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3 IN RE: GRAND JURY) GRAND JURY

4 INVESTIGATION) NO. 25 GJ 994

5

6 BEFORE THE FEDERAL GRAND JURY

7 (SPECIAL JUNE 2024 - GRAND JURY)

8

9 October 23rd, 2025 - Thursday

10 2:29 P.M.

11

12 PRESENT:

13 THE HONORABLE ANDREW S. BOUTROS,

14 United States Attorney

15 219 South Dearborn Street

16 Chicago, Illinois 60604

17 BY: MS. SHERI MECKLENBURG (i)

18 (Under Seal)

19 MR. MATTHEW SKIBA

20 Assistant United States Attorneys.

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1 (The Grand Jury, having
2 reconvened at 2:29 p.m.
3 on the 23rd day of September
4 2025, pursuant to adjournment,
5 met in closed session and
6 the following is an excerpt of
7 the proceedings had herein.)

8 MS. MECKLENBURG: Good afternoon.

9 Sheri Mecklenburg and Matthew Skiba.

10 We are back on 25 GJ 994.

11 THE COURT REPORTER: Is it possible
12 for you to speak in the microphone?

13 MS. MECKLENBURG: Can I use your --

14 MADAM FOREPERSON: You sure can.

15 MS. MECKLENBURG: Okay. And I will
16 sit down in a minute, but I have some things
17 that I want to say first.

18 25 GJ 994, we are back on that.

19 A couple of things: I want to remind you that
20 we're at the accusatory stage. People will have
21 defense- -- may have defenses to charges, in
22 which case it all comes out at the -- in the
23 district court, not in the Grand Jury.

24 I'm not going to ask you today
25 if you can keep an open mind and deliberate

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1 fairly and apply the law to these facts.
2 Instead, I'd like you all to stay and hear our
3 evidence and our -- our law and our testimony.
4 I'm bringing back Professor Skiba, who last time
5 did a great job. But we're going to start over,
6 because some people weren't here, and I think it
7 was valuable to learn the law.

8 So I'm not going to ask you
9 whether you can or can't. What I am going to
10 ask is that you're all here. You all stay. You
11 all listen, and then when your -- it is your
12 time to deliberate, that you be honest with your
13 fellow Grand Jurors. If you still feel like you
14 are operating from feelings that prevent you
15 from deliberating fairly with your fellow
16 Grand Jurors and from applying the facts -- the
17 law to the facts here, then tell your fellow
18 Grand Jurors that you can't deliberate.

19 So I'm going to leave that to
20 you. Before we start, I have to do a *mia culpa*,

21 because I'm the one who knows the rules, and I
22 did something today that I'm not supposed to do.
23 I had conversations with two Grand Jurors
24 outside of the Grand Jury room. So I need to
25 put it on the record.

4

1 And for those Grand Jurors, I'm
2 not naming you. You can either confirm, deny,
3 or speak up. I don't care. But I'm just going
4 to tell you, you didn't do anything wrong. I'm
5 the one who knows the rules. But it's very hard
6 when someone talks to you, who you know, to not
7 talk back to them.

8 So the first one was one of the
9 Grand Jurors and I ran into each other in the
10 elevator. This Grand Juror -- I am going to
11 summarize to the best that I can. The
12 Grand Juror apologized to me from last week, and
13 I told the Grand Juror that I accepted his
14 apology. I wasn't mad. I understand people
15 have feelings. The Grand Juror said at that
16 time that he did have feelings, and he's sure
17 that he's right, but he shouldn't have walked

18 out the way he did. So that was one
19 conversation.

20 And then I had another very
21 brief conversation. I was up here and
22 somebody -- one of the Grand Jurors said to me
23 something about last week. And he said, "I'm
24 sorry. I under- -- I can apply the facts to the
25 law. I understand that people have feelings,

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1 but we have to apply the facts to the law."

2 And I said, "That's true.
3 That's exactly what we're asking you to do,"
4 something like that, to the best of my
5 recollection.

6 So I am -- it's on the record.
7 I won't do that again. If I see you and I
8 don't -- and I just say, "Hello, how's the
9 weather," you will understand it's nothing
10 personal.

11 And other than that, I'm going
12 to -- we're going to do two things today. We're
13 going to start over with the law with Professor
14 Skiba and then we're going to call in [REDACTED]

15 ██████ and we're going to start over with his
16 testimony so that you can all hear him, see him,
17 assess him. Thank you.

18 MR. SKIBA: All right. Good
19 afternoon, everybody. For -- for some of you,
20 this is going to be a review from last week.
21 For others, this may be a little new. So part
22 of what we wanted to do after the first session
23 is to spend a little bit more time with the law.

24 These are complex statutes
25 written by Congress. So one of the things that

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1 we wanted to do -- to do is to break down the --
2 the two statutes that we are presenting to you
3 today to talk about what are our -- what are
4 elements and what are irrelevant considerations.
5 We also -- based on some of the questioning in
6 the first ses- -- session, we actually wrote
7 down some answers to your questions from the
8 first session, which, again, gets to what is and
9 what is not at issue with the elements that we
10 are talking about.

11 So I am first going to present

12 the felony charge, and that is 18 United States
13 Code, Section 372. And this statute is called
14 "conspiracy to impede or injure an officer."
15 And so we have the entire statutory text here.
16 It is pretty lengthy, but I wanted to go through
17 the elements that I have written down here to --
18 to kind of break it down piece by piece.

19 So the first element is that --
20 that two or more people need to conspire. And
21 then to establish probable cause we need to
22 establish one of the following: The first is to
23 prevent by force, intimidation, or threat the
24 officer from discharging his duties. I am going
25 to talk in a little bit about what force,

7

1 intimidation, or threat means.

2 The second alternative is to
3 injure an officer of the United States or his
4 property on account of his lawful discharge of
5 the duties of his office or while engaged in the
6 lawful discharge of his duties.

7 So I know in the first session
8 there was some question of "Well, Agent A was on

9 his way to work. Does that matter under these
10 statutes?" So for the 3- -- this 372 charge,
11 the answer is clearly no, because under the
12 second alternative requirement, the injury to
13 the officer or his property must either be on
14 account of or because of the lawful discharge of
15 his duties or while engaged in the lawful
16 discharge of his duties.

17 So for this -- this alternative
18 here, it's irrelevant whether he was actively
19 working at the time or was -- he was on his way
20 to work. And we'll talk a little bit more about
21 what the Section 111 question, whether it's
22 relevant that he was on his way to work in a
23 little bit. And the last alternative here is --
24 and again, this is an "or" -- to injure the
25 property of an officer of the United States, so

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1 as to molest, interrupt, hinder, or impede him
2 in the discharge of his official duties.

3 So as I mentioned, I'm going to
4 break down some of these requirements in further
5 depth, but does anybody have any questions about

6 these elements under Section 372?

7 (No response.)

8 MR. SKIBA: Okay.

9 Oh, yes, ma'am.

10 GRAND JUROR: Can you talk a little
11 bit about what it means to conspire?

12 MR. SKIBA: Absolutely. You read my
13 mind.

14 Under this -- the next sheet
15 that I have for you is "What is a conspiracy?"
16 And so it -- and this is coming from the Seventh
17 Circuit's instructions.

18 A conspiracy is an express --

19 MS. MECKLENBURG: And just so you
20 know, we are in the Seventh Circuit.

21 MR. SKIBA: Yep.

22 MS. MECKLENBURG: That's who g- --
23 governs our law.

24 MR. SKIBA: So a conspiracy -- and
25 this is a direct quote. "A conspiracy is an

9

1 express or implied agreement between two or more
2 persons to commit a crime."

3 So I underlined here "express
4 and implied." So an express agreement is
5 you walking up to somebody and say [sic], "Let's
6 do this." An implied agreement between two or
7 more people does not need an express agreement.

