

1 MS. HARVEY: This is a test recording, the
2 battery of this recorder is fully charged.

3 Let's see. And I don't have a case
4 number yet, I'm unable to get that, but looks like
5 today's date is December 23rd, 2011, and I know
6 that's partly why you're so upset, because of the
7 time of year it is and it's about 1:38 p.m. And I
8 know that you've said your family has contacted a
9 lawyer, is that correct?

10 MR. BLACKWELL: I believe so.

11 MS. HARVEY: Okay. How old are you, Anthony?

12 MR. BLACKWELL: 23.

13 MS. HARVEY: You're 23 years old?

14 MR. BLACKWELL: (Inaudible).

15 MS. HARVEY: Okay. And you've just verbally
16 made some -- made some statements to me that it was
17 an accident.

18 MR. BLACKWELL: It was.

19 MS. HARVEY: Is that right?

20 MR. BLACKWELL: (Inaudible).

21 OFFICER: (Inaudible).

22 MS. HARVEY: And I didn't -- this one? Or you
23 want the blank one? Okay.

24 OFFICER: Yeah.

1 MS. HARVEY: Okay.

2 OFFICER: What's your house number?

3 MR. BLACKWELL: Three --

4 MS. HARVEY: 313, right?

5 MR. BLACKWELL: Yeah.

6 MS. HARVEY: Would you mind giving us a minute?

7 OFFICER: Yeah.

8 MS. HARVEY: So while we've been sitting here,
9 you know, you said -- I think you pretty much told
10 me, even though I didn't ask you any questions, you
11 kind of told me, I think, what you told the officer
12 that first came. I mean, there's not a lot to it
13 from what I can gather.

14 But, like I said to you before, all
15 I want to know is what happened. I'm not interested
16 in tricking you or anything like that, I just want
17 to know what happened, I want to know what your mind
18 was like when it happened, and that's what -- that
19 is what is important to me. Because -- and you're
20 the only -- you're the only person, Anthony, that
21 can tell me that, I can't get that from anybody but
22 you, you know. And I would like, you know, your
23 cooperation would certainly mean a lot to me.

24 But as we've already gone over, you

1 know, your family did contact a lawyer for you, and
2 we're just kind of sitting here -- sitting here
3 waiting, but if I can just kind of go over this with
4 you, you know, I've got to read it at some point no
5 matter what your decision is, I've got to read it
6 at some point.

7 Did you graduate from high school,
8 Anthony?

9 MR. BLACKWELL: (Inaudible).

10 MS. HARVEY: Okay. So -- well, obviously,
11 you're in the Marines. You know how to read and
12 write and everything?

13 MR. BLACKWELL: (Inaudible).

14 MS. HARVEY: Okay. I'm just going to go --

15 MR. BLACKWELL: Just wait till my lawyer gets
16 here if that's all right.

17 MS. HARVEY: Yeah, we can --

18 MR. BLACKWELL: If it's fine with you. I'm
19 just -- I'm scared to death, I don't know what --

20 MS. HARVEY: We can absolutely. I mean, if
21 you -- I mean, I've got to get to the office, you
22 know, I can't sit here all day with you, I really
23 can't sit here all day with you, I wish I could.
24 But, you know, I think that this is something that

1 we could probably get done in a few minutes. And
2 lawyers -- you know, lawyers work on their own
3 schedule.

4 MR. BLACKWELL: Be here in ten minutes, he
5 said he'll be here.

6 MS. HARVEY: Okay. Who's your lawyer?

7 MR. BLACKWELL: I'm not sure which one he
8 called, my brother called him.

9 MS. HARVEY: Okay. But you do want to make a
10 statement?

11 MR. BLACKWELL: Yes, I want to do what's --

12 MS. HARVEY: What happened, right? And that
13 you understand that's all I want?

14 MR. BLACKWELL: Yes.

15 MS. HARVEY: I just want to make sure, you know
16 -- I don't know. I mean, it's up to you whether or
17 not you cooperate with me in the investigation. If
18 you don't want to cooperate, but like I said, you
19 know, that just means we just hear one side and I
20 think that -- of course, I'm not -- I'm not a lawyer
21 and I can't give legal advice and I certainly don't
22 know what he's going to say, but, you know, I --
23 if he comes in here and tells you not to tell me
24 anything at all, then is that cooperating? I don't

1 know, but it's up to you.

2 That's all -- all I'm saying,
3 Anthony, is you get to make the decision here
4 whether or not you want to do the right thing.
5 Your family called a lawyer, you didn't call a
6 lawyer, you're 23 years old, you're an adult. You
7 said it was an accident, it was a horrible mistake,
8 it was something that never should have happened,
9 I just don't understand why you need a lawyer.

10 MR. BLACKWELL: I'm just -- I don't know, like
11 I said, I've never done anything and I don't know
12 what to do here, I'm just scared. I'm scared I'm
13 going to get in trouble like something's going to
14 happen, like I didn't mean to hurt that little girl
15 and I didn't mean to hurt that little girl, I picked
16 it up (inaudible) --

17 MS. HARVEY: I know, I know, Anthony.
18 (Inaudible) It would just really mean a lot for
19 everybody and I'm certain -- certainly from even
20 for her family to kind of understand from your
21 perspective what happened. You know, they're going
22 to have -- I've got to go to the hospital after this
23 and they're going to have a lot of questions for me
24 as far as what happened. But we can -- I mean, you

1 asked to wait for your attorney, so we can certainly
2 wait for him.

