 Q. Okay. Once the SWAT team has exited the home,
25 do you then enter the house to participate in the search?

1 A. I did.

2 Q. Okay. And did you activate your recording
3 device during the search of the house?

4 A. I believe I took several photos, but I didn't
5 have a body cam activated.

6 Q. Okay. You had it with you, though, right?

7 A. I had my -- I had my cell phone with the app.

8 Q. Sure. Sure. Which can act as, basically, a
9 body camera, right?

10 A. Yeah.

11 Q. Okay. Do you have -- is there a policy on that
12 with Largo Police Department?

13 A. The Investigative Services Division has a
14 discretionary policy. We're not required to use it.

15 Q. Okay. When -- when you use it as a body cam, do
16 you have, like, a pocket where you put it in a pocket, or
17 do you have some sort of -- how does it work if you wanted
18 to use it as a body cam?

19 A. On the -- you use, like, a cell phone case.
20 Like a belt clip cell phone case, or I suppose you can put
21 it in a pocket.

22 Q. Okay. So you could have your hands free, but
23 you can record what's happening around you?

24 A. Sure.

25 Q. And you elected not to use it? You used your

1 discretion and decided not to use it, right?

2 A. Correct.

3 Q. Okay. You had been advised prior to the search
4 of 511 Seaview Drive that the search itself had to be
5 conducted by Tarpon Springs Police Department?

6 A. Correct.

7 Q. And why was that?

8 A. It was their jurisdiction.

9 Q. Okay. And who was it that advised you that the
10 search had to occur in that manner?

11 A. That was in conversations with Mr. Vonderheide
12 and Ms. Spadaro and through our lieutenant.

13 Q. Okay. So how does that work, now, when you're
14 doing -- when you're walking through the house with Tarpon
15 Springs, obviously, you're looking at things, right?

16 A. Correct.

17 Q. All right. Do you, from time to time, point out
18 things of interest to Tarpon to say, you know, can you
19 take a look at that?

20 A. Correct.

21 Q. And would they, then, when you did that, would
22 they tend to follow your guidance or request?

23 A. They would.

24 Q. Okay. And some people might interpret that as a
25 request, others might interpret that as instructions,

1 right?

2 A. I suppose that's a question of semantics.

3 Q. Okay. All right. So I understand that you used
4 your discretion not to use the app on your phone to have
5 body cam footage during the search.

6 Did you instruct anyone else with law
7 enforcement, Largo or Tarpon, not to use the body cam app
8 or their body cam cameras during the search?

9 A. No, not that I recall.

10 Q. You know, as the lead detective, that the
11 majority of the SWAT team all had body cam recordings for
12 the entire entry of their -- with the exception of -- of
13 Major Crawford whose video stopped in the middle of it,
14 right?

15 A. I'm aware -- yeah, I'm aware they were all
16 wearing body cams.

17 Q. Okay. And are you also aware that neither
18 Tarpon Springs police officers nor Largo police officers,
19 not a single one of them, elected to use those devices
20 during the search of the house?

21 A. I'm not aware of who did or didn't elect to use
22 them.

23 Q. Sure. But you are aware of the evidence in this
24 case?

25 A. Correct.

1 Q. Right? Are you aware of any videos that
2 displays the search of the home?

3 A. Am I aware of any?

4 Q. Yes. Have you seen any videos --

5 A. No.

6 Q. Okay. Before the actual search of the house
7 starts, did you do sort of a walk-through the house just
8 to sort of get a view of the entire house before the
9 search started --

10 A. I believe so.

11 Q. -- along with John Melton?

12 A. Yes.

13 Q. And I believe that was recorded; is that
14 accurate?

15 A. I believe so.

16 Q. Okay. But the things that happened following
17 that was not, right?

18 A. I don't believe so.

19 Q. And during the time that you were walking
20 through the -- through the house for that initial
21 walk-through with Detective Melton, you were also taking
22 some photographs during that time period?

23 A. I was.

24 Q. And would that be with your same personal
25 phone -- I mean, not your -- your City-issued phone?

1 A. Correct.

2 Q. Okay. Do you recall searching the Toyota
3 Tundra?

4 A. I recall looking in it.

5 Q. Did you reach in it?

6 A. I recall, like, leaning into it. I don't recall
7 opening or closing anything or collecting anything from
8 it.

9 Q. Okay. When you search something, can you search
10 something with your -- your hands and your eyes?

11 A. Sure.

12 Q. Okay. I believe you've indicated before that
13 you do believe that you picked up things and looked at
14 them during the search of the 511 Seaview residence; is
15 that accurate?

16 A. Yes.

17 Q. Okay. The shoes that you had worn at the
18 Belcher location where you had indicated that you saw
19 several different areas that -- where there was suspected
20 blood, right?

21 A. Right.

22 Q. Are those the same shoes you wore when you
23 arrived to do the -- participate in the search of 511
24 Seaview?

25 A. They were.

1 Q. Okay. And at the time when you are searching
2 511 Seaview, what is the crime that you are investigating
3 at that time?

4 A. At the time, we believed it's first-degree
5 homicide.

6 Q. Right. Right. That's what you indicate in your
7 warrant, right?

8 A. Correct.

9 Q. There's certainly a heightened level of
10 significance from a missing person? They're all
11 important, but a heightened level; would you agree?

12 A. Sure.

13 Q. And despite the fact that you had walked in an
14 area where there was possible blood, right?

15 A. Yes.

16 Q. You were still wearing those same shoes without
17 any type of protective shoe wear?

18 A. Correct.

19 MR. BRUNVAND: Could I have a moment, Your
20 Honor?

21 THE COURT: You may.

22 BY MR. BRUNVAND:

23 Q. I want you to take a look at -- I believe these
24 are all in evidence.

25 MR. VONDERHEIDE: No, not yet, but we'll stip.

1 MR. BRUNVAND: Oh, they're not?

2 MR. VONDERHEIDE: No, but we'll stipulate. What
3 is it 6 or 7?

4 MR. BRUNVAND: 7.

5 MR. VONDERHEIDE: State's Exhibit 7 we'll
6 stipulate.

7 THE COURT: So they're admitted, then.

8 (State's Exhibit 7 were admitted into evidence.)

9 BY MR. BRUNVAND:

10 Q. If you could take a moment and just look through
11 the photos in Exhibit 7 --

12 A. Sure.

13 Q. -- and let me know if those are all photos that
14 you took on March 23rd, 2023.

15 A. Yes, they are.

16 Q. Okay. And those were all taken on that day,
17 right?

18 A. Correct.

19 Q. And it is your belief that you never entered Tom
20 Kosowski's property; is that correct?

21 A. Correct.

22 Q. These photos are not numbered, but we'll keep
23 them -- try to keep them in the same order.

24 What are we looking at in this image?

25 A. Some kind of wheel marks along the side of the

1 driveway.

2 Q. And on -- on which side of the driveway?

3 A. It would have been the north side of the
4 driveway.

5 Q. Okay. The same side where you entered the --
6 when you head towards the water, right?

7 A. Yes.

8 Q. What about this one?

9 A. Another image of the same.

10 Q. The same general area?

11 A. Yes.

12 Q. And is this a little bit further out, showing
13 the same area?

14 A. It is.

15 Q. This is all on the front, and this would be,
16 what, the north end of the property?

17 A. Yes.

18 Q. Okay. So Fred Howard Park is to the north, and
19 the home is to the south of Fred Howard Park, right?

20 A. Right.

21 Q. Okay. And these are all in the front of the
22 house so far?

23 A. Yes.

24 Q. What about this, where is that taken from?

25 A. That's the -- that's the southeast corner of the

1 house.