8 And this next bullet point here
9 I think really gets at another question that
10 you-all had in the first section is, do you need
11 to do any advanced planning? And the answer is
12 no. A conspiracy can be based on the
13 spontaneous actions, plus the overt acts of the
14 co-conspirators. And once there is a
15 conspiracy, then each person is accountable for
16 the foreseeable actions of his co-conspirators.

17 MS. MECKLENBURG: Let me just add
18 something. And that is that when I was doing
19 drug cases, sometimes the co-conspirators didn't
20 even know each other. They knew there were
21 other people in their conspiracy working on the
22 drug sales, but they didn't necessarily know
23 each other, and they don't have to know each
24 other.

25 Here it looks like some of the

1 potential defendants do know each other, but
2 that's not the issue, that they met ahead of
3 time and were all introduced and knew each other
4 and went out and said, "Let's do this."

5 MR. SKIBA: Does anybody have any
6 other questions about the elements?

7 (No response.)

8 MR. SKIBA: Okay. Seeing --

9 MS. MECKLENBURG: Did that help?

10 GRAND JUROR: Yes.

11 MS. MECKLENBURG: Okay.

12 MR. SKIBA: Seeing none.

13 And so we went over this last
14 week. But this -- I think this quote from this
15 case in New Jersey, I think, really hits -- it
16 makes a very straightforward point. And this is
17 a -- a direct quote from the case. "Section 372
18 is straightforward. It prohibits individuals
19 from conspiring to keep government employees
20 from doing their job."

21 And that's precisely what
22 happened here. As you-all will hear in a little
23 bit from Agent A, Agent A is a government
24 employee. And based on the video footage that
25 we've reviewed a couple of times, it's clear

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1 that the -- the co-conspirators here
2 prohibited -- excuse me. They -- it -- the --
3 these individuals conspired to keep Agent A from
4 doing his job.

5 And so un- -- under this case
6 from -- excuse me -- the District of Nevada --
7 again, it's a straightforward statute --
8 prohibits individuals from conspiring to keep
9 government employees from doing their jobs.

10 Another question on the -- the
11 elements is, what is force, intimidation, or
12 threat? Well, you only need to prove one, but
13 we think all three are satisfied here. Now,
14 I -- I pulled a couple of quotes from a case out
15 of the Western District of Texas. This is a
16 civil statute, but it is a civil statute that is
17 mirrored exactly in relevant part like the 372
18 statute that we're presenting here.

19 And so a really great quote
20 from this case is -- and, again, quote -- "the
21 most commonly understood dictionary definition
22 of 'intimidate' is to place a person in fear."
23 And as you-all will hear in a little bit, Agent
24 A was placed in fear by the actions of the

25 co-conspirators here based on the actions of

12

1 surrounding his car and preventing him from
2 going forward.

3 Another quote from this case
4 that I think is pretty telling here is
5 surrounding a bus with about 100 cars in the
6 interstate and attempting to block and control
7 its movements by physically blocking it with
8 their vehicles and driving dangerously could
9 reasonably constitute force.

10 Now, I want to stop here and
11 tell you that that is not what happened here.
12 We are not saying that 100 cars surrounded
13 Agent A. But the point is -- and the reason why
14 we have this quote up -- is that the
15 co-conspirators here, both the individuals named
16 in the indictment and the other individuals in
17 the video, surrounded and physically blocked
18 Agent A's vehicle and tried to prevent it from
19 going forward and going -- to prevent it from
20 going into the Broadview facility.

21 Does anybody have any questions

22 about this sheet of paper?

23 (No response.)

24 MR. SKIBA: Okay. Seeing none.

25 And here is just a summary

13

1 of -- again, the question is, is there probable
2 cause that the facts meet the law here? And
3 we'll walk through this, but I think the answer
4 we posit is yes.

5 So here there was a conspiracy
6 implied by the conduct. The individuals you saw
7 in the video surrounded the car of Agent A.
8 They were banging on his car and windows. Some
9 were scratching his car. Several of them moved
10 to the front of their -- Agent A's car together
11 to try to block it.

12 And each person we included in
13 the indictment engaged in conduct that they used
14 force and intimidation and threats that directly
15 hindered or impeded Agent A and prevented him
16 from moving his government-issued vehicle
17 towards the Broadview facility.

18 So Michael Rabbit -- you saw

19 from the video -- hung onto the passenger's
20 side. He pushed and banged on the side of the
21 vehicle. Again, I'm not a car expert, but I
22 believe -- I believe you heard the testifying
23 agent a couple weeks ago. The thing that he was
24 hanging on was the A-frame of the vehicle. Kat
25 Abughazaleh placed herself in the front of the

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1 vehicle. She pushed on the front of the vehicle
2 with her hands and her body to prevent it from
3 continuing.

4 Cat Sharp was more or less
5 right next to her. Also placed herself on the
6 front of the vehicle, also pushed on the front
7 of the vehicle with her hands on the body to
8 prevent the -- the car from going forward.

9 Brian Straw, he moved through
10 the crowd to the front of the vehicle, and he
11 pushed up against the vehicle with his hands and
12 leveraged his body, like the others, to prevent
13 the car from continuing forward.

14 MS. MECKLENBURG: And just to remind
15 you, Brian Straw is the one who had the orange

16 hat, and you saw him making his way to the car.

17 You have a question.

18 GRAND JUROR: Yeah, just a quick
19 question.

20 MS. MECKLENBURG: Yeah.

21 GRAND JUROR: Are you going to show
22 the video again? Because --

23 MS. MECKLENBURG: Yeah. We will do
24 that, yeah.

25 GRAND JUROR: Okay. Because the

15

1 notes I have written down don't 100 percent
2 match up with that. That's why I just wanted --

3 MS. MECKLENBURG: Okay. Yeah. No.
4 We will show it to you.

5 GRAND JUROR: -- an opportunity to
6 view it again --

7 MS. MECKLENBURG: Absolutely.

8 MR. SKIBA: Certainly.

9 GRAND JUROR: -- to make sure I
10 didn't make a mistake.

11 MR. SKIBA: And then -- so Andre
12 Martin was close to -- close in proximity to Kat

13 Abughazaleh and Cat Sharp. He had placed
14 himself in the front of the vehicle. He pushed
15 on it with his hands and -- hands and his body
16 to prevent the vehicle from continuing.

17 And, finally, Joselyn Walsh --
18 excuse me -- Joselyn Walsh wrapped her arm
19 around the driver's side mirror to prevent the
20 vehicle from continuing. This was the -- the
21 individual who had the guitar in the video.

22 And then each person -- again
23 named here -- they were pushing on the vehicle
24 to hin- -- hinder and impede it, not to protect
25 themselves from being hit. And as you will

16

1 recall from the video, there were chants
2 surrounding Agent A's duties.

3 Some were yelling, "Get a real
4 job." I believe some were yelling, "Fuck this
5 pig." Pardon my language. So it's clear that
6 they -- they knew that he was related to ICE,
7 and they had surrounded his vehicle because of
8 his -- his role related to the Broadview
9 facility.

10 Does anybody have any questions
11 here before I turn to the other statute? And
12 then at the end, there's some other
13 miscellaneous Q & A for both of these statutes
14 that we will go over in just a second.

15 MS. MECKLENBURG: And then we'll
16 watch the video. Then, we'll have the
17 testimony.

18 MR. SKIBA: Yeah.

19 (No response.)

20 MR. SKIBA: Okay. Seeing none.

21 About 372, I am going to turn
22 to Section -- this is the misdemeanor count.
23 This is 18 United States Code, Section 111. And
24 this statute is called "assaulting, resisting,
25 or impeding certain officers or employees."

17

1 This is a shorter statute. In relevant parts,
2 I'll just read it to you.

3 This applies to whomever
4 forcibly assaults, resists, opposes, impedes,
5 intimidates, or interferes with any personnel
6 designated in Section 111- -- excuse me --

7 1114 [sic] -- that's a law enforcement
8 officer -- of this title while engaged in or on
9 account of the performance of the official
10 duties.