3 MR. BLACKWELL: I just can't believe this is
4 even happening.

5 MS. HARVEY: I know, I know. I have --
6 obviously, in law enforcement just like in the
7 military, we handle weapons and, you know,
8 accidental discharges, they unfortunately do
9 happen, and --

10 MR. BLACKWELL: You don't always kill a little
11 girl, though.

12 MS. HARVEY: No, no, that's true, they don't.

13 Do you have any kids, Anthony?

14 MR. BLACKWELL: No, ma'am.

15 MS. HARVEY: No. Any nieces, nephews, friends,
16 you know?

17 MR. BLACKWELL: No, I don't have any nieces or
18 nephews.

19 MS. HARVEY: Friends with kids?

20 MR. BLACKWELL: A few kids -- a few friends
21 with kids.

22 MS. HARVEY: Yeah. Do you go overseas at all
23 when you were with the Marines or were you local?

24 MR. BLACKWELL: Just local.

1 MS. HARVEY: Just local. Did you do any
2 college or just --

3 MR. BLACKWELL: No college.

4 MS. HARVEY: Do you play any sports?

5 MR. BLACKWELL: Played baseball in high school,
6 played softball in White Bull.

7 MS. HARVEY: Okay. White Bull High?

8 MR. BLACKWELL: Yeah, I played softball -- they
9 had a men's league in White Bull.

10 MS. HARVEY: Do they?

11 MR. BLACKWELL: Softball league.

12 MS. HARVEY: Oh, very nice. So you like that?

13 MR. BLACKWELL: Yeah, I like playing sports.

14 MS. HARVEY: Good exercise. I wish I was good
15 at sports, I am not at all. What position do you
16 play?

17 MR. BLACKWELL: I catch for the softball team.

18 MS. HARVEY: Catch, okay. And just about ten
19 minutes. Are they saying anything on the phone?
20 I mean, I don't want to get into your business,
21 but --

22 MR. BLACKWELL: Say he'll be here any minute.

23 MS. HARVEY: Any minute? Very good. Very
24 good. Did you get all your Christmas shopping done?

1 MR. BLACKWELL: No.

2 MS. HARVEY: No. Were you going to do any
3 Christmas shopping or no?

4 MR. BLACKWELL: No.

5 MS. HARVEY: Not a big fan?

6 MR. BLACKWELL: I had Christmas shopping to
7 finish doing today.

8 MS. HARVEY: Uh-huh.

9 MR. BLACKWELL: That's what I was getting --

10 MS. HARVEY: Getting ready.

11 MR. BLACKWELL: -- getting ready to do.

12 MS. HARVEY: Yeah. I just finished last night,
13 I was out till eight o'clock last night doing
14 shopping with all the other crazy --

15 (Enter Attorney Kevin Williamson.)

16 MS. HARVEY: Very good. Hey, how are you?

17 MR. WILLIAMSON: Kevin Williamson.

18 MS. HARVEY: Adrienne Harvey.

19 MR. WILLIAMSON: Nice to meet you.

20 MS. HARVEY: Nice to meet you, too. I think
21 I'm --

22 MR. WILLIAMSON: You're with the FBI?

23 MS. HARVEY: Yeah, I'm with the FBI. I think
24 I've run into you -- I've seen you at the courthouse

1 before.

2 MR. WILLIAMSON: I'm around.

3 MS. HARVEY: I don't think we actually had a
4 case together.

5 MR. WILLIAMSON: You doing all right?

6 MR. BLACKWELL: Scared to death.

7 MR. WILLIAMSON: Is there somewhere I can
8 privately talk to him for a second?

9 MS. HARVEY: I can leave if that -- I know it's
10 not like super or you could go -- there's like a
11 room --

12 MR. WILLIAMSON: Okay.

13 MS. HARVEY: -- if that is better.

14 MR. WILLIAMSON: Just somewhere we can -- you
15 know.

16 MS. HARVEY: There's room right here which
17 would probably be the most private, it's technically
18 the interview room we don't use a lot, but you guys
19 can definitely go in there.

20 MR. WILLIAMSON: And let me talk to you for
21 just a second, okay?

22 (After a brief interruption, the
23 proceedings were resumed as
24 follows:)

1 MS. HARVEY: (Inaudible).

2 MR. WILLIAMSON: That's why I came over here.
3 I know him, I've played softball with him, I know
4 his whole family.

5 MS. HARVEY: He told me -- this is the
6 statement he made to me, that he wants to make a
7 statement --

8 MR. WILLIAMSON: Right.

9 MS. HARVEY: -- he just wants you here. It's
10 going.

11 MR. WILLIAMSON: Okay. Just --

12 MS. HARVEY: It's going. I can turn it off if
13 you want me to turn it off. And that's what I told
14 him, I said, listen, Anthony, I'm not trying to
15 trick you in any way, I'm not trying to put words in
16 your mouth, I'm not trying to do anything, we are
17 aboveboard, everything is recorded, everything's on
18 the record,

19 MR. WILLIAMSON: Okay. I figured at this
20 point, he's so shook up, you seen him, he's almost
21 got tears in his eyes.