2 Q. Okay. Still from the street, it looks like?

3 A. Correct.

4 Q. The same, just a little bit closer up?

5 A. Yes.

6 Q. Going back towards the north end of the
7 property?

8 A. Yes.

9 Q. Okay. What are we looking at here?

10 A. That's the north side of the house.

11 Q. Is this on the north side of the property?

12 A. Yes.

13 Q. Okay. And the green, is that a fence?

14 A. Yes.

15 Q. Do you know whose fence that is?

16 A. I believe that's Dr. Kosowski's.

17 Q. Okay. Do you know whether or not it sat right
18 on the front line, or whether or not it sat in from the
19 property line?

20 A. I'm not aware of whether or not it was
21 positioned on the line or...

22 Q. Okay. Now, looking at this photo, it looks like
23 you were very -- in very close proximity to that fence; is
24 that right?

25 A. Yes.

1 Q. This photo looks like -- what is the white fence
2 in the background?

3 A. I believe that was the -- I believe that was the
4 fence along the pool deck.

5 Q. Okay. So that's further in on Tom Kosowski's
6 property?

7 A. Correct.

8 Q. This photo here, did the -- did the green fence
9 end, or are you, like, basically pushing your camera
10 through the fence itself?

11 A. No. That's up against the fence. The phone
12 wouldn't fit through the chain links.

13 Q. Right. That's what I'm saying. You put the
14 phone so that it --

15 A. It's just up against the fence, yeah.

16 Q. Right. Okay.

17 Now, this next photo, what are we looking at?

18 A. The same area with the camera zoomed in.

19 Q. Now I don't see the green fence?

20 A. I zoomed through the links in the fence.

21 Q. You zoomed through the links in the fence?

22 A. Yes.

23 Q. So it looks -- by looking at this image, it
24 looks like you are on the other side of the fence; would
25 you agree?

1 A. I can see how it would look that way.

2 Q. Sure. And as we discussed earlier, if you had
3 the geolocation activated, we would know with certainty
4 whether or not you were inside the fence or outside the
5 fence when that photo was taken, agree?

6 A. Agreed.

7 Q. Okay. And the same with this next photo. It
8 appears that you are on the other side of the fence, and
9 it's your testimony that you are zooming in?

10 A. Correct.

11 Q. Okay. And, again, we can agree that -- well,
12 let me ask you this: How far out does this green fence go
13 towards the water?

14 A. I don't know. I didn't get back into the
15 mangroves and the shrubs far enough to see where it ended.

16 Q. Okay. Your recollection of the mangroves and
17 the shrubs, was it such that it would be very difficult to
18 access?

19 A. Yes.

20 Q. Did you see any, like, clear path that took you
21 out where you then ended up having two very short paths
22 that took you directly to the water?

23 A. There was a clear path east to west --

24 Q. Uh-huh?

25 A. -- in the middle of that easement.

1 Q. Right.

2 A. And then I think it splits at some point.

3 Q. Okay. Did you go to the end of the clear path
4 that went east and west?

5 A. I don't remember exactly where I stopped, but I
6 didn't, like, tail off into mangroves --

7 Q. Right.

8 A. -- or try to get through bushes or anything.
9 Just in grass is about as far as I went.

10 Q. Okay. So --

11 A. So which way it went left or right, I don't
12 recall, but.

13 Q. Right. But would it be fair to say you went as
14 far west as you could without there being any
15 obstructions?

16 A. Until -- until the mud started getting too deep
17 for me to track.

18 Q. All right. So you got to the point where the
19 mud was kind of wet, and it was difficult to --

20 A. Yeah. Once the ground started giving.

21 Q. Okay. If you were at that spot and you turned
22 to your left or to the south, where would the dock be?

23 A. The dock would have been -- if I turned to my
24 left, the dock would have been out either in front of me
25 or a little to my right.

1 Q. Okay. So you were almost level with the dock?

2 A. I believe so.

3 Q. Okay. All right. And so all of these photos
4 that appear to be on the other side of the fence, there
5 appears to be many of them, right?

6 A. Correct.

7 Q. Are photos that you say that they appear this
8 way because you zoomed in?

9 A. Yes.

10 Q. And as to all of those, we can agree that with
11 the photo location or geolocation, we can tell exactly
12 where they were taken?

13 A. Correct.

14 Q. Okay. What about this photo? What are we
15 looking at here? I mean, it looks like shrubbery, right?

16 A. Just a short clearing in the shrubbery, yeah.

17 Q. Okay. Did you take photos all along the route
18 that you took?

19 A. I did. Some off to the side. Some where I
20 walked.

21 Q. Sure. But even when you got down to where it
22 was a little soggy, did you still take photos out there?

23 A. I did.

24 Q. Okay. I'm going to show you another image.
25 What are we looking at here?

1 A. That's the west side of the house. So the rear
2 of the house.

3 Q. The west side of the house looking in what
4 direction?

5 A. That would be looking east.

6 Q. Looking east?

7 A. Yes.

8 Q. What is this structure that we see here?

9 A. That's 511 Seaview.

10 Q. Okay. Do you know if this was zoomed in or not?

11 A. I don't believe so.

12 Q. Do you know whether or not the -- we know that
13 your iPhone does not give us a geolocation, right, or at
14 least it was turned off?

15 A. Correct.

16 Q. Were you able to see if it gave you any
17 information, such as sometimes you might be able to see
18 whether or not it was zoomed or not zoomed. Do you know
19 if it had that type of information?

20 A. I believe it would. I haven't checked, but I
21 believe it would.

22 Q. Okay. Do you have the phone with you?

23 A. I do.

24 Q. Would it be easier for you to access it and take
25 a look?

1 A. Sure.

2 Q. Do you still have these images on your phone?

3 A. I do. Any one in particular that you're looking
4 for?

5 Q. Some of the ones that you indicated you were
6 zooming in on.

7 A. Sure.

8 Q. Okay.

9 A. It does show some settings.

10 Q. Okay. What settings does it show? Which one
11 are we looking at? If I bring you the photos, can you --
12 maybe we should look at one in particular.

13 A. Sure.

14 Q. How about this one?

15 A. It says -- that one.

16 MR. BRUNVAND: Can the Court see that? Mr.
17 Vonderheide.

18 THE WITNESS: So it shows camera settings.

19 BY MR. BRUNVAND:

20 Q. Uh-huh.

21 A. It doesn't show -- well, I will tell you, I
22 don't know enough about camera settings to know if zoom is
23 just labeled zoom in these settings or if it's labeled by
24 some other camera.

25 Q. Do you see anything that would suggest to you

1 that it tells you that -- it's telling us that you are
2 zooming in?

3 A. It gives us specifics of some camera functions.
4 I couldn't tell you, aside from some other ones --

5 Q. Okay.

6 A. -- if they're different or if they mean
7 anything. If the ISO or the f-stop is related to zoom or
8 not.

9 Q. F-stop is not zoom.

10 A. Okay. Yeah, I wouldn't be able to tell not from
11 just this, but --

12 Q. It probably has f-stop and ISO, which has to do
13 with the lighting.

14 A. Sure. Yeah. And if there's a deeper camera
15 setting that can be looked at, I don't -- I don't -- I
16 wouldn't know how to find it.