11 So breaking that -- this down
12 further, first, you need to find that there was
13 a forcible -- so the -- the term "forcible"
14 applies to each of these verbs that follow. So
15 forcibly assaults, resists, opposes, impedes,
16 intimidates, or interferes. And there needs to
17 be a federal officer.

18 And, finally, again, in
19 relevant part, the actions were done while the
20 officer was engaged in or was on account of the
21 performance of his official duties. So the --
22 again, the question under this statute -- one of
23 the questions is, does it matter that he was on
24 his way to work?

25 And the answer to -- under this

18

1 statute is no for two reasons. The first reason
2 is just as a legal question, the statute
3 requires that he be either engaged in his

4 official duties or that the incident be on
5 account of his official duties.

6 So, again, what that means is
7 he doesn't actually need to be engaged in his
8 official duties so long as the incident was on
9 account of or because of his official duties.
10 But the more fundamental point here is just as a
11 factual matter. As you will hear from Agent A,
12 Agent A was duty-bound to protect his vehicle.
13 It was a government-issued vehicle. He is only
14 able to use it for work-related purposes.

15 So he can't go to the movies
16 using his government-issued car. He can't go
17 out to dinner with his wife in his
18 government-issued car. No. He is only able to
19 do government -- government-sanctioned
20 activities while in that government-issued
21 vehicle. And as you will also hear is -- he was
22 duty-bound to ensure that nothing bad happened
23 to that vehicle.

24 Another question that was posed
25 the last few times is, did Agent A need to be

1 assaulted? And the answer to that question is
2 also no, because Section 111 also applies --
3 applies to those who forcibly resist, oppose,
4 impede, or intimidate an officer, again, while
5 engaged in or on account of the performance of
6 his official duties. And as the video shows,
7 you know, these -- not only were these verbs
8 met, but Agent A was both engaged in his
9 official duties, and this incident was on
10 account of the performance of his official
11 duties.

12 And, finally, the last question
13 under this statute that we have down -- and,
14 again, we will have a few other questions and
15 answers for you in just a minute -- what does
16 the term "forcible" mean? And, again, this is
17 also from the Seventh Circuit's pattern jury
18 instructions. We are in the Seventh Circuit.

19 "Forcible" means by use of
20 force. Physical force is sufficient, but actual
21 physical contact is not required. So a person
22 also acts forcibly if he threatens, attempts to
23 inflict bodily harm upon another with a present
24 ability to inflict bodily harm.

25 And, again, this is a -- a

1 quote from the comments. "Direct contact is not
2 required so long as the conduct places the
3 officer in fear for his life or safety." And as
4 you will hear in a little bit, Agent A was in
5 fear for his life or -- excuse me -- his life or
6 safety.

7 Does anybody have any questions
8 about Section 111?

9 (No response.)

10 MR. SKIBA: Okay. Seeing none.

11 And, finally, just on the law
12 piece, we will -- we'll conclude with some just
13 -- these are just miscellaneous questions
14 that -- that a few of you asked related to both
15 statutes.

16 So the first question is, what
17 is Agent A's duty? Shouldn't he have stopped
18 his vehicle?

19 And so the answer to that is --
20 there is several-fold answers to that. So
21 neither statute we are presenting today requires
22 that he have stopped his vehicle. So it's an
23 irrelevant question. This is not a personal
24 injury case where the question is who is more at
25 fault.

1 But the -- the more fundamental
2 point is even if he had stopped his vehicle
3 entirely, they still -- the co-conspirators
4 still would have been hindering and impeding him
5 from driving forward. He also did not -- and
6 this is true for both statutes. He didn't have
7 a duty to retreat once these individuals
8 surrounded his car and were preventing him from
9 going forward.

10 You will also hear from -- from
11 Agent A -- and he had mentioned this last week.
12 I am sure he will mention it today. The thing
13 that was going through his head is he was scared
14 to be a sitting duck at that point. He was
15 worried that if he had stopped his -- his car
16 entirely, he was going to be pulled out of his
17 vehicle. The glass would have been broken, and
18 he would have been subject to more harm if he
19 had just stopped entirely.

20 And so that's why -- again, in
21 the interest of not hitting anybody -- to try to
22 inch forward as slowly as he could -- as slowly

23 but as surely as he could so that he can get to
24 safety at the Broadview -- Broadview facility.

25 Another question is, what about

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1 the other witnesses? There is a -- a truck
2 driver. There was local police in the area.
3 Why aren't we hearing from them?

4 The -- the answer to that is
5 this is a probable cause determination. The
6 video itself is as plain as day on whether
7 the -- there is probable cause to establish that
8 the evidence marries up to the law here. So we
9 don't need to in the Grand Jury present every
10 conceivable witness that may have been there
11 that day.

12 Another question was, what
13 about the other individuals surrounding the car?
14 Again, that's also irrelevant to the task today,
15 which is just to determine whether there is
16 probable cause to charge the six individuals
17 that we had named in the indictment.

18 And then, finally -- and then I
19 will get to the video in just a moment -- can

20 the government charge the misdemeanors without
21 the Grand Jury?

22 And the answer to that is we
23 are seeking a felony and so we cannot charge the
24 Section 111 misdemeanor -- if we are seeking a
25 felony on the 372 charge, we can't bifurcate

23

1 that. So we ask that you return a true bill on
2 each count, including the Section 111
3 misdemeanor count.

4 And so you have to consider the
5 evidence and whether there is probable cause,
6 considering the elements for each charge.

7 Yes, sir.

8 GRAND JUROR: That -- I am confused a
9 little bit by that. I was under the impression
10 or my understanding that you don't need to seek
11 an indictment for a misdemeanor.

12 And am I completely mistaken on
13 that?

14 MS. MECKLENBURG: If you are only
15 charging that misdemeanor. But you can't have
16 two cases against people. You can't seek a

17 felony charge and then separately bring -- you
18 can't bring misdemeanors and seek a felony
19 charge. So you can't have two cases.

20 GRAND JUROR: Right. But then --

21 MS. MECKLENBURG: Given that the
22 government has chosen to seek a felony, they
23 also have to ask you for the misdemeanor. We
24 also have to ask you for the misdemeanor, so --

25 GRAND JUROR: But in this case, the

24

1 felony is conspiracy.

2 And then the misdemeanor, isn't
3 that a different charge?

4 MS. MECKLENBURG: Always. Yeah.
5 They are different charges.

6 GRAND JUROR: Yeah.

7 MS. MECKLENBURG: But you can't bring
8 them separately. You can't have two cases
9 against somebody. That wouldn't be fair to
10 them, to defend themselves in two courtrooms.

11 Am I not answering your
12 question?

13 GRAND JUROR: Yeah. I guess I'm --

14 MS. MECKLENBURG: Okay.

15 GRAND JUROR: -- I'm still a little
16 bit -- understanding if he -- for the moment, if
17 you were to not charge a felony conspiracy
18 charge, could you -- couldn't you still charge
19 that with a misdemeanor charge?

20 MS. MECKLENBURG: Could we charge the
21 conspiracy with the misdemeanor?

22 GRAND JUROR: No, not the --

23 MS. MECKLENBURG: Could we charge the
24 111 misdemeanors --

25 GRAND JUROR: Yeah.

25

1 MS. MECKLENBURG: -- if we decided
2 strategically that we were not going to bring
3 any felony?

4 We have the authority under the
5 law to bring misdemeanors without a Grand Jury,
6 but that should not affect your decision as to
7 whether we have proven probable cause for each
8 of these.

9 GRAND JUROR: Yeah.

10 MS. MECKLENBURG: You still have to

11 consider each. We have chosen to present this
12 to you with a felony, and so you still have to
13 consider each of these. You can't say, "You can
14 do it without."