22 MS. HARVEY: Well, I mean, that's normal.

23 MR. WILLIAMSON: Yeah.

24 MS. HARVEY: I think that's --

1 MR. WILLIAMSON: Given the gravity of the
2 situation, when they called me and told me, I mean,
3 you know, everybody has that reaction.

4 MS. HARVEY: Yeah, that's -- I think he's
5 behaving normally for someone that's, you know,
6 kind of gone through everything. But as I told him,
7 you know, it is important from a law enforcement
8 perspective if this is a tragic accident which is
9 what it is looking like, then I need to know from
10 his head -- from his mouth, he needs to tell me
11 it's a tragic accident, otherwise --

12 MR. WILLIAMSON: Right.

13 MS. HARVEY: -- otherwise, I'm just getting it
14 from the family's perspective.

15 MR. WILLIAMSON: I'm always in a position where
16 I like to cooperate.

17 MS. HARVEY: Yes.

18 MR. WILLIAMSON: Especially something like
19 this.

20 MS. HARVEY: Exactly.

21 MR. WILLIAMSON: We're not going to try to do
22 anything to derail your case or anything, the
23 evidence will show whatever happened.

24 MS. HARVEY: Speak for itself.

1 MR. WILLIAMSON: So let me just talk to him for
2 a second.

3 MS. HARVEY: Absolutely.

4 MR. WILLIAMSON: Okay. Now, there was some
5 indication from talking to the family that there
6 have been some threats made against him.

7 OFFICER: By who?

8 MS. HARVEY: This is the first I'm hearing of
9 that.

10 MR. WILLIAMSON: Okay. The family told me that
11 he was being held for his own protection.

12 OFFICER: No, whoa, whoa, whoa. When we first
13 got to the scene, it was still (inaudible), people
14 over here, I said, listen, before -- they already
15 knew that they -- she -- obviously, she was dead.
16 I told them, I said him, his brother and his father,
17 I said you all stand across the street, and I said
18 I feel safe there if everybody will go to the police
19 department. So if somebody from the hospital comes,
20 (inaudible), we ain't going to fight one another
21 near the highway, near the crime scene, shooting and
22 more shooting.

23 MR. WILLIAMSON: I completely understand that.

24 OFFICER: And I said if you all will -- you

1 ain't got to, but if you will go ahead -- if you
2 all want to go to the police department and wait
3 there.

4 MR. WILLIAMSON: Okay.

5 OFFICER: So ain't (inaudible) stand across the
6 street from each other.

7 MS. HARVEY: He was told by the patrol officer
8 that brought him here that he was not under arrest,
9 I told him he was not under arrest.

10 MR. WILLIAMSON: But when you pull it up on
11 the internet, he's walking that way with
12 the (inaudible) --

13 MS. HARVEY: Before I got here, I don't know
14 what happened before I got here.

15 MR. WILLIAMSON: Okay, okay. Have they read
16 him his rights?

17 MS. HARVEY: No. I was waiting -- I waited
18 until you got here.

19 MR. WILLIAMSON: Okay, okay.

20 MS. HARVEY: He said he did not want to talk
21 before you got here, so --

22 MR. WILLIAMSON: All right. So let me go in
23 there and have a chat with him. The room in here
24 is private?

1 MS. HARVEY: It is private, I can't hear
2 anything that goes on in there.

3 MR. WILLIAMSON: Okay. Fantastic, thank you.

4 (Inaudible discussion between Ms.
5 Harvey and Officer.)

6 MS. HARVEY: Is any officer at the hospital?

7 OFFICER: (Inaudible).

8 MS. HARVEY: Okay.

9 OFFICER: I think it's Jason.

10 MS. HARVEY: Okay. I figure we'll head up
11 there next, I'm thinking get up there.

12 OFFICER: (Inaudible).

13 MS. HARVEY: I'm going to have -- I'm going to
14 have Raymond do a neighborhood -- like the official
15 neighborhood canvass to get all the neighbors'
16 statements.

17 OFFICER: Two people in the car.

18 MS. HARVEY: Uh-huh.

19 OFFICER: (Inaudible).

20 MS. HARVEY: Yeah, I'd like to talk to the one
21 that was shot out there, yeah, I'd like to talk to
22 her. And then apparently, grandma was standing on
23 the front porch.

24 OFFICER: (Inaudible)

1 MS. HARVEY: Grandma was on the front porch
2 and I don't know how old Jay is who was sitting in
3 the car next to her, because she said Jay was
4 sitting next to her in the car. So we'll need to
5 talk to Jasmine's mom who was sitting in the
6 driver's seat, Jay who was sitting next to her,
7 depending on how old he is, grandma who was on the
8 front porch and hopefully the aunt and hopefully
9 they're all at the hospital.