17 Q. Okay. All right. So as far as you know, it's
18 not on there, right?

19 A. There isn't anything that specifically says
20 zoom.

21 Q. Okay.

22 A. Or gives a magnification.

23 Q. What are we looking at here in the center next
24 to this tree that seems -- that grow quite higher than
25 the -- is that the dock?

1 A. I believe so.

2 Q. Okay. And does it appear to you, in looking at
3 the mangroves -- those are mangroves, right?

4 A. Yes.

5 Q. Does it appear to you that those mangroves are
6 trimmed?

7 A. Yes.

8 Q. What are we looking at in this photo?

9 A. That's looking east again along that easement.

10 Q. Okay. So this is sort of -- it almost looks
11 like it may be a little bit wet in the bottom here?

12 A. I believe it's -- yeah.

13 Q. Okay. So this is -- you're close to the water
14 looking back towards the house?

15 A. Yes.

16 Q. Okay. And are these mangroves on the left up in
17 here?

18 A. I believe they were.

19 Q. Okay. And possibly right in here?

20 A. Yes.

21 Q. And they do not appear to be trimmed; would you
22 agree?

23 A. Sure.

24 Q. Compared to the ones that we see by the dock,
25 they're trimmed, right?

1 A. Right.

2 Q. Okay. Would it be fair to say that in none of
3 the photos that you took do we see a clear, shortcut
4 passageway from this trail out to the dock or the water?
5 And I'll bring them to you, and you can take a look at
6 them again.

7 A. From those angles?

8 Q. Right. None of these photos?

9 A. Showing a clear path out to the dock; is that
10 what you're asking?

11 Q. To the water?

12 A. Oh, to the water?

13 Q. Right.

14 A. Yeah, none of them show that.

15 Q. Okay. Would it be fair to say if -- if, in
16 fact, you had walked out to the end of that path, and you
17 indicated you walked quite a distance towards that path,
18 the -- if you had seen such a clearly delineated path to
19 the water, you probably would have taken a photo of it?

20 A. I don't know.

21 Q. I mean, you're out there. You're suspecting --
22 I mean, at that point, you've already decided this might
23 be a murder investigation, right?

24 A. Correct.

25 Q. You know that there's potentially a missing

1 person or a missing body, right?

2 A. Correct.

3 Q. That's -- you're suspecting that there's a
4 missing body, right, not a missing body anymore?

5 A. Correct.

6 Q. So it would -- wouldn't it make sense that if
7 you see, as you're out there, a clear pass to the water,
8 that you would go out or try to go out there to explore to
9 see whether or not there's a body out there?

10 A. I think I had followed behind Detective Wedin
11 and Allred, and they had gone out farther. So I took
12 pictures as far as I had gone.

13 Q. Would it be fair to say that they're ahead of
14 you and they see something of significance, they give you
15 a clear passage to the water, that they might say, come
16 here and take a photo or take a photo themselves of it?

17 A. If they saw something of significance.

18 Q. Right. Right. And if they didn't take those
19 photos, then they probably didn't see anything like that;
20 wouldn't you agree?

21 A. Sure.

22 MR. BRUNVAND: That's all that I have.

23 Thank you, Your Honor.

24 THE COURT: Thank you.

25 Cross-examination, Mr. Vonderheide?

1 MR. VONDERHEIDE: Yes, Your Honor.

2 CROSS-EXAMINATION

3 BY MR. VONDERHEIDE:

4 Q. Let's just get this out of the way. It's about
5 the property lines. When you went out there, you had
6 already, on somebody's iPhone, right, looked at the
7 property appraiser's website?

8 A. Yeah.

9 Q. To figure out where the property lines were at,
10 right?

11 A. Yes.

12 Q. Okay. So as a result of that, if it looked like
13 Dr. Kosowski was obtaining sort of active and hostile
14 property rights to a piece of property, you didn't go onto
15 it, right?

16 A. Correct.

17 Q. Before the search warrant?

18 A. Right.

19 Q. And, in fact, we see the fence. Why did you
20 take a picture of the fence? The picture right up against
21 the fence.

22 Why did you do that?

23 A. To see what was beyond it, but we stopped at the
24 fence.

25 Q. All right. So you want to show the fence is

1 there?

2 A. Yes.

3 Q. And at no point did you hop the fence to go take
4 those other pictures?

5 A. No.

6 Q. So by definition, they're zoomed in, right?

7 A. Yes.

8 Q. All right. At any point, were you wading into
9 the mangrove or anything to that affect --

10 A. No.

11 Q. The marshy area?

12 A. No.

13 Q. All right. Let me ask you this. Let's dispense
14 with it further.

15 Did you use anything that you gleaned from the
16 information along the property line of 511 Seaview for
17 your search warrant?

18 A. No.

19 Q. Did you plead it?

20 A. No.

21 Q. You were asked earlier, did you attach pictures?
22 Did you attach pictures?

23 A. No.

24 Q. Was there any information that you used, pled in
25 your search warrant, and then later on were going to

1 utilize it for the purposes of the search?

2 A. No.

3 Q. Okay. Did you collect any evidence? Did you
4 seize any evidence while you were walking along the public
5 right-of-way there?

6 A. No.

7 Q. All right. Now, let's move to the other issues
8 in the search warrant. And if we can -- I want to try to
9 structure this as chronologically as possible just to -- I
10 think that would make the most sense.

11 So if we go back to when you were first called
12 out to the scene, right?

13 A. Sure.

14 Q. All right. And at first, there's a missing
15 person, right?

16 A. Correct.

17 Q. Okay. So as a result of a missing person,
18 you've got to get information and figure out what's going
19 on?

20 A. Right.

21 Q. So in the early parts of that, you're talking to
22 Jake Blanchard, right?

23 A. Yes.

24 Q. And Jake Blanchard says, I don't know what could
25 have happened. Rebecca Watters, kind of the same thing,

1 didn't know what was happening?

2 A. Right.

3 Q. And they were kind of in a pretty emotional
4 state, probably?

5 A. Yes.

6 Q. Trying to figure out what was going on?

7 A. They were.

8 Q. But later on, after you had further discussion
9 with Mr. Blanchard and Ms. Watters, they actually told you
10 about Dr. Kosowski, didn't they?

11 A. They did.

12 Q. And they told you about the contentious
13 litigation that had been going on in the case?

14 A. They did.

15 Q. All right. So to suggest that they -- would you
16 say that at first, they said, I don't know who could harm
17 him, but when it became clear that something bad happened,
18 that they immediately thought of Dr. Kosowski?

19 A. That's correct.

20 Q. I want to talk about the blood.

21 Did you ever plead in your search warrant and
22 the affidavit that there was large volumes of blood around
23 the bathroom?

24 Did you ever plead that?

25 A. No.

1 Q. No. In fact, do you have the search warrant
2 there with you at all?

3 A. I do.

4 Q. Okay. Are you on page 4?

5 A. Yes.

6 Q. I guess the third paragraph from the bottom,
7 maybe?

8 A. Yes.

9 Q. All right. So what you pled about the blood was
10 just very detailed and specific about what you had
11 observed?

12 A. Correct.

13 Q. And you had actually observed that?

14 A. Yes.

15 Q. And you said it was a red liquid that was
16 smeared, right?

17 A. Yes.

18 Q. Consistent with blood?

19 A. Yes.

20 Q. And you actually put in here, in your pedigree,
21 you have training and experience in crime scene
22 investigation, right?