15 GRAND JUROR: Okay.

16 MS. MECKLENBURG: Does that answer
17 your question a little better? You still look
18 like you are not so sure.

19 Matt, do you want to give it a
20 shot? Maybe you --

21 MR. SKIBA: Yeah. I was going to
22 say, so, again, the question for these charges
23 is probable cause.

24 GRAND JUROR: Yeah.

25 MR. SKIBA: So the question of, you

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1 know, which charges we -- you know, again to
2 Sheri's point -- we are strategically
3 considering bringing, that's sort of outside the
4 purview or outside the scope of the question of
5 probable cause.

6 Because we are presenting both
7 a felony and a misdemeanor, we have to present

8 both to you today. So I think what you are
9 asking about is if you were only bringing a
10 misdemeanor, can't you just do that on your own?
11 I think that the point is, that's not what we
12 are doing. We are presenting both a felony and
13 a misdemeanor. And we can't, like, pick and
14 choose what we are going to do. We can't only
15 present the felony to you and then try to charge
16 it as a misdemeanor ourselves.

17 We are presenting both to you.
18 And, again, the question is --

19 GRAND JUROR: Yeah. I think I get
20 that, that you -- the fact that you intend to do
21 it all, but --

22 MS. MECKLENBURG: Whether we can do
23 it on our -- we can do misdemeanors on our own
24 should not affect your decision as to whether
25 there is probable cause for each of these

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1 counts.

2 Does that make any sense to
3 you?

4 GRAND JUROR: Yeah, I think so.

5 Well, it's just the one conspiracy count. I
6 mean, the misdemeanor --

7 MS. MECKLENBURG: We want you to also
8 consider each of the misdemeanors with it.

9 GRAND JUROR: Right. Okay.

10 MS. MECKLENBURG: Yeah. We're
11 presenting it all to you.

12 GRAND JUROR: Yeah. I get that, but
13 the --

14 MS. MECKLENBURG: Yes.

15 GRAND JUROR: Okay.

16 MS. MECKLENBURG: Your consideration
17 should not be in assessing a -- an indictment,
18 "Well, they could bring this charge without us.
19 So we don't need to consider probable cause on
20 that." That shouldn't be one of your
21 considerations.

22 GRAND JUROR: Yeah, I understand
23 that.

24 MR. SKIBA: Just said differently, if
25 you as a Grand Jury were to find probable cause

2 misdemeanor, it's not -- it's no answer to say
3 like, "Well, we don't need to" -- we could just
4 let them do the misdemeanor. If there is
5 probable cause, there is probable cause no
6 matter how the case is charged.

7 Any other questions about the
8 law before we turn back to the video?

9 (No response.)

10 MR. SKIBA: Okay. Seeing none.

11 Just bear with me on the
12 technology.

13 MS. MECKLENBURG: Matt, do you feel
14 comfortable doing the video?

15 MR. SKIBA: Yeah, I do.

16 MS. MECKLENBURG: Okay. I'm just
17 here to help you.

18 MR. SKIBA: No worries.

19 MS. MECKLENBURG: You're the boss.

20 MR. SKIBA: Unless you want to do it.

21 MS. MECKLENBURG: No, no. You do it.

22 MR. SKIBA: All right. So --

23 MS. MECKLENBURG: But stop it, if you
24 can, for --

25 MR. SKIBA: Yeah.

1 MS. MECKLENBURG: -- each one of them
2 so that they can get an idea.

3 MR. SKIBA: So just as a reminder --
4 so there is two videos here. I am happy to play
5 it. I am happy to pause, and I will -- I will
6 try to point out each of these individuals. It
7 may require that I rewind a little bit. So bear
8 with me there.

9 So here is the first video.

10 MS. MECKLENBURG: Is this the
11 driver's side?

12 MR. SKIBA: This is driver's side
13 front, yep.

14 MS. MECKLENBURG: Okay.

15 MR. SKIBA: Okay. So there is going
16 to be a few people right off the bat. So I am
17 probably just going to pause it right off the
18 bat, but they we'll -- I am just going to play
19 the whole video in its entirety just to remind
20 folks what happened here. Okay.

21 (Whereupon, a video was played
22 on the screen for the Grand
23 Jurors.)

24 MR. SKIBA: So we have three
25 individuals already here. This woman in

1 front -- she is blonde in pigtails -- is Kat
2 Abughazaleh. Standing right next to her right
3 to her right is Andre Martin. And the
4 red-headed woman who is just behind Kat
5 Abughazaleh -- this is on her -- to her left is
6 Catherine Sharp.

7 (Whereupon, a video was played
8 on the screen for the Grand
9 Jurors.)

10 MR. SKIBA: And right here who just
11 got hit with what looks like Scooby Doo is
12 Jocelyn Walsh. She is the woman who is wearing
13 a leather jacket. She's got a guitar, and it
14 looks like she's hanging off the -- the driver's
15 side mirror here. And I'm going to -- just
16 going to play this.

17 (Whereupon, a video was played
18 on the screen for the Grand
19 Jurors.)

20 MR. SKIBA: And just to pause one --
21 one second here.

22 As you could hear in the video,
23 what they're saying is "Down, down with

24 deportation." So it's clear that these
25 individuals know that Agent A is affiliated with

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1 ICE.

2 (Whereupon, a video was played
3 on the screen for the Grand
4 Jurors.)

5 MR. SKIBA: They are also saying --
6 you could hear a -- "Quit your job."

7 (Whereupon, a video was played
8 on the screen for the Grand
9 Jurors.)

10 MR. SKIBA: Okay. Does anybody need
11 to see this video? Do you want me to rewind?

12 MADAM FOREPERSON: Can you just play
13 it one time without --

14 MR. SKIBA: Sure.

15 MS. MECKLENBURG: Without stopping?

16 MR. SKIBA: Yep.

17 MADAM FOREPERSON: Thank you.

18 GRAND JUROR: Yeah. Could you let it
19 go --

20 MR. SKIBA: I'm sorry?

21 GRAND JUROR: Could you led it go all
22 the way to the end?
23 MR. SKIBA: Yeah, absolutely.
24 GRAND JUROR: Thank you.
25 MR. SKIBA: Okay.

32

1 (Whereupon, a video was played
2 on the screen for the Grand
3 Jurors.)
4 MR. SKIBA: Okay.
5 MS. MECKLENBURG: And one thing I
6 hope you were able to notice was that they
7 weren't trapped there where they couldn't get
8 away. There was plenty of room to move off to
9 the sides and get out of the way.
10 MR. SKIBA: We will play the other
11 video in a second, but does anybody have any
12 initial questions before I play it?
13 Do you have a --
14 GRAND JUROR: No.
15 MR. SKIBA: Oh, sorry.
16 Okay. I am going to pull up
17 the second video. Just bear with me one moment.

18 MS. MECKLENBURG: Let'S do it with
19 stopping, and then we'll play it all the way
20 through.

21 MR. SKIBA: Yeah. I will do that.

22 MS. MECKLENBURG: Thank you.

23 MR. SKIBA: Okay. In fact, right
24 here let me just point out, again, you can see
25 Kat Abughazaleh before I even play the video.

33

1 And this is Andre Martin, again, right next to
2 her.

3 (Whereupon, a video was played
4 on the screen for the Grand
5 Jurors.)

6 MS. MECKLENBURG: And Cat Sharp
7 also --

8 MR. SKIBA: Yeah.

9 MS. MECKLENBURG: -- right back
10 there.

11 MR. SKIBA: The red-headed woman
12 right behind Kat Abughazaleh.

13 (Whereupon, a video was played
14 on the screen for the Grand

15 Jurors.)
16 MS. MECKLENBURG: There is -- yeah.
17 MR. SKIBA: Yeah.
18 And here -- I am going to make
19 sure I get his first name correct. But I am
20 just going to call him Mr. Rabbitt. He is the
21 individual -- he has got these sunglasses on his
22 head. They're -- it looks like they are blue
23 tinted. He has got this -- it looks like a
24 black sleeve, and he is hanging onto what the
25 agent a few weeks ago called the A-frame.