10 Ernest was trying to call me.

11 OFFICER: Yeah, I talked to him, he said he'll
12 try to call you.

13 MS. HARVEY: Okay. Good deal.

14 OFFICER: (Inaudible).

15 MS. HARVEY: Oh, here, here it is.

16 OFFICER: It's got the wrong address on it.
17 (Inaudible).

18 MS. HARVEY: No. (Inaudible).

19 OFFICER: (Inaudible).

20 MS. HARVEY: I hope not. (Inaudible).

21 OFFICER: (Inaudible).

22 (After a brief interruption, the
23 proceedings were resumed as
24 follows:)

1 MR. WILLIAMSON: Let me talk with him for one
2 second. If I let go of this door, it might lock
3 up?

4 MS. HARVEY: Yeah, you are. Just knock, we'll
5 be here.

6 (After a brief interruption, the
7 proceedings were resumed as
8 follows:)

9 MR. WILLIAMSON: All right. I think what he
10 wants to do is make a quick statement, tell you what
11 happened and unless you intend to arrest him, take
12 him somewhere he can relax.

13 MS. HARVEY: Fine.

14 MR. WILLIAMSON: I told him he may not want to
15 go back to his -- something familiar, his
16 grandmomma's house.

17 MS. HARVEY: Well, we're still doing the crime
18 scene and everything else.

19 MR. WILLIAMSON: Right. Do you all need the
20 address or something, I don't have it, but the
21 family would be happy to give you the address.

22 OFFICER: (Inaudible).

23 MS. HARVEY: We were at the wrong address. He
24 wrote the wrong address on here.

1 OFFICER: I'm just going to scratch that out
2 and have him change it and I'll initial it and we'll
3 have him come and initial it.

4 MR. WILLIAMSON: Okay.

5 OFFICER: Because that's the 313 and that's
6 the actual victims were at.

7 MR. WILLIAMSON: Okay.

8 OFFICER: Because his daddy is not willing to,
9 you know, for the house.

10 MR. WILLIAMSON: Right, okay.

11 MS. HARVEY: The house.

12 MR. WILLIAMSON: Okay. You want to come here
13 and let's do this real fast?

14 MS. HARVEY: Yeah, I mean, do you mind bringing
15 him back out here, have a seat right here?

16 MR. WILLIAMSON: I don't care.

17 MS. HARVEY: Okay, great. Yeah, all of us
18 cramming in there is going to be a little tight.

19 MR. WILLIAMSON: Okay. I'll say -- it's just
20 more private. It's just us here?

21 MS. HARVEY: Yeah, it's just us here.

22 MR. WILLIAMSON: Okay. He wants to use the
23 bathroom real fast, that will be okay?

24 MS. HARVEY: Yeah, of course.

1 MR. WILLIAMSON: Anthony, come on down here.
2 It's right there on your left.

3 You want to -- let's pick sides,
4 whatever.

5 MS. HARVEY: Wherever you want to sit.

6 MR. WILLIAMSON: I want to sit at my house.

7 MS. HARVEY: Yeah, I know, right.

8 MR. WILLIAMSON: I was mowing the grass.

9 MS. HARVEY: Yeah, right. Were you on today?

10 MR. WILLIAMSON: I always try to be off
11 whenever I can.

12 MS. HARVEY: Well, naturally. But, no, I was
13 disappointed, we're actually not off today, Bureau
14 is off Monday and Tuesday, but the Sheriff's
15 office and -- were you guys off today?

16 OFFICER: Yep.

17 MS. HARVEY: Most everybody else was off
18 Friday, Monday and Tuesday, so I was sitting by
19 myself at the Sheriff's office, it was all like
20 dark and lonely, everybody else was off.

21 MR. WILLIAMSON: The courthouse is closed
22 Monday and Tuesday, but I had several cases I
23 wrapped up.

24 MS. HARVEY: Okay.

1 MR. WILLIAMSON: Take the afternoon whenever
2 I can.

3 MS. HARVEY: Don't blame you with that there,
4 especially not this close to Christmas.

5 MR. WILLIAMSON: He just wants to say a little
6 something.

7 MS. HARVEY: And he understands even though
8 he's not under arrest, and I told him he's not under
9 arrest, I'm still going to read him his rights just
10 because, again, I like to be aboveboard on
11 everything.

12 MR. WILLIAMSON: I understand.

13 MS. HARVEY: I do, I'm not trying to trick him
14 or anything.

15 I'm sorry, what's your name one more
16 time?

17 MR. WILLIAMSON: Kevin Williamson.

18 MS. HARVEY: Thank you.

19 MR. WILLIAMSON: Anthony, what she's going to
20 do, she's going to read you your rights here.
21 Understanding -- well, I'll let you tell him all
22 that.

23 MS. HARVEY: Anthony, we've already gone over
24 that you know how to read and write, so if you just

1 want to follow along with me.

2 Before we ask you any questions, you
3 must understand your rights. You have the right to
4 remain silent, anything you say can be used against
5 you in court. You have the right to talk to a
6 lawyer for advice before we ask you any questions
7 and to have him with you during questioning. If you
8 cannot afford a lawyer, one will be appointed for
9 you before any questioning if you wish.

10 If you decide to answer questions
11 now without a lawyer present, you will still have
12 the right to stop answering at any time. You also
13 have the right to stop answering at any time until
14 you talk to a lawyer. Do you understand your
15 rights?