23 A. I do.

24 Q. Tell us about that.

25 A. They're usually week-long classes to expand on

1 patrol experience and training in examining, processing,
2 and collecting evidence from crime scenes.

3 Q. Okay. And you had been a police officer for how
4 long at that point?

5 A. About 10 years or just shy of 10 years.

6 Q. All right. State's Exhibit 6. Take a look
7 through the packet. Tell me if you recognize those
8 photographs.

9 A. I do.

10 Q. All right.

11 MR. VONDERHEIDE: Any objections to admit them,
12 State's Exhibit 6, the bathroom?

13 MR. BRUNVAND: No.

14 MR. VONDERHEIDE: I'd request to move into
15 evidence State's ID 6 as State's 6.

16 THE COURT: They're admitted.

17 (State's Exhibit 6 was admitted into evidence.)

18 BY MR. VONDERHEIDE:

19 Q. Let me get those back. All right.

20 The first thing we're going to all look at
21 together here today in State's Exhibit 6 -- I will do it
22 in sequence because I did not mark it.

23 This is a -- was this a smear of blood on the
24 exterior -- it says: Red smear, exterior bathroom door,
25 right?

1 A. Yes.

2 Q. And as the case agent in the case, you've
3 reviewed all of the forensic processing in the case,
4 right?

5 A. I have.

6 Q. And while it has been suggested that the -- the
7 lab did not do a presumptive positive on this, right?

8 A. Yes.

9 Q. Okay. But they did it there, didn't they?

10 A. They did.

11 Q. And the phenolphthalein was actually positive
12 that that was blood on the exterior door, wasn't it?

13 A. I believe so, yes.

14 Q. All right. Well, would it -- we have a copy of
15 the report here, so we will let you see that.

16 Well, let me ask you this: Whatever this is,
17 and we'll get to it to refresh your memory as the case
18 agent in the case, Steven Cozzi's DNA is in this, right?

19 A. It is.

20 Q. Who else's DNA is in that as well?

21 A. Dr. Kosowski's.

22 Q. So to suggest -- and that was on the exterior of
23 the bathroom door?

24 A. Correct.

25 Q. Okay. Let's go through the rest of the

1 pictures. We've got here, what's this? More red spots?

2 A. Yes.

3 Q. All right. What's this? Did we have this
4 tested?

5 A. Yes, I believe we had that tested.

6 Q. So in the context of your search warrant what
7 you're describing is not sort of massive amounts of blood,
8 right? You're saying exactly what you're seeing?

9 A. Yes. Yeah.

10 Q. Okay. One here. Do you see on the toilet here,
11 the baseboard. And these things -- there's swabs
12 collected for all of these things, correct?

13 A. There was.

14 Q. Then the lab has got some sort of restrictions
15 on how much you can submit, but you met with Janelle
16 Borries, right?

17 A. I did.

18 Q. Showed her pictures?

19 A. Yes.

20 Q. Evidence list?

21 A. Yes.

22 Q. And she looked at it and said which places would
23 be best to test for it, correct?

24 A. Correct.

25 Q. All right. But as it relates to the warrant,

1 you very simply describe what you observed?

2 A. I did.

3 Q. And the warrant speaks for itself for the
4 affidavit, so I won't read it in all detail, but you said
5 in your affiant's training and experience, a similar red
6 liquid was observed smeared on the exterior of the toilet
7 bowl in the single stall, and that was collected, that was
8 swabbed, and it was later tested, right?

9 A. It was.

10 Q. All right. What was the result of that test?

11 A. It was Steven Cozzi's.

12 Q. All right. Then your affiant observed that the
13 room smelled strongly of cleaning products, right?

14 A. It did.

15 Q. From the smell and condition of the room, it
16 appeared that attempts were made to clean up the liquid on
17 the floor.

18 Is there anything untrue about that?

19 A. No.

20 Q. I want to talk about Miss -- actually, as it
21 relates to the pleading in the search warrant, as it
22 relates to -- I'm just going to kind of tether it to the
23 Motion to Suppress to a certain extent here.

24 So let's -- it's chronological, but also there's
25 some questions related to some material omissions is what

1 the allegation is. So let's talk about Carol Bacher, all
2 right. The photo pack of Carol Bacher.

3 MR. VONDERHEIDE: I think this might already be
4 in evidence. State's Exhibit 3. No, 4 was the
5 photopack.

6 State's Exhibit 4, for ID purposes, I'd request
7 to move into evidence as State's 4.

8 THE COURT: I think it's already in.

9 MR. VONDERHEIDE: It's not written, but to the
10 extent that it is --

11 THE COURT: All right. Well, if it wasn't in
12 before, it's in now.

13 BY MR. VONDERHEIDE:

14 Q. All right. We will leave that with you, but now
15 that I've got you here, I'm going to approach with a
16 police report. I will leave that with you to refresh your
17 recollection on the findings, but we will come back to
18 that.

19 Let's look at the -- now that we're here on this
20 topic, let's talk about Ms. Bacher's photopack. So were
21 you even aware of the results of Ms. Bacher's photopack
22 when you wrote the affidavit?

23 A. I wasn't. I don't recall when I was made aware
24 of that.

25 Q. Okay. So from March 21 -- when you get called

1 out at 1:00 in the afternoon, you really have no idea what
2 you're getting into, right?

3 A. Correct.

4 Q. The search warrant is written not even the day
5 following, right? It is the day following that, March 23?

6 A. Yes.

7 Q. Then it's not even written in the beginning part
8 of the day. It's written sort of, like, in the afternoon,
9 right?

10 A. Right.

11 Q. Okay. So this is an active, involved
12 investigation that's ongoing?

13 A. Yes.

14 Q. Are you learning information from different
15 sources throughout the course of those two days?

16 A. Yes. Absolutely.

17 Q. And, in fact, didn't the Pinellas County
18 Sheriff's Office forensics team, weren't they there
19 basically all night March 21?

20 A. Yes.

21 Q. Then all day -- most of the day, March 22?

22 A. Yes.

23 Q. All right. Do you know whether or not you saw
24 this photopack?

25 A. No, I don't.

1 Q. You do not?

2 A. Not that I recall, no.

3 Q. So State's Exhibit 4. Carol Bacher looked
4 through that photopack, right?

5 A. She did.

6 Q. And what did she say as it relates to Dr.
7 Kosowski's picture that she saw?

8 A. What's noted is that she said maybe to his --
9 maybe and chance.

10 Q. Okay. And did she very definitively mark no on
11 other people?

12 A. She did.

13 Q. Did she very definitively mark no on
14 Dr. Kosowski's picture?

15 A. No.

16 Q. Would this be -- would you call this an ID?

17 A. I wouldn't call it a -- a positive
18 identification, no.

19 Q. Would you call it an exclusion?

20 A. I wouldn't.

21 Q. Does it -- I mean, in the grand scheme of things
22 for your affidavit, would -- if you had known, would it
23 have meant anything related to your investigation?

24 A. No.

25 Q. All right. Let's go back. Refresh your

1 recollection off this forensic report.