34

1 (Whereupon, a video was played
2 on the screen for the Grand
3 Jurors.)
4 MS. MECKLENBURG: And he moved up to
5 the car in this video. You can see that he
6 moved through and up.
7 THE COURT REPORTER: Sorry? I didn't
8 hear what you said. I'm sorry.
9 MS. MECKLENBURG: He moved up to the
10 car.
11 (Whereupon, a video was played

12 on the screen for the Grand
13 Jurors.)

14 MR. SKIBA: And here's another
15 individual. This is -- and, again, I'm just
16 going to call him by his last name, Mr. Straw.
17 He is -- it looks like an orange hat, black
18 sunglasses, and with a beard here. And there is
19 going to be a better shot of him in a moment.

20 (Whereupon, a video was played
21 on the screen for the Grand
22 Jurors.)

23 MR. SKIBA: And, again, here is
24 Mr. Rabbitt. He has got like a -- again, black
25 sleeves but a gray shirt here and sunglasses.

35

1 (Whereupon, a video was played
2 on the screen for the Grand
3 Jurors.)

4 MR. SKIBA: Yes, sir.

5 GRAND JUROR: I'm just trying to sort
6 of like -- I can see Straw in the red hat.

7 MS. MECKLENBURG: Keep your eyes on
8 him for a few seconds --

9 GRAND JUROR: Yeah. But --

10 MS. MECKLENBURG: -- and then we'll
11 stop it when he gets to the car.

12 GRAND JUROR: -- Michael Rabbitt no
13 longer appears in the frame. And neither Kat --
14 or either Kat appears to be anywhere near the
15 front of the truck again. I'm just wondering
16 about that. So I don't -- I'm struggling to
17 locate them.

18 MS. MECKLENBURG: You -- they don't
19 have -- they can step away. You can do it that
20 -- you can impede for some time, and then you
21 can decide that you're going to stop. That
22 doesn't change the fact that you have impeded
23 for some time. And they could be going -- and
24 we don't know where they are here. They could
25 be going and doing something else to the car or

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1 something else. We just don't know.

2 GRAND JUROR: Okay.

3 MS. MECKLENBURG: So I -- what's --
4 the probable cause comes from when you do see
5 them on the video, not from when you don't.

6 GRAND JUROR: Uh-huh.

7 MS. MECKLENBURG: But keep your eye
8 on Mr. Straw now with the orange cap and see
9 what he does.

10 (Whereupon, a video was played
11 on the screen for the Grand
12 Jurors.)

13 MR. SKIBA: As you can see on
14 Mr. Straw, there is a pretty wide berth that he
15 has, that he could step through this way. He
16 could step through this way. So he is not
17 trapped, by any means.

18 MS. MECKLENBURG: And you can see he
19 pushed his way up and to the car.

20 (Whereupon, a video was played
21 on the screen for the Grand
22 Jurors.)

23 MS. MECKLENBURG: Because he wasn't
24 on the car.

25

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1 (Whereupon, a video was played
2 on the screen for the Grand

3 Jurors.)

4 MS. MECKLENBURG: Just for the
5 record --

6 MR. SKIBA: Yeah. Just for the
7 record, they are saying, "Get to the front. Get
8 to the front."

9 (Whereupon, a video was played
10 on the screen for the Grand
11 Jurors.)

12 MS. MECKLENBURG: And here again is
13 Kat Abughazaleh right here walking back.

14 (Whereupon, a video was played
15 on the screen for the Grand
16 Jurors.)

17 MR. SKIBA: Okay. So I'm happy to
18 start from the top and just -- I will just play
19 this without interrupting.

20 But does anybody -- does
21 anybody have any questions before I do that?

22 MADAM FOREPERSON: So this video is
23 right after the first video you showed us?

24 So that -- which one took
25 place -- the first one that you showed us took

1 place --

2 MS. MECKLENBURG: Same time.

3 MR. SKIBA: Yeah. So this is just a
4 different angle.

5 MADAM FOREPERSON: Okay.

6 MR. SKIBA: Yeah.

7 MS. MECKLENBURG: The first side is
8 the driver's side, and the second side is the
9 passenger's side.

10 MADAM FOREPERSON: Passenger's side.

11 MS. MECKLENBURG: So it's happening
12 at the same time. But keep in mind, people are
13 moving in and out --

14 MADAM FOREPERSON: Yeah.

15 MS. MECKLENBURG: -- which is part of
16 the conspiracy.

17 MADAM FOREPERSON: Right.

18 MR. SKIBA: Okay. Seeing no other
19 questions --

20 I'm sorry, ma'am. Did you have
21 a -- Okay.

22 I'm just going to rewind to the
23 start. I won't interrupt it unless you-all want
24 me to.

25

1 (Whereupon, a video was played
2 on the screen for the Grand
3 Jurors.)

4 MR. SKIBA: Okay. Does anybody have
5 any questions about this video?

6 MS. MECKLENBURG: Can we bring in
7 Agent A? And those of you who were here last
8 week know his real name, and those of you who
9 weren't will hear his real name.

10 (Whereupon, was had the
11 testimony of [REDACTED]
12 which is included under
13 separate cover.)

14 GRAND JUROR: I have a real quick
15 question.

16 MS. MECKLENBURG: Yes.

17 GRAND JUROR: You showed two pictures
18 of the side mirror?

19 MS. MECKLENBURG: Yes.

20 GRAND JUROR: From looking at those
21 right here, are there any pictures other than
22 from their direction?

23 MS. MECKLENBURG: I don't -- I did
24 not see any.

25 GRAND JUROR: Okay.

40

1 MS. MECKLENBURG: Yeah. I didn't see
2 any. But I think they took those pictures to
3 show where it was actually broken.

4 GRAND JUROR: Yeah, I know.

5 MS. MECKLENBURG: Yeah.

6 GRAND JUROR: My concern is that --
7 the paint balls that they -- the pepper balls
8 that --

9 THE COURT REPORTER: Sorry. "My
10 concern was that" -- I didn't hear you.

11 GRAND JUROR: The pepper --

12 GRAND JUROR: That's why I was just
13 wondering if there was any in this particular
14 side of --

15 THE COURT REPORTER: Sorry. It's --
16 sorry. I can't hear you.

17 MS. MECKLENBURG: I think that --

18 GRAND JUROR: I'm sorry. I was -- I
19 was asking if there are any images -- any
20 pictures of the side mirror from the other side,
21 not just the side that shows the -- the window

22 gone, but the other that shows whether it could
23 possibly have impacted --
24 THE COURT REPORTER: I'm sorry. I
25 still can't hear you. I'm sorry.

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1 GRAND JUROR: I was simply asking if
2 there are any pictures of the side mirror from
3 the other viewpoint, not just showing the same
4 window but -- or the missing mirror but if there
5 are any from the other side potentially showing
6 if there is any impact on it. That was all.

7 MS. MECKLENBURG: Okay. So I am not
8 going to do the IDs again, because most of you
9 were here when we did the IDs and there didn't
10 seem to be a lot of questions. And, frankly, if
11 I do that, you might be here for a while longer.

12 So these were the six people
13 who we identified: Michael Rabbitt, Katherine
14 Marie Abughazaleh, Andre Martin, Catherine
15 Sharp, Brian Straw, Joselyn Walsh. And the
16 indictment says that Agent A was a law
17 enforcement officer, which is required by the
18 statute, and that on or about he was de- -- and

19 that on or about September 23rd, he was detailed
20 to serve on assignment for ICE, that he was
21 in -- that Broadview was an ICE facility, and
22 that each of these six people are people in --
23 who were residing or found in the Northern
24 District of Illinois.

25 And I have that Andre Martin

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1 was an individual found in the Northern District
2 of Illinois because that's where he was that
3 day. On or about September 26th at
4 approximately 7:45 a.m., Agent A was wearing
5 civilian clothes. He was in a government-owned
6 vehicle, and he was reporting for official
7 duties -- in his official duties. And then he
8 told you that these were -- this included his
9 official duties. I will leave you a copy of
10 this if you want to look at that. I won't read
11 it to you.