16 MR. BLACKWELL: Yes.

17 MS. HARVEY: Do you have any questions about
18 your rights?

19 MR. BLACKWELL: No.

20 MS. HARVEY: Because you have an attorney here
21 so -- and your attorney is here with us.

22 The waiver of rights, this is just
23 a statement that says your waiver of rights, it
24 says "I have read this statement of my rights and

1 I understand what my rights are. I am willing to
2 make a statement and answer questions." And this
3 says "I do not want a lawyer at this time," however,
4 you do have a lawyer present at this time. "I
5 understand and know what I am doing, no pressure or
6 threats have been made to me and no pressure or
7 coercion of any kind has been used against me".

8 Do you understand that? And are you
9 willing to make a statement now with your lawyer
10 present?

11 MR. BLACKWELL: Uh-huh.

12 MS. HARVEY: Okay.

13 MR. WILLIAMSON: Sign that very briefly. I'm
14 going to grab my notebook, I left it here in the
15 room.

16 MS. HARVEY: Oh, I'm sorry. Thank you very
17 much. You will please witness that for me. And to
18 start with, could I just get -- your full name is
19 James Anthony --

20 MR. BLACKWELL: -- Blackwell.

21 MS. HARVEY: James Anthony Blackwell, okay.
22 What's your date of birth?

23 MR. BLACKWELL: January 7th, 1988.

24 MS. HARVEY: Okay. And your current address?

1 MR. BLACKWELL: Is 313 -- it's third and west,
2 east of Third Avenue, something like that.
3 MS. HARVEY: Here in Chadbourn?
4 MR. BLACKWELL: Yes.
5 MS. HARVEY: Do you know the zip code?
6 MR. BLACKWELL: 28431.
7 MS. HARVEY: And do you work anywhere, Anthony?
8 MR. BLACKWELL: Lee Electric.
9 MS. HARVEY: Lee Electric?
10 MR. BLACKWELL: Yes.
11 MS. HARVEY: And what's your job title there?
12 MR. BLACKWELL: Groundman.
13 MS. HARVEY: Groundman. Do you know the
14 address for Lee Electric?
15 MR. BLACKWELL: I don't know.
16 MS. HARVEY: I don't have a case number.
17 OFFICER: Not yet.
18 MS. HARVEY: I'm going to get one, they
19 couldn't do it earlier.
20 MR. WILLIAMSON: If you need to ask all these
21 questions, that's fine.
22 MS. HARVEY: This is just our basic --
23 MR. WILLIAMSON: Right. He's kind of -- you
24 know.

1 MS. HARVEY: All I need is phone numbers and
2 we're done and then I have to have this for my
3 header. Okay.

4 What's -- what is your cell phone
5 number?

6 MR. BLACKWELL: It's 910-770-0380.

7 MS. HARVEY: And do you know your work phone
8 number?

9 MR. BLACKWELL: No, I don't know.

10 MS. HARVEY: That's absolutely fine. All
11 right, Anthony, if you would, just tell us what
12 happened.

13 MR. BLACKWELL: I was in my bedroom and I got
14 a rifle, it stays in a case. And I was pulling the
15 rifle out of the case and the gun went off and I
16 found out the little girl was across from me and
17 that's when I saw what happened. I pulled it out,
18 the gun went off when I pulled it out of the case.

19 MS. HARVEY: What time was this?

20 MR. BLACKWELL: I have no clue, I really don't
21 have a --

22 MS. HARVEY: An idea?

23 MR. BLACKWELL: I don't have a clue what time
24 it was.

1 MS. HARVEY: Can you tell me why you pulled the
2 rifle out of the case?

3 MR. BLACKWELL: To be honest with you, I can't
4 even remember what I was doing.

5 MR. WILLIAMSON: You need a second?

6 MR. BLACKWELL: I just was trying to think.

7 MS. HARVEY: Take your time.

8 MR. BLACKWELL: I really couldn't tell you, I
9 just --

10 MS. HARVEY: You weren't planning on going
11 hunting?

12 MR. BLACKWELL: No, I wasn't going hunting, I
13 was planning on going shopping today, I had shopping
14 to do for Christmas. I just -- when I go out of
15 town, I always put all my guns up. And I was just
16 getting them back out because I was home. And when
17 I get home, sometimes I just take them out and clean
18 them or whatever, but I was just taking it out and
19 getting them out like I always do, because I just
20 got home yesterday evening.

21 MS. HARVEY: So where was the rifle that you
22 were getting it out from?

23 MR. BLACKWELL: It was right next to my closet
24 or in my closet.

1 MS. HARVEY: Okay. Is that where you put them
2 when you go out of town?

3 MR. BLACKWELL: Yeah, I hide them. I don't
4 want anybody stealing them or getting into them or
5 anything.

6 MS. HARVEY: I understand, that's good gun
7 ownership. So they're in the closet. You just got
8 back in town, so you were getting them out of the
9 closet?