2 Did you take a look at that?

3 A. I did.

4 Q. All right. So as it relates to the exterior
5 swab from the bathroom door, what did they say the
6 phenolphthalein test showed?

7 A. The following areas resulted in positive results
8 for the presence of possible blood: One of items listed
9 in there is the men's exterior door -- men's bathroom
10 exterior door.

11 Q. All right. So I don't know if -- if you are not
12 aware of this, then just tell me the truth, but are you
13 aware whether when the lab gets a positive result on the
14 street, for lack of a better term, do they test it again
15 or do they just go to the next stage; do you know?

16 A. They test every --

17 Q. For phenolphthalein; do you know or not?

18 A. No, I don't.

19 Q. Okay. I'll take that back.

20 MR. BRUNVAND: Can I see that report?

21 MR. VONDERHEIDE: Yes.

22 MR. BRUNVAND: I'm not seeing it in this one.

23 BY MR. VONDERHEIDE:

24 Q. The next point -- first of all, Mr. Cozzi is
25 still missing, right?

1 A. He is.

2 Q. And very clearly, at the time that you drafted
3 this search warrant March 23, 2023, he was missing then,
4 right?

5 A. He was.

6 Q. There is a suggestion that perhaps his anxiety
7 or that he was recovering from alcoholism was kept out of
8 the affidavit.

9 Now, let me ask you this: When you talked to
10 everybody involved or learned that -- like, his family
11 members even talked to you, right?

12 A. Yes.

13 Q. You had already, in fact, learned that anxiety
14 and alcoholism wasn't an issue for him, right?

15 A. At the time, no.

16 Q. Okay. And they were all shocked that he would
17 be missing?

18 A. They were.

19 Q. So it as relates to the information, would there
20 be any point for you to put that in the affidavit --

21 A. No.

22 Q. That he had a history of that what everybody is
23 saying, that's not meaningful now?

24 A. No. There would not -- there wouldn't be a
25 point in it.

1 Q. So you made a choice, right?

2 A. Yes.

3 Q. The fingerprints located in the closet. You
4 found out that Dr. Kosowski was in the closet by Steven
5 Cozzi's office, right?

6 A. I did.

7 Q. And when we say there's hundreds of prints
8 found, that was throughout the whole building, right?

9 A. It was. The bathroom and the utility closet,
10 yes.

11 Q. And why was it meaningful -- meaningful for you
12 that his fingerprint would have been inside of the utility
13 closet right next to Steven Cozzi's office?

14 A. It's an area not -- where there's no -- there's
15 no explanation that I'm aware of for that fingerprint to
16 be on the inside of that room. And as it relates to
17 Dr. Kosowski, we followed the truck, and the only thing
18 large enough to carry a human body or transport a human
19 body that was seen leaving, we followed that into that
20 truck, and we were able to follow that truck to his
21 residence.

22 Q. Okay. And the -- was he authorized to be in
23 that utility closet?

24 A. Not that I'm aware of.

25 Q. You looked at it, right, the utility closet?

1 A. I did.

2 Q. All right. Was it marked in any fashion that
3 would suggest a member of the public should be going into
4 that room?

5 Did it say open, welcome, come in, or anything
6 like that?

7 A. No.

8 Q. So let's talk about the PC. When you originally
9 got this investigation, you don't know what's happening,
10 right?

11 A. Right.

12 Q. You've got a missing person. As you started
13 pulling the surveillance you -- and it's pled in the
14 search warrant affidavit, you saw a person of interest
15 leaving, right? Entering and then leaving with a wagon?

16 A. We did.

17 Q. That wagon, from your review of the
18 surveillance, goes into a Toyota Tundra pickup truck,
19 right?

20 A. It does.

21 Q. And you had talked to Ms. Henrichs, at that
22 point, and she said a week before she had seen a similar
23 gray Toyota Tundra with a New Jersey tag leaving the area,
24 right?

25 A. She had.

1 Q. This was a man that she chased out of the
2 utility closet?

3 A. Yes.

4 Q. From that point on, do you employ your resources
5 to follow surveillance cameras basically up Belcher Road
6 to Tarpon Springs?

7 A. Yes.

8 Q. Those surveillance cameras you're following lead
9 you to Dr. Kosowski's house?

10 A. Correct.

11 Q. And a review of the surveillance of the
12 next-door neighbors, the Tundra never left?

13 A. Correct.

14 Q. That street, Seaview Drive?

15 A. Yes.

16 Q. It's a dead-end street, right?

17 A. It is. I think there's a short, maybe,
18 two-house street that extends east from the north end of
19 it, but that's a dead-end street itself.

20 Q. So to get through, you would have to go,
21 basically, off-road through trees and somebody's front
22 yard, right?

23 A. Correct.

24 Q. From there, you -- 511 Seaview. Is it the
25 morning of March 23 that you get up there?

1 A. Yes, I believe, morning.

2 Q. And at some point, do you end up on the
3 neighbor's property or is that -- were you there, was
4 Detective Hunt when he went there?

5 A. The neighbor to the south?

6 Q. Yes.

7 A. That was Detective Hunt.

8 Q. Okay. So you start in the late afternoon, but
9 it takes us some time, right, to get the search warrant
10 completed?

11 A. Correct.

12 Q. You've got to write it?

13 A. Yes.

14 Q. You send it to the State Attorney's Office?

15 A. Yes.

16 Q. Right? We read it. Get it finally in a final
17 form, right, on CloudGavel?

18 A. Correct.

19 Q. CloudGavel was relatively new at the time?

20 A. It was.

21 Q. Had you done one yet on CloudGavel?

22 A. No.

23 Q. So that was your first?

24 A. It was.

25 Q. So you submit it through CloudGavel. It goes to

1 the State Attorney, right?

2 A. Yes.

3 Q. And then the State Attorney will submit it to
4 the judge?

5 A. Correct.

6 Q. And you don't know -- you'll know when the judge
7 signs it, right, because you get an alert?

8 A. Yes.

9 Q. But you don't know how long, necessarily, it's
10 taken the judge to read it and review it?

11 A. Right.

12 Q. It's not instantaneous, right?

13 A. No.

14 Q. They've got to read it?

15 A. Right.

16 Q. Then you get it submitted back to you?

17 A. Yes.

18 Q. At some point during the course of that evening,
19 you were told by numerous sources, to include myself and
20 Ms. Spadaro, that you all are out of jurisdiction, right?

21 A. Yes.

22 Q. So while anybody in Florida can be an affiant,
23 anybody in this courtroom could be an affiant, only
24 somebody who is jurisdictionally able can serve the search
25 warrant?

1 A. Correct.

2 Q. So you're completely mindful of that?

3 A. Yes.

4 Q. You maybe should have communicated to Tarpon
5 Springs a little earlier, right?

6 A. Maybe.

7 Q. Well, they weren't happy, were they?

8 A. No.

9 Q. And Major Trill, rest in peace, right? Major
10 Trill, he was there?

11 A. Yes.

12 Q. And Major Trill, you would suggest, was not
13 happy?

14 A. Not happy.

15 Q. Okay. But while he was not happy, he got Tarpon
16 Springs detectives there, right?

17 A. He did.

18 Q. And Detective Melton was one of them?

19 A. He was.

20 Q. Detective Melton read the search warrant to the
21 empty house?

22 A. Yes.

23 Q. So who from Largo is with you inside of the
24 residence?

25 A. So it was Detective Sinni. I believe Detective

1 Moore was there. Detective Hunt. Detective Wagoner. I
2 don't recall if Detective Wedin entered the house or not.

3 Q. Then there's members of Tarpon Springs Police
4 Department there as well?

5 A. They are.

6 Q. And they're serving the search warrant, right?

7 A. Yes.

8 Q. Everybody at Largo knew precisely what the rules
9 were?

10 A. Yes.

11 Q. And everybody knew that some of -- wasn't some
12 of the delay that CloudGavel had to be fixed, for lack of
13 a better term, to authorize an affiant from out of
14 jurisdiction for another jurisdiction?