12 And that on that date,
13 September 26th, they conspired with one
14 another -- and that's under the meaning of
15 "conspiracy" as we explained it, because that's

16 the law -- to prevent by force, intimidation,
17 and threat Agent A -- the United States law
18 enforcement officer -- from discharging the
19 duties of his office, and to injure him in his
20 person or property on account of his lawful
21 discharge of the duties of his office and while
22 engaged in the lawful duties and to injure his
23 property so as to interrupt, hinder, and impede
24 him in the discharge of his official duties.

25 So that's the crux of this, is

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1 a conspiracy with the interruption, hindering,
2 and impeding. It was part of the conspiracy
3 that as he drove there, these six people were
4 among the people -- a group of individuals,
5 including these six people surrounded his car
6 with the intent to hinder and impede the car --
7 to hinder and impede Agent A from dis- -- from
8 proceeding and discharging the duties of his
9 office.

10 It was part of the conspiracy
11 that while surrounding the car, these six people
12 with others, among other things, banged

13 aggressively on the car and the back windows,
14 the hood, and other vehicle body parts, crowded
15 together in front of -- in the front and side of
16 the government vehicle and pushed against the
17 vehicle to hinder and impede its movement,
18 scratch the body of the vehicle, including
19 etch -- etching a message into the body of the
20 vehicle -- specifically the word "pig" -- broke
21 one of the government vehicle's side mirrors,
22 and broke a rear windshield wiper off the
23 government vehicle.

24 And it was part of this
25 conspiracy that each of these six people

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1 physically hindered and impeded Agent A in the
2 government vehicle such that he was forced to
3 drive at an extremely slow rate of speed to
4 avoid injuring any of these people, and in doing
5 so slowly progressed toward the building so that
6 he could discharge his duties.

7 Then for each of these people
8 we say what -- something that they did. So we
9 picked out -- and I told you this both of the

10 last two times. We didn't pick out people who
11 were just walking alongside. We identified
12 people who were actually doing something.
13 Mr. Rabbitt was the one with the orange hat. He
14 was one of the people surrounding the vehicle,
15 bracing his --

16 GRAND JUROR: That's not right.

17 MS. MECKLENBURG: Oh. Mr. -- I keep
18 getting those two mixed up. Mr. Rabbitt was the
19 one on the side of the vehicle.

20 GRAND JUROR: That's right.

21 MS. MECKLENBURG: And he was the one
22 with the gray shirt and the black sleeves.

23 So I apologize again.

24 He was -- surrounded the
25 vehicle from the side, bracing his hands and

45

1 body against the vehicle, and hitting the
2 windows.

3 Then came Ms. Abughazaleh. She
4 joined the crowd at the front of the car with
5 her hands on the hood, bracing her body and
6 hands against the vehicle, while remaining

7 directly in the path of the vehicle.

8 Mr. Martin did the same thing.

9 He pressed -- also pressed his shoulder against
10 the vehicle while remaining in the path of the
11 vehicle.

12 Ms. Sharp joined the crowd at
13 the front with her hands on the hood and braced
14 her body and hands against the vehicle while
15 remaining in the path of the vehicle.

16 And Mr. Straw joined the crowd
17 at the front of the vehicle. He is the one in
18 the orange hat and with his hands on the hood
19 and braced his body and hands against the
20 vehicle while remaining directly in the path of
21 the vehicle.

22 And Mr. Walsh joined the --
23 Ms. Walsh, she was the one with the guitar. She
24 joined the crowd near the front driver's side
25 window of the government vehicle and wrapped her

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1 arms around the driver's side mirror as she
2 pushed against the vehicle. All of these were
3 hinder- -- movements were hindering and impeding

4 Agent A and the vehicle from proceeding to the
5 Broadview building, and all in violation of
6 Title 18, United States Code, Section 372.

7 Then we have count -- one count
8 for each of the defendants under 111 -- Section
9 111(a)(1) and (2). (2) just says that they
10 either -- they also assisted -- or basically
11 aided and assisted. So very often we'll include
12 (2) in there along with that.

13 So, for instance, on that date,
14 Michael Rabbitt forcibly impeded, intimidated,
15 and interfered with an officer of the United
16 States, namely Agent A, while engaged in or on
17 account of the performance of his official
18 duties in violation of these sections. And for
19 each person, that is the language that we used.
20 They're all the same, just the different names:
21 Andre Martin, Catherine Sharp, Brian Straw,
22 Jocelyn Walsh.

23 Do you have any questions for
24 us?

25 GRAND JUROR: So all of the -- the

1 second -- I mean, the counts, those are the
2 misdemeanors?

3 MS. MECKLENBURG: Yes.

4 GRAND JUROR: And so the
5 misdemeanors -- you are charging the same
6 actions as a felony and -- and as a misdemeanor?

7 MS. MECKLENBURG: Yes. And you --

8 GRAND JUROR: Is that right?

9 MS. MECKLENBURG: Yes. And that is
10 permissible charging. You can do that. You can
11 charge the same actions under different
12 statutes. Well, it's actually a little bit
13 different, because one is a conspiracy.

14 GRAND JUROR: Okay.

15 MS. MECKLENBURG: And the
16 misdemeanors are what they did individually,
17 which is why they each have a separate count.
18 So they're not the exact same thing.

19 For instance, if just Mr. Straw
20 had been out there, we would -- could charge him
21 with the 111, but we wouldn't charge him with
22 the conspiracy.

23 GRAND JUROR: Okay. And then the
24 list of -- I think of one to seven -- I'm not
25 sure how many there were -- does there have to

1 be agreeance on all seven of those?

2 MS. MECKLENBURG: You mean the
3 counts?

4 GRAND JUROR: Not the count.

5 MR. SKIBA: The individuals?

6 GRAND JUROR: No. The -- in the
7 first count, there were several things that you
8 described.

9 MS. MECKLENBURG: You have to -- you
10 have to pick one of the things that they did,
11 and you have to say it threatened, intimidated,
12 hindered, or impeded.

13 GRAND JUROR: Okay.

14 THE COURT REPORTER: Sorry. I have
15 to --

16 MS. MECKLENBURG: You can go ahead.
17 Let's turn on the recorder at this point.

18 (Whereupon, a short break was
19 taken and the testimony was
20 recorded via audio recorder and
21 transcribed.)

22 MS. MECKLENBURG: I think what you
23 are asking -- is it in paragraph 5?

24 GRAND JUROR: Yes.

25 MS. MECKLENBURG: Whether each of

1 these people had to do each of these things.

2 Is that what you are asking?

3 GRAND JUROR: Or if we have to agree
4 that each of those four or five, six, whatever
5 are true.

6 MS. MECKLENBURG: Here is what it
7 says, though, that they each and others among
8 other things. So remember you learned the law,
9 in a conspiracy, that you are responsible for
10 other things that people do. So they don't --
11 they don't have to actually scratch the car.
12 You don't have to know that they're the ones who
13 scratched the car.

14 The people who surrounded
15 scratched the car, and they are part of that
16 bigger conspiracy. That was the law that we
17 were talking about.

18 GRAND JUROR: Okay.

19 MS. MECKLENBURG: I know. It's a --
20 it's a hard one. I agree. I have been doing
21 this for a long time, and even when I look at
22 it, I have to think about it a lot. So I

23 appreciate your questions. I think they're
24 insightful.
25 GRAND JUROR: I kind of have a

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1 hypothetical -- hypothetical, but kind of not.
2 MS. MECKLENBURG: Okay. We'll try.
3 GRAND JUROR: So are -- is it
4 basically arguing that pretty much anybody who
5 walked in front of that car could be charged
6 with a conspiracy even if they weren't actually
7 touching the car and somehow impeding it, even
8 if they were just walking along with it?
9 MS. MECKLENBURG: That is not what we
10 charged. And I don't want to answer
11 hypotheticals. We charged only people who were
12 actually doing things.
13 GRAND JUROR: I --
14 MS. MECKLENBURG: So if you are going
15 to talk about could we charge this person or
16 that person, it's not relevant to the probable
17 cause against these people.
18 GRAND JUROR: Right. Except that
19 what I'm getting to is I watched that video

20 again. And specifically with regards to Cat

21 Sharp --

22 MS. MECKLENBURG: Mm-hmm.

23 GRAND JUROR: -- maybe I completely

24 missed it, but at no point did I ever see her

25 touching the car. Or she looked in that video

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1 to me to be more walking behind two people in

2 close proximity but not actually touching it.