10 MR. BLACKWELL: Yeah.

11 MS. HARVEY: Do you have more than one gun?

12 MR. BLACKWELL: I have a pistol, also. Also
13 got a pistol and a rifle.

14 MS. HARVEY: Okay. Do you remember now what
15 you were doing with the rifle?

16 MR. BLACKWELL: I was just getting my stuff
17 out. I got my pistol out of the closet and then I
18 had kept it on the top shelf, I got it out and put
19 it on the side of my bed, and I got my rifle out,
20 and I was going to put it on the rack over the bed,
21 I believe. I was just -- I hadn't been up long, and
22 I was just up starting trying to do something.

23 MS. HARVEY: I'm just trying to -- I've been
24 in your bedroom before, so I'm just trying to -- in

1 my head -- I'm not there now, but in my head I'm
2 trying to put together going to the closet, getting
3 it out, putting it up.

4 Through that process of going to the
5 closet, getting it out, taking it out of its case,
6 were you going to put it up when it was not in its
7 case or do you normally put it up when it is in its
8 case?

9 MR. BLACKWELL: I normally take it out of the
10 case (inaudible).

11 MS. HARVEY: Take it out, okay. So you're in
12 the process of taking it out of the case and putting
13 it up on the wall. At what point during that
14 process does the gun go off?

15 MR. BLACKWELL: I'm going to say it was about
16 the time I pulled the gun out of the case, then I
17 was going to lay the case down, and the gun went
18 off. I guess I must have bumped the trigger, I'm
19 not sure what happened, but the gun went off. And
20 when it went off, I dropped it, it scared me, and
21 I didn't know what happened. And they run in the
22 room and asked me what happened, what the noise was.
23 I told them, I said my gun just went off, I said I
24 don't know, I must have bumped the trigger. And

1 that's -- that's what happened.

2 MS. HARVEY: Do you normally keep your guns
3 loaded?

4 MR. BLACKWELL: No, I don't. Like that's what
5 I was telling when I was upset, because I never shot
6 -- I never took that gun hunting or anything, I've
7 never shot it but one time.

8 MS. HARVEY: But when you're gone, you normally
9 unload your weapons?

10 MR. BLACKWELL: Yeah, I unload them, I never
11 leave anything in the chamber and that rifle
12 normally never has any bullets at all in it.

13 MR. WILLIAMSON: How many more were you
14 thinking about asking him?

15 MS. HARVEY: I'm just -- it's hard to say.

16 MR. WILLIAMSON: Okay. Let me talk to him for
17 a second.

18 MS. HARVEY: Okay.

19 (After a brief interruption, the
20 proceedings were resumed as
21 follows:)

22 (Inaudible discussion between Ms.
23 Harvey and Officer.)

24 MR. WILLIAMSON: All right. That's about all

1 I really wanted to do as shaken as he is.

2 Obviously, he wants to cooperate and he'd like to
3 make a statement, but --

4 MS. HARVEY: We're just trying to figure out
5 where the gun shot went through the window.

6 MR. WILLIAMSON: Right.

7 MS. HARVEY: I mean, obviously, and I think
8 I -- and please correct me if I'm wrong, because I
9 want to make sure I understand, you're getting it
10 out of the case, you're standing in front of the
11 window at that point.

12 MR. BLACKWELL: I come around -- I got it out,
13 I come around the bed -- you said you've been in my
14 bedroom before.

15 MS. HARVEY: Yeah, I have.

16 MR. BLACKWELL: I come around the end of my
17 bed and I was just taking it out of the case and it
18 went off.

19 MS. HARVEY: Okay. You have to be facing --
20 do you remember facing the window or no?

21 MR. BLACKWELL: No, I never -- I come around,
22 I was actually going towards the foot -- not the
23 foot, towards the head of my bed --

24 MS. HARVEY: The head of the bed.

1 MR. BLACKWELL: -- because I always step up on
2 the bed and hang the rifle up.

3 OFFICER: Are you right-handed or left-handed?

4 MR. BLACKWELL: I'm right-handed.

5 MS. HARVEY: Right-handed. Okay. So your
6 bed's right here, you come around the bed, it is --
7 this is the rifle, you're getting it out of the bag,
8 the rifle is pointed that way, you're facing this
9 way towards the wall, is that right?

10 MR. WILLIAMSON: Do you remember this? If you
11 don't --

12 MS. HARVEY: Yeah, if you don't remember, it's
13 absolutely fine.

14 MR. BLACKWELL: I don't remember exactly.
15 Like I said, it happened so fast, I was --

16 MS. HARVEY: Like your attorney said --

17 MR. BLACKWELL: -- I just come around the
18 corner of the bed -- I know I come around the bed
19 and the gun went off and I dropped it, I didn't know
20 what happened. Like I said, I thought I shot myself
21 when it went off.

22 MS. HARVEY: I'm sure you did, I'm sure you
23 did.

24 MR. BLACKWELL: When the gun went off, when it

1 actually fired, it went off and I dropped it as soon
2 as it went off, because it actually knocked it out
3 of my hand.

4 MS. HARVEY: Uh-huh. Because you were -- were
5 you holding it properly or no?

6 MR. BLACKWELL: I unzipped the case and was
7 going in to get it out of the case.

8 MS. HARVEY: Okay.

9 MR. BLACKWELL: And like I said, I never keep
10 that rifle loaded.

11 MS. HARVEY: Okay.

12 MR. BLACKWELL: And when I went and pulled it
13 out of the case, it went off.

14 OFFICER: You think the barrel made it
15 completely out of the case?

16 MR. BLACKWELL: Yeah, that's what I told the
17 officer, I think, when I --

18 OFFICER: You think it cleared the case?

19 MR. BLACKWELL: Yeah, because he looked at the
20 end of the case and there wasn't a hole in the end
21 of the case or anything.