15 A. It was.

16 Q. So phone calls had to be made to CloudGavel
17 people so they can make it so Largo could direct Tarpon
18 Springs and the Sheriff's Office to serve the search
19 warrant?

20 A. That's correct.

21 Q. Then Tarpon is there and they're serving the
22 search warrant?

23 A. They are.

24 Q. And you are being very mindful to not exceed the
25 bounds of your jurisdiction?

1 A. Correct.

2 Q. Because you all knew about it?

3 A. Yes.

4 Q. And there was actually kind of a big show about
5 it, right, when Trill finds out?

6 A. There was.

7 Q. All right. So there was no ambiguity to anybody
8 on the scene whether they were happy or not how it was
9 supposed to go down?

10 A. Correct.

11 Q. In fact, I mean, without jurisdictional issues,
12 if you could have served it yourself as Largo PD, do you
13 think that you would have probably stayed there at that
14 house longer?

15 A. We would have.

16 Q. It's a big house, right?

17 A. We would have, yeah.

18 Q. You don't know what you missed, right?

19 A. Correct.

20 Q. Were you there for the entire duration of the
21 search warrant?

22 A. I was.

23 Q. Okay. If they had asked you to help them out
24 with something not conducting the search yourself, would
25 you have helped them out with it?

1 A. I would have.

2 Q. Okay. And there's some suggestion that, I
3 think, that you opened the Tundra. You didn't open the
4 Tundra, did you?

5 A. I don't recall opening the door or what -- what
6 specifically I did with the Tundra.

7 Q. Let me ask you this: If there's body cam from
8 Detective Melton that shows him opening everything, would
9 that be the most accurate?

10 A. It would.

11 Q. All right. So you would have definitely peered
12 into the Tundra?

13 A. Yes.

14 Q. All right. So that's March 23 into March 24,
15 right?

16 A. Correct.

17 Q. At some point in the course of that evening,
18 were you getting a tag hit -- a LPR tag hit?

19 A. We were.

20 Q. And the Corolla was actually heading back
21 towards -- what you thought was heading back towards our
22 area, the Bay area?

23 A. That was the belief, yes.

24 Q. Ultimately, that never materialized?

25 A. No.

1 Q. He never came back?

2 A. No.

3 Q. And March 21, you start. March 22, now March 23
4 and 24, forensic processing is nowhere near done yet,
5 right?

6 A. No.

7 Q. Had anything even been packaged to send to the
8 lab at that point?

9 A. No. No. I believe it was still in the
10 Sheriff's Office custody.

11 Q. Okay. Let me ask you about that as well. The
12 Sheriff's Office, their forensics team, when do you use
13 those for forensic processing?

14 A. Any major case. We don't have, like, a
15 standing -- a standing rule of, you know, like, does a
16 particular crime delineate it, but any major case, major
17 scenes.

18 Q. All right. Major scenes, you have a contract
19 with the Sheriff, they're always processing your major
20 scenes?

21 A. They are.

22 Q. If it's just a, I don't know, a pawn form or
23 something, they're not -- maybe not going to process that,
24 but they'll process major scenes?

25 A. Correct.

1 Q. And this would count as a major scene?

2 A. Oh, yeah.

3 Q. Between -- so the search warrant is the 24th.

4 Now we're on March 25. The Corolla comes back to Pinellas
5 County.

6 Are you getting alerts all day about the Corolla
7 coming back --

8 A. Yes.

9 Q. -- to Pinellas County?

10 A. Yes.

11 Q. Are you getting plate hits all the way up?

12 A. I was getting notified of the plate hits. I
13 forgot who was -- who was monitoring those specifically,
14 but, yes.

15 Q. Now, we're going to hear from Detective Hunt
16 shortly, but was Detective Hunt, was that his primary --
17 he was going to be the affiant on the search warrant for
18 that car?

19 A. He was.

20 Q. And are you aware when he started drafting
21 probable cause to search that Corolla? Do you know when
22 that was? If you don't, just say you don't.

23 A. Shortly after we arrived.

24 Q. Okay. No, but, I mean, like, do you -- are you
25 independently aware that he was drafting PC in Miami the

1 day before or on the way to Miami?

2 Do you know that or not?

3 A. No.

4 Q. Okay. You, specifically, you knew that Corolla
5 was of interest, right?

6 A. Yes.

7 Q. When did you know that Corolla was of interest
8 that it may contain evidence of your crime?

9 A. When we observed the vehicle leaving the house
10 on the neighbor's surveillance footage. Then once --
11 that, coupled with entering the house and finding that
12 Tundra there. So it was kind of a combination of those
13 two facts.

14 Q. Follow the Tundra up in -- I know we haven't put
15 any of these pictures in --

16 A. Yeah.

17 Q. -- but the picture of the Tundra leaving 1501
18 South Belcher, which is where the crime occurred where
19 Steven Cozzi went missing, there's a very distinct wagon
20 in the bed of that truck, right, on multiple surveillance
21 photos?

22 A. There is.

23 Q. And, in fact, there's a PSTA video, which is
24 described in the affidavit, that shows the wagon
25 distinctly in the back of the truck?

1 A. There is.

2 Q. All right. So at no point do you see the Tundra
3 leave with the wagon, right?

4 A. No.

5 Q. You go to the house. Tarpon Springs and the
6 Sheriff's Office are searching it. You don't find the
7 wagon?

8 A. We don't find the wagon. We didn't find
9 whatever red would have been in the wagon.

10 Q. No Steven Cozzi there?

11 A. No.

12 Q. So is it -- is it at that point, when you're at
13 the house, and you find there's none of these things
14 there, you've got probable cause for the Corolla?

15 A. Yes.

16 Q. So had you stopped the Corolla on the street at
17 that point -- let's say he came back that night. Let's
18 play -- we'll -- just hypothetically, he comes back that
19 night like the LPR reader showed. And later on -- it's
20 not for here, but the cell phone record confirms that,
21 right?

22 A. Yes.

23 Q. If he had come to Tarpon Springs, you stop the
24 car, what are you doing with the Corolla?

25 A. We're searching it.

1 Q. Okay. Now let's go to the street now on March
2 25. Dr. Kosowski, he's pulled over by Tarpon Springs,
3 right?

4 A. Correct.

5 Q. You didn't do it?

6 A. No.

7 Q. Largo didn't do it?

8 A. No.

9 Q. Why didn't Largo pull him over in Tarpon
10 Springs, Florida?

11 A. It's not our jurisdiction.

12 Q. All right. And, also, you were aware, and
13 everybody was keenly aware, about the jurisdictional
14 issues, right?