3 And so I -- that's where I'm kind of -- that's

4 how I feel. If somebody is there walking in --

5 in front but not actually engaging the car, are

6 they somehow still part of this conspiracy?

7 Because --

8 MS. MECKLENBURG: Well, okay. I'm

9 not going to -- I'm going to let you figure out

10 your facts as to what you saw on the video, and

11 in deliberation you can talk about that.

12 Whether you saw her reaching forward as well or

13 pushing on other people to hold off the car, you

14 decide what you saw. I -- I showed you the

15 video, gave you the testimony, and you draw your

16 conclusions.

17 I will tell you that if
18 somebody is also in front of the vehicle in the
19 crowd preventing the car from -- standing in
20 front of the car from it going, then they can be
21 part of the conspiracy.

22 GRAND JUROR: There is a question
23 over here.

24 MS. MECKLENBURG: Yes.

25 GRAND JUROR: Can you leave the

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1 videos for us to look at if we -- while we
2 deliberate or not?

3 MS. MECKLENBURG: Yeah. There is a
4 password on the --

5 GRAND JUROR: Or can you at least
6 play the first one again?

7 GRAND JUROR: Yeah.

8 MS. MECKLENBURG: Sure.

9 GRAND JUROR: Or at least the first
10 one, unless you want to see the second one.

11 MS. MECKLENBURG: Yeah, yeah. No --

12 GRAND JUROR: You don't even have to
13 play it all the way to the end. Just --

14 MS. MECKLENBURG: Sure, sure. Let's
15 do that.
16 GRAND JUROR: Yeah. The first one is
17 the one I think --
18 GRAND JUROR: Huh?
19 GRAND JUROR: I know my question --
20 the first one.
21 GRAND JUROR: The first one, yeah.
22 GRAND JUROR: I mean, the second one,
23 I don't even see her.
24 GRAND JUROR: Yeah.
25 MS. MECKLENBURG: You can see from

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1 across the car, but -- and we can play the first
2 one.
3 MR. SKIBA: Oh, wait. That's just --
4 that's why I couldn't find it. There we go.
5 Just one moment.
6 (Whereupon, a video was played
7 on the screen.)
8 GRAND JUROR: Yeah, yeah.
9 MS. MECKLENBURG: It's a fast one, I
10 know.

11 GRAND JUROR: Yeah.
12 GRAND JUROR: You can see her hand.
13 GRAND JUROR: Yeah.
14 GRAND JUROR: You can see her hand.
15 GRAND JUROR: And then she pulls it
16 away, yeah.
17 GRAND JUROR: The redhead?
18 GRAND JUROR: Yeah.
19 (Whereupon, a video was played
20 on the screen.)
21 GRAND JUROR: Okay. Play it again.
22 GRAND JUROR: I am not seeing what
23 you guys are seeing.
24 GRAND JUROR: Play it again.
25 MS. MECKLENBURG: Hold on.

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1 (Whereupon, a video was played
2 on the screen.)
3 GRAND JUROR: Her hand is right
4 there.
5 GRAND JUROR: That?
6 GRAND JUROR: This is it, and then
7 you will see her go in and then a little bit

8 out, but she is right in front of this guy's
9 arm. So this is her. Yeah. She is, like,
10 under his arm.

11 GRAND JUROR: Yeah.

12 MS. MECKLENBURG: She is reaching.

13 GRAND JUROR: Yeah. Watch. Just
14 watch.

15 GRAND JUROR: Can you go slower? Can
16 you slow it down?

17 MR. SKIBA: I don't believe I am able
18 to go slow with this. Let me see if there is a
19 mechanism for that. I don't think there is,
20 unfortunately.

21 GRAND JUROR: It's okay.

22 GRAND JUROR: Yeah. She is, like,
23 behind him, but her arm is under his.

24 GRAND JUROR: Yeah. I guess this is
25 why I don't hunt.

55

1 GRAND JUROR: I am going to --

2 GRAND JUROR: Yeah. Sorry if I'm --

3 MR. SKIBA: No, you are fine.

4 GRAND JUROR: -- in your space.

5 MR. SKIBA: You are good.

6 GRAND JUROR: No. You -- you're

7 fine.

8 GRAND JUROR: Could you hit "play"?

9 MR. SKIBA: Yeah. From the -- from

10 the start or from here?

11 GRAND JUROR: Right here.

12 GRAND JUROR: Back up just a hair.

13 MR. SKIBA: Okay.

14 (Whereupon, a video was played

15 on the screen.)

16 MS. MECKLENBURG: So here is what I

17 am going to --

18 GRAND JUROR: I did not see that

19 before. That is --

20 MS. MECKLENBURG: I'm glad you asked

21 that. I really am. I'm going to just ask

22 you -- remind you to --

23 GRAND JUROR: Do you need to see

24 anything else on there?

25 MS. MECKLENBURG: Oh, I'm sorry.

1 GRAND JUROR: No.

2 GRAND JUROR: Did you want to see the
3 second one, [REDACTED]?

4 GRAND JUROR: No. That's okay.

5 MR. SKIBA: We can play it more if
6 you want.

7 MS. MECKLENBURG: Do you want more?

8 GRAND JUROR: No.

9 MS. MECKLENBURG: Okay.

10 GRAND JUROR: For me it was the --

11 MS. MECKLENBURG: It's getting late,
12 I know.

13 I ask that you deliberate with
14 each other in good faith. If anybody still
15 feels that you can't, then you have to be honest
16 with your fellow Grand Jurors and tell them that
17 your feelings about this are too strong, that
18 they will not allow you to apply the fact -- the
19 law to these facts.

20 That's your duty. That's the
21 oath you took. So if that's how you feel, then
22 you have to tell your fellow Grand Jurors that
23 you can't deliberate with them. I'm not going
24 to ask you if you can or can't.

25 We will be outside if you have

1 questions like that, the -- like the good
2 question we were just asked. Come out and ask
3 us so that we can help you get to yes or no.
4 Don't just decide without -- if you have
5 questions that prevent you from finding what
6 happened.

7 Thank you, everyone, for your
8 attention and for being here today. We really
9 appreciate it.

10 GRAND JUROR: Thank you.

11 (Whereupon, there being no
12 questions by the Grand Jurors,
13 the Grand Jurors were left to
14 deliberate.)

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25

1 C E R T I F I C A T E

2

3 Kari Wiedenhaupt, being first duly
4 sworn, on oath says that she is a Certified
5 Shorthand Reporter doing business in the City of
6 Chicago, County of Cook, and the State of
7 Illinois;

8 That she reported in shorthand the
9 foregoing audio recording of the proceedings of
10 the Federal Grand Jury in the Grand Jury Room in
11 the United States Courthouse in Chicago,
12 Illinois;

13 That all speakers have been
14 identified within the transcription based on the
15 content of the said audio recording;

16 And that the foregoing is a true and
17 correct transcript of her shorthand notes so
18 taken as aforesaid and contains the full content
19 of the said audio recording which was audible
20 and discernible.

21

22

23 _____
Kari Wiedenhaupt, CSR.

24

C.S.R. NO. 084-004725

25

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Page 1

IN RE: GRAND JURY) GRAND JURY
) NO. 25 GJ 994

BEFORE THE FEDERAL GRAND JURY
(SPECIAL JUNE 2024 - GRAND JURY)

October 23rd, 2025 - Thursday
3:15 P.M.

PRESENT:

THE HONORABLE ANDREW S. BOUTROS,
United States Attorney
219 South Dearborn Street
Chicago, Illinois 60604

BY: MS. SHERI MECKLENBURG (i)
(Under Seal)

MR. MATTHEW SKIBA
Assistant United States Attorneys.

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Page 2

1 I N D E X

2	WITNESS: [REDACTED]	PAGES
3	Direct Examination by Ms. Mecklenburg.....	4 - 35
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4

5 E X H I B I T S

Presented for
Identification

6

7

	Grand Jury Exhibit 1, Photo 13.....	25
8	Grand Jury Exhibit 1, Photo 15.....	25
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13	Grand Jury Exhibit 1, Photo 39.....	33
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14

15 (**Marked exhibits retained by the attorney.)

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17

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25

2025 10 23 25 GJ 994 [REDACTED]

Page 3

1 (The Grand Jury, having
2 reconvened at 3:16 p.m.
3 on the 23rd day of September
4 2025, pursuant to adjournment,
5 met in closed session and
6 the following proceedings
7 were had herein.)

8 MADAM FOREPERSON: Good afternoon.
9 Please raise your right hand.
10 (Witness complied.)

11 MADAM FOREPERSON: State and spell
12 your name for the record.

13 THE WITNESS: [REDACTED];
14 [REDACTED].

15 MADAM FOREPERSON: Do you solemnly
16 swear or affirm that in the testimony you're
17 about to give before this Grand Jury to tell the
18 truth, the whole truth, and nothing but the
19 truth, so help you God?

20 THE WITNESS: I do.

21 MADAM FOREPERSON: Thank you.

22

23

24

25

2025 10 23 25 GJ 994 [REDACTED]

Page 4

1 WHEREUPON:

2 [REDACTED]

3 called as a witness herein, having been first
4 duly sworn, depose and saith as follows:

5 DIRECT EXAMINATION

6 by Ms. Mecklenburg

7 Q. Good afternoon, Mr. [REDACTED].

8 Can you hear me?

9 A. Yes.

10 Q. Okay. And we're going to ask
11 you some -- I'm going to start with some of the
12 same questions you've answered, but there's new
13 people -- not new people, but there's different
14 people today in the Grand Jury. So we are going
15 to tell -- we are going to start from the very
16 beginning again.

17 A. Okay.

18 Q. Can you tell us, what is your current
19 job?

20 A. I'm the [REDACTED]
21 for Immigration and Customs Enforcement in

22 [REDACTED].

23 Q. And is that -- Immigration and Customs
24 Enforcement what a lot of people know as ICE?

25 A. Yes, ma'am.

2025 10 23 25 GJ 994 [REDACTED]

Page 5

1 Q. And how long have you been with ICE?

2 A. Twenty-four years.

3 Q. How long have you been the [REDACTED]
4 [REDACTED]?

5 A. Since June of this year in [REDACTED]
6 and since 2017.

7 Q. Somewhere else?

8 A. Yes.

9 Q. Okay. And when you say in [REDACTED] --
10 and we'll ask you about your duties in a minute.
11 Why do you say [REDACTED]?

12 Is that where you are actually
13 based and where you perform your duties usually?

14 A. Yes, ma'am. That's my -- that's my
15 permanent duty station.

16 Q. What -- what were you doing -- were you
17 at some point reassigned to Chicago?

18 A. Yes, ma'am. I am assigned here on
19 temporary duty.

20 Q. Can you describe in general your duties
21 as [REDACTED]?

22 A. I --

23 Q. And do they differ -- I should ask you,
24 do they differ from -- your duties in [REDACTED]
25 versus what you were supposed to do in Chicago?

2025 10 23 25 GJ 994 [REDACTED]

Page 6

1 A. No, ma'am.

2 Q. Okay. Then go ahead. Go ahead and
3 describe them, please.

4 A. So as the [REDACTED]
5 [REDACTED], I am the second line manager for the
6 office in [REDACTED] and then I also oversee an
7 office in [REDACTED]

8 So I oversee all of the
9 operations of my supervisors that report
10 directly to me and then their subordinates that
11 report to them for both offices. So I pretty
12 much oversee all of the operations within those
13 two offices, and then I report to my leadership,
14 which is here in Chicago.

15 Q. So for -- you -- at some point, you
16 said you were assigned to Chicago temporarily.

17 And when was that?

18 A. On the 22nd of September was my first
19 day.

20 Q. Let me ask you about some of your
21 specific duties in Chicago.

22 Did you have the duties of
23 overseeing or supervising logistics, such as
24 intake, processing, bed space, and
25 transportation coordination for those

2025 10 23 25 GJ 994 [REDACTED]

Page 7

1 temporarily detained in Broad- -- in the
2 Broadview facility?

3 A. Yes, ma'am. I was there to assist
4 the -- AFOD that -- that is permanently there.

5 THE COURT REPORTER: Sorry? The --
6 BY THE WITNESS:

7 A. AFOD, the assistant field office
8 director. That's the acronym that we use.
9 Sorry.

10 BY MS. MECKLENBURG:

11 Q. The government is full of acronyms. We
12 all know that.

13 We -- and what about -- was it
14 part of your duties to communicate with upper
15 management and federal partners to manage
16 operations and ensure necessary supplies and
17 proper staffing levels?

18 A. Yes, ma'am.

19 Q. Did you also have the duties of
20 responding to requests for information both
21 internally and from the public?

22 A. Yes, ma'am.

23 Q. So when you were temporarily assigned
24 to Chicago, were you given a place to report for
25 carrying out your duties?

2025 10 23 25 GJ 994 [REDACTED]

Page 8

1 A. Yes, ma'am.

2 Q. Where was that?

3 A. The Broadview Service Staging Area,
4 which is 1930 Beach Street in Broadview,
5 Illinois.

6 Q. And you said that that -- Your first
7 day at Broadview was September 22nd?

8 A. Yeah. I -- I may have misspoke. My
9 travel day here was the 22nd. My first day was
10 the 23rd.

11 Q. So you had been to Broadview starting
12 on the 23rd?

13 A. Yes, ma'am.

14 Q. Were you staying -- Where were you
15 staying while -- at that time when you first
16 started this temporary assignment?

17 Were you staying in a hotel
18 or --

19 A. Yes, ma'am. I was staying in a hotel
20 in Westchester.

21 Q. Okay. Let's go -- turn to
22 September 26th, 2025, at approximately 7:45 a.m.

23 Where were you -- Were you
24 going somewhere at that time?

25 A. Yes, ma'am. I was -- left my hotel and

2025 10 23 25 GJ 994 [REDACTED]

Page 9

1 was on my way to work there in Broadview.

2 Q. And why were you going there?

3 A. That's where I report daily -- or
4 reported daily to -- to conduct my duties.

5 Q. What were you wearing that day?

6 A. Well, I was probably dressed very
7 similar to this. Since I live out of a
8 suitcase, I just -- I have a polo and, you know,
9 my normal work pants. I had this jacket on
10 probably. Anytime that I -- I go out in public,
11 I -- I cover up with a jacket.

12 Q. And did you have on a mask or -- did
13 you have a mask on?

14 A. No, ma'am.

15 Q. Can you describe the car that you were
16 driving?

17 A. So my government-owned vehicle that is
18 furnished to me is a 2022 Ford Expedition. It's
19 black in color. It has four doors. Yeah,
20 black.

21 Q. Is it marked as a law enforcement car
22 in any way?

23 A. No, ma'am. It's -- it's an unmarked
24 vehicle, but it has, you know, some subtle
25 lights on the front that, you know, may --

2025 10 23 25 GJ 994 [REDACTED]

Page 10

1 may -- you know, if you know what you're looking
2 for, you might know it as a vehicle for law
3 enforcement.