22 OFFICER: I seen the case, but I didn't look at
23 it to see if it cleared it or not.

24 MR. BLACKWELL: The officer said there was no

1 hole in the case, that's the first thing he asked,
2 he said did you get it out and I said I think I did,
3 I'm not sure. Like I said, as soon as I went to
4 pull it out of the case, it's one of them slip-in
5 cases --

6 OFFICER: Yeah.

7 MR. BLACKWELL: -- and I pulled it out
8 (inaudible) and when I pulled it out -- you seen
9 it. And when I pulled it out, I just -- when I
10 pulled it out, it went off, and it all happened
11 right there. I'm not sure if I got the (inaudible)
12 of it out, I don't know, the gun went off. Like I
13 said, it knocked it out of my hands and I dropped
14 it and I just -- I was shocked for a minute, I
15 didn't know what had happened, then I realized the
16 gun went off and that's all.

17 MS. HARVEY: Okay. I'm sorry, Anthony. Yeah,
18 we need to -- if you don't mind, you'd already
19 signed this.

20 MR. WILLIAMSON: What they're wanting to do is
21 they want to change the address here to your
22 address, they listed the wrong address, okay?

23 MR. BLACKWELL: Okay.

24 MR. WILLIAMSON: This allows them to go in

1 and search your house, I think they've already done
2 it based on this. Do you have any problems with
3 them --

4 MR. BLACKWELL: No.

5 MR. WILLIAMSON: Do you want to talk to me or
6 ask me anything about it?

7 MR. BLACKWELL: No, I don't have any problems.

8 MR. WILLIAMSON: Okay. You just want to have
9 him initial it?

10 MS. HARVEY: What I would like to do is, yes,
11 exactly. What is your correct address?

12 MR. BLACKWELL: 313.

13 MS. HARVEY: Based upon my understanding from
14 the officers first on the scene, they had verbal
15 consent to enter into the residence. If you would,
16 where I crossed out and wrote 313 in both places, if
17 you would please initial that. And if you would
18 sign it right there.

19 And I know you are obviously upset,
20 and very shaken up right now and that's
21 understandable and I know it's probably hard to
22 remember everything right now. And what I want
23 from you is if you remember anything else, to give
24 me a call or call your attorney to call me, however

1 you want to do it. But as I told you earlier, and
2 as you see, I try to put myself in your shoes,
3 that's what I try to do, I try to put myself in your
4 shoes and figure out what happened. And every piece
5 of information you can give me, no matter how small,
6 helps me do that, because I wasn't there, so I have
7 to hear it from you to kind of figure it out, does
8 that make sense?

9 MR. BLACKWELL: Yes, ma'am.

10 MS. HARVEY: Okay. I want to give you my
11 card.

12 OFFICER: How about a GSL kit (inaudible), just
13 take a Q-tip and wipe your fingers and put it on the
14 thing and you do both hands.

15 MR. WILLIAMSON: They want to test your hands
16 for gun shots. Let me talk to him about it because
17 we haven't discussed anything like that.

18 OFFICER: Yeah, I just thought about it we'll
19 get him to come.

20 MR. WILLIAMSON: Okay.

21 (After a brief interruption, the
22 proceedings were resumed as
23 follows:)

24

1 (Inaudible discussion between Ms.
2 Harvey and Officer.)

3 MR. WILLIAMSON: Yeah, that will be fine.

4 MS. HARVEY: Was anybody else in the room with
5 you?

6 MR. BLACKWELL: No.

7 MS. HARVEY: No, just you? Was anybody else
8 in the house?

9 MR. BLACKWELL: My dad (inaudible).

10 MS. HARVEY: You said he came in after the gun
11 shot?

12 MR. BLACKWELL: Yeah, he heard it go off.

13 MS. HARVEY: You guys have a seat. I mean,
14 he'll do it right now. Want some more to drink?

15 And where did you say you were going,
16 because I know you said you weren't going home, is
17 that right?

18 MR. BLACKWELL: I was going to my grandma's
19 house.

20 MS. HARVEY: Your grandma's house. And where
21 does she live?

22 MR. BLACKWELL: 238 Pine Acres Avenue.

23 MS. HARVEY: Pine Acres Avenue, is that in
24 Chadbourn or White Bull?

1 OFFICER: Is that right across the bridge over
2 there?

3 MR. BLACKWELL: Yeah.

4 MS. HARVEY: Okay.

5 (After a brief interruption, the
6 proceedings were resumed as
7 follows:)

8 MR. WILLIAMSON: So you're stationed full time
9 out of --

10 MS. HARVEY: I work Columbus and Brunswick are
11 my two counties, but I have an office up at Columbus
12 County Sheriff's Office. I'm down here pretty
13 regularly.