15 A. We were.

16 Q. All right. I mean, there had been much
17 discussion and maybe a little bit of elevated voices,
18 right, about those jurisdictional issues along the way?

19 A. Yes.

20 Q. So on -- when he's stopped, where were you when
21 Dr. Kosowski is stopped?

22 A. I was -- I was with Detective Hunt in Palm
23 Harbor.

24 Q. Okay. Were you -- I mean, were you heading in
25 the direction? Were you parked?

1 A. No, we were at home.

2 Q. Okay. So you're heading -- then you start to
3 head in the direction where he's pulled over?

4 A. Correct.

5 Q. And is he already in custody when you get there?

6 A. He's in handcuffs in a Tarpon Springs police
7 car.

8 Q. Okay. So he's being detained in handcuffs in a
9 Tarpon Springs police car?

10 A. Yes.

11 Q. At that point, are you -- and you're
12 investigating a homicide, right?

13 A. Correct.

14 Q. Has he done anything, to that point, to dispel
15 any of your suspicions about a homicide?

16 A. No.

17 Q. And so are you, at that point, investigating a
18 homicide wherein he's the suspect?

19 A. Yes.

20 Q. And is this as a result of you finding some
21 pretty damning evidence in his house?

22 A. Yes.

23 Q. You get there and you borrowed Officer Rose's
24 body cam; is that right?

25 A. I did.

1 (Body camera footage published.)

2 BY MR. VONDERHEIDE:

3 Q. Why did you take Officer Rose's body cam?

4 A. I didn't have one with me.

5 Q. Okay.

6 (Body camera footage published.)

7 BY MR. VONDERHEIDE:

8 Q. So at that point you're doing a cursory sweep.

9 Where was Steven Cozzi; did you know?

10 A. No.

11 Q. I mean, you still don't know where he is?

12 A. Correct.

13 Q. As a result of popping the trunk and looking
14 around in it, did you plead anything in the warrant about
15 that?

16 A. No.

17 Q. You weren't even the affiant?

18 A. Correct.

19 Q. Did you search or seize or touch anything from
20 the trunk of that car?

21 A. No.

22 Q. Did you seize anything or touch anything in the
23 cabin of that car before it was in the jurisdiction of
24 Largo Police Department?

25 A. I did not.

1 Q. All right. And the direction in that warrant --
2 you didn't write it, so do you know who was in direction
3 of that warrant?

4 A. I believe the Sheriff's Office and Largo, but
5 I -- I hadn't seen it.

6 Q. But to be clear, you had probable cause to
7 search that car the day before, right?

8 A. Correct.

9 Q. That car was in Miami?

10 A. Yes.

11 Q. Or in South Florida?

12 A. Yes.

13 Q. Okay. Now, the detention length, I think, is
14 being brought up. So he is -- Dr. Kosowski is in custody,
15 at this point, it's, like, what, 3:30 or so? 4:00 in the
16 afternoon, something like that?

17 A. Yes.

18 Q. And you ultimately draft an arrest affidavit,
19 and he's taken into custody?

20 A. Yes.

21 Q. Okay. Do you know from your notes or from
22 looking at your police report what time that would have
23 been?

24 A. What time he's placed in custody --

25 Q. Yes.

1 A. -- or told he's --

2 Q. Told he's under arrest.

3 A. I will tell you what time I submitted the
4 affidavit.

5 Q. Okay.

6 A. 12:53 a.m. on the 26th.

7 Q. Okay. So midnight-53. He was in custody at
8 4:00. So about eight and a half hours, right?

9 A. Yes.

10 Q. Throughout that time period, did he do anything
11 to dispel any of your alarms about him having committed a
12 homicide?

13 A. No.

14 Q. His house in Tarpon Springs when you had served
15 the search -- when you were there present for the service
16 of the search warrant you are the affiant for, did you
17 observe a staggering amount of firearms? I couldn't tell
18 you how many, but could you tell me how many? There's a
19 lot.

20 A. 200-plus.

21 Q. 200-plus firearms?

22 A. Yes.

23 Q. Long guns?

24 A. All kinds.

25 Q. Okay. So throughout the course of this evening,

1 are you getting updates from what's going on at the
2 Sheriff's processing bay about what they're finding in the
3 car?

4 A. I am.

5 Q. And there was potential blood found on a
6 ballistics jacket, right?

7 A. There was.

8 Q. That was later tested, wasn't it?

9 A. It was.

10 Q. Steven Cozzi's blood was on that?

11 A. Yes.

12 Q. All right.

13 Also, did you want and need for your
14 investigation forensic evidence from Dr. Kosowski himself?

15 A. Yes.

16 Q. What did you need from him?

17 A. We wanted any DNA swabs or scrapings of
18 fingernails, fingernail clippings, observation of him to
19 show any injuries of a struggle or altercation, anything
20 he might have been wearing, any items he might have had on
21 him, any personal effects.

22 Q. And had he already asked for an attorney?

23 A. Yes.

24 Q. So were you going to try to get -- what do you
25 think a consent would have done for you to consent for

1 these things?

2 Do you think it would have stood up later on?

3 A. No.

4 Q. So you intended to get a search warrant for
5 that?

6 A. Correct.

7 Q. Could you, if you had left him pending that
8 search warrant, were you confident that you would have an
9 opportunity to conduct a search warrant on him again in
10 the same clothing and --

11 A. No.

12 Q. All right. You were not the affiant for that?

13 A. I wasn't.

14 Q. Lance Moore was the affiant for that, Lance
15 Moore?

16 A. Correct.

17 Q. Were you privy to anything that was going on on
18 his end about whether there was a standard in CloudGavel
19 or not?

20 A. No.

21 Q. And is it upon the service of the search warrant
22 is when you take Dr. Kosowski into custody?

23 A. Correct.

24 Q. All right. And at some point I think he
25 requested to use the restroom facilities?

1 A. He did.

2 Q. And he was taken to Tarpon Springs PD to do
3 that?

4 A. He was.

5 Q. Returned back to the same spot where he was
6 taken into custody?

7 A. Correct.

8 MR. VONDERHEIDE: May I have a moment, Your
9 Honor?

10 THE COURT: You may.

11 MR. VONDERHEIDE: Nothing further.

12 THE COURT: Okay. All right.

13 Defense, do you have a lot or a little?

14 MR. BRUNVAND: Not a lot.

15 Do we need an afternoon break?

16 THE COURT: All right. We're going to take a
17 10-minute break.

18 MR. BRUNVAND: Okay.

19 (Break taken.)

20 THE COURT: All right. This is redirect on
21 anything new.

22 MR. BRUNVAND: On what?

23 THE COURT: On anything new.

24 MR. BRUNVAND: That's right.

25 THE COURT: Okay.

1 MR. BRUNVAND: Anything that was brought up on
2 cross. Nothing beyond what was brought up on cross.

3 THE COURT: Or what was brought up on direct
4 either if he already handled it in direct, but go
5 ahead.

6 REDIRECT EXAMINATION

7 BY MR. BRUNVAND:

8 Q. Detective Bolton, during this investigation, did
9 you maintain like a group text thread between yourself and
10 the other detectives?

11 MR. VONDERHEIDE: Object. This is beyond the
12 scope.

13 THE COURT: And this has to do with what? I
14 mean, it could be within the scope if it has
15 something to do with what was brought out on cross.

16 MR. BRUNVAND: I don't think that it was -- I
17 mean, I could recall him. It's --

18 THE COURT: So I guess recross is also for
19 things that you forgot to ask in --

20 MR. BRUNVAND: There you go. Yes.

21 THE COURT: All right. Go ahead.

22 MR. BRUNVAND: All right.

23 BY MR. BRUNVAND:

24 Q. Did you maintain a group thread of e-mails
25 with -- with your other detectives during this

1 investigation?

2 A. Of e-mails? There were e-mails sent, yes.

3 Q. Group e-mails?

4 A. It depended on the e-mail, but.

5 Q. E-mail and text messages or just e-mails?

6 A. There were text messages sent.

7 Q. Okay. So both e-mails and text messages?

8 A. Yes.

9 Q. Okay. And did you delete those prior to
10 concluding your investigation?

11 A. Not prior to concluding the investigation.

12 Q. Well, do you still have them?

13 A. No, I don't.

14 Q. Okay. Why were they deleted?

15 A. I just routinely delete my messages, calls,
16 voicemails, just to get space on the phone.

17 Q. Even messages that involved a homicide
18 investigation?

19 A. If it were anything of any, like, value, but
20 there wasn't anything in those that would have been --

21 Q. Well, there were communications about what to do
22 and what not to do in the investigation, right?

23 A. There were.

24 Q. Okay. So whether they were of value or not, we
25 can't really evaluate because they don't exist anymore?

1 A. Sure.

2 Q. Okay. As attorneys, we're usually not very good
3 about math, I don't believe, but Mr. Vonderheide was doing
4 the math on how long Tom Kosowski was detained and in
5 custody before he was arrested, and I think he calculated
6 it to be eight and a half hours.

7 Do you recall that?

8 A. Yes.

9 Q. Okay. So I just want to go over that. 3:19 is
10 when he was detained, right?

11 A. Yes.

12 Q. Okay. If we go from 3:19 to 9:19, that's 6
13 hours, right?

14 A. Yes.

15 Q. Okay. Now, 7 minutes to 1:00 a.m. is when he
16 was arrested. 12:53 is when he was arrested, right?

17 A. That's when the affidavit was submitted, yes.

18 Q. Sure. So 9 hours would be at 12:19; would you
19 agree?

20 A. Sure.

21 Q. So it's 9 and a half hours, not 8 and a half
22 hours, right?

23 A. Sure.

24 Q. Okay. In your affidavit on page 4, the -- let
25 me see if I can figure out how to zoom in a little bit.

1 Are you able -- are you able to see that?

2 A. Yes.

3 Q. Okay. Towards the very bottom it says: Your
4 affiant learned from Pinellas County Sheriff's Office
5 Forensic Specialist A. Camacho that the red substance
6 tested positive as blood, right?

7 A. Correct.

8 Q. That's not a correct statement, right?

9 A. I believe when we were discussing presumptive
10 tested positive for blood.

11 Q. Right. Right. But -- but it doesn't say tested
12 presumptive positive as blood, right?

13 A. It doesn't.

14 Q. Okay. And at the time that you issued this
15 affidavit, there had been no confirmation testing of
16 blood, right?

17 A. No laboratory analysis of that blood, correct.

18 Q. Right. Right. So it was presumptive --

19 A. Correct.

20 Q. -- it was not an accurate statement that it had
21 tested positive as blood?

22 A. That would be more accurate. Correct.

23 Q. Right?

24 A. Correct.

25 Q. Ms. Vonderheide asked some questions about DNA

1 results. There were no DNA results when this affidavit
2 was completed, right?

3 A. There weren't.

4 Q. Okay. Mr. Vonderheide asked questions about
5 firearms in the home of Dr. Kosowski, right?

6 A. Correct.

7 Q. There's no suggestion or -- or evidence that any
8 firearms were involved in this case?

9 A. None that we found, no.

10 Q. Well, in fact, you didn't seize the firearms,
11 right?

12 A. Correct.

13 Q. They were released. If -- if there was even the
14 suggestion that there was any involvement on any of those
15 firearms, they would have been seized as evidence, right?

16 A. Some were.

17 Q. I'm sorry?

18 A. Some were seized as evidence.

19 Q. Right. I mean, they wouldn't be released back
20 to representatives of Tom Kosowski, right?

21 A. Correct.

22 Q. Okay. And they were all released back to him,
23 right?

24 A. There were some that were seized as evidence.

25 There were some firearms from --

1 Q. I'm talking from his home. From his home --

2 A. Yes.

3 Q. Right. The firearms -- with the exception of
4 there were some silencers that are being maintained by the
5 Sheriff's Office, right? Not seized as evidence?

6 A. Correct. There were firearms seized from the
7 home as evidence.

8 Q. Okay. With Largo Police Department?

9 A. By Tarpon Springs and transferred to us.

10 Q. Okay. Are you still in possession of those?

11 A. Yes.

12 Q. But the great majority of those firearms, the
13 several hundred firearms, were all released back to Tom
14 Kosowski and his representatives?

15 A. The majority of them, correct.

16 Q. Okay. And would you agree that throughout the 9
17 and a half hours that Tom Kosowski was detained sitting in
18 the back of a patrol car the majority of that time that he
19 was very polite?

20 A. He was.

21 Q. Respectful?

22 A. He was.

23 Q. Can you review your notes and tell us the time
24 that Detective Allred contacted you reference the search
25 of the Corolla?

1 A. I don't have an exact time that he contacted me.

2 Q. Do you know whether or not maybe he contacted
3 you via the text messages that you deleted?

4 A. No. That would have been like a phone call.

5 Q. No texting on those dates?

6 A. No, not for -- not for that kind of information.
7 That would have been something that was --

8 Q. Could --

9 A. -- text conversation.

10 Q. Could there have been a text message saying,
11 Call me?

12 A. There could have, but I don't recall there being
13 one.

14 Q. Okay.

15 A. I think we were just calling each other.

16 Q. Okay. But if -- if they had been deleted, you
17 could check those, right?

18 A. Sure.

19 Q. During the search of 511 Seaview, I just want to
20 make sure that I have this right. Were there six or seven
21 members of Largo Police Department that participated in
22 the search?

23 A. I believe so.

24 Q. And only three members of Tarpon Springs Police
25 Department?

1 A. Yes, if I recall right.

2 Q. Okay. But they were doing the search, and Largo
3 was not?

4 A. Correct.

5 Q. When you -- you had indicated you handled some
6 evidence at the 511 Seaview location when the search took
7 place, were you wearing gloves?

8 A. I think what I said was I had touched items
9 within the house.

10 Q. Okay.

11 A. So I don't recall touching anything of
12 evidentiary value or seizing anything for his collection.

13 Q. Okay. Were you -- were you wearing gloves?

14 A. I was not.

15 Q. Okay.

16 MR. BRUNVAND: Could I have a moment?

17 THE COURT: You may.

18 MR. BRUNVAND: I need a moment, Your Honor. It
19 may take me about 5 minutes or so to find what I'm
20 looking for. If I may have 5 minutes?

21 (Pause in the proceedings.)

22 MR. BRUNVAND: That's all that I have Your
23 Honor.

24 THE COURT: All right. Thank you.

25 Any further questions from the State?

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MR. VONDERHEIDE: Nothing further.

THE COURT: Sir, you may step down.

VOLUME I CONCLUDED