14 MR. WILLIAMSON: Are you the only one out
15 there?

16 MS. HARVEY: I'm the only criminal agent,
17 yeah.

18 How many times did the gun fire?

19 MR. BLACKWELL: I think one, pretty sure it was
20 just one. Like I said, when it went off, I dropped
21 it.

22 MS. HARVEY: And it didn't fire again when it
23 hit the floor? Which I've never actually seen that
24 happen, but I've heard it can happen.

1 MR. BLACKWELL: No.

2 MS. HARVEY: Do you know your neighbors?

3 MR. BLACKWELL: No, never met them, I don't
4 know who they are, I have no idea.

5 MS. HARVEY: The Chief was saying he doesn't
6 think anybody lived at 313, have you been there
7 long?

8 MR. BLACKWELL: No, we haven't stayed there
9 very long. Might have been there six months, I
10 don't think it's been that long.

11 OFFICER: Let's see your left palm.

12 MR. BLACKWELL: Left?

13 OFFICER: Yeah.

14 MR. BLACKWELL: You going to wipe my hand now
15 or you going to do something else?

16 OFFICER: (Inaudible).

17 MR. WILLIAMSON: Let him finish, so we'll get
18 this done.

19 MS. HARVEY: It's not bad to wash off, it's
20 not like fingerprint powder which is impossible to
21 get rid of. Did you wash your hands after you used
22 the bathroom?

23 MR. BLACKWELL: Yeah, I used the bathroom
24 twice --

1 MS. HARVEY: Okay.

2 MR. BLACKWELL: -- since I been here, I'll wash
3 my hand a third time.

4 OFFICER: Yeah, I thought so.

5 MS. HARVEY: I was thinking about it, too, when
6 you were doing it.

7 MR. BLACKWELL: Washed them twice.

8 OFFICER: Police department's probably a dirty
9 place. When I first started working at the DA's
10 office, that's when the hand sanitizer first started
11 coming up, and I used it far too much, I ended up
12 getting sick after I washed my hands too much.

13 MS. HARVEY: Really? I have never -- you used
14 it that much?

15 OFFICER: I don't know if that was the cause
16 of it, but I suspect that it killed all the good
17 germs.

18 MS. HARVEY: I don't have it, I know every cop
19 I know has hand sanitizer right there and I have
20 mine in my car.

21 OFFICER: In my console, on my desk.

22 MS. HARVEY: Yeah, I have it everywhere.

23 OFFICER: Quite a bit.

24 MS. HARVEY: Love using hand sanitizer.

1 OFFICER: Let's see your right palm.

2 MS. HARVEY: Other than your handgun and the
3 rifle, are there any other guns in the house that
4 the police didn't take?

5 MR. BLACKWELL: Not that I know of.

6 MS. HARVEY: Okay.

7 MR. BLACKWELL: I don't have anymore.

8 MS. HARVEY: At your grandma's house, are there
9 any guns?

10 MR. BLACKWELL: Not that I know of.

11 MS. HARVEY: Okay.

12 OFFICER: The back of it.

13 MS. HARVEY: The reason I ask is I appreciate
14 how cooperative you've been with us, you've been
15 very cooperative and I can tell just from talking
16 to you how upset you are, you're not thinking about
17 hurting yourself, are you?

18 MR. BLACKWELL: I wouldn't hurt anybody else.

19 MS. HARVEY: I know, but just if you do ever
20 feel really, really bad about it, I want you to call
21 somebody and get some help, okay? Because I can
22 tell how upset you are and I need to make sure
23 you're okay, because I'm as concerned about you as
24 everybody else, all right? So you call -- you've

1 got a very loving family out there, so you make
2 sure you talk to them, okay?

3 OFFICER: (Inaudible).

4 MS. HARVEY: Well, content will collect that.

5 OFFICER: No, I think you've got it.

6 MS. HARVEY: Well, yeah, if it's still in the
7 gun.

8 MR. WILLIAMSON: You don't need him for that,
9 do you?

10 MS. HARVEY: No, no, no. Do we have to -- is
11 there one more that we have to do?

12 OFFICER: Patient's name if known, they
13 (inaudible).

14 MS. HARVEY: Do you want to watch him fill it
15 up to make sure it's all good to go?

16 MR. WILLIAMSON: Sure.

17 MS. HARVEY: Since you're here.

18 MR. WILLIAMSON: What is this --

19 OFFICER: There's for the cartridge.

20 MR. WILLIAMSON: And this one?

21 MS. HARVEY: I think you're good.

22 OFFICER: That's the probe -- nobody's
23 (inaudible).

24 MR. WILLIAMSON: Okay.

1 MS. HARVEY: It's a control sample to go
2 through the --

3 OFFICER: I think we might have it.

4 MS. HARVEY: Yeah. Well, we have it, that's
5 the important thing, so we'll package it up. Do you
6 have any questions for me, Anthony?

7 MR. BLACKWELL: No.

8 MS. HARVEY: Okay.

9 MR. WILLIAMSON: Go home and get some sleep,
10 watch some TV.

11 OFFICER: What is our case number? I'll find
12 out.

13 MS. HARVEY: It's not on here.

14 MR. WILLIAMSON: If you want to go wash your
15 hands while they're doing this maybe.

16 MS. HARVEY: All right. Interview ended at
17 2:27 p.m.

18 * * * * *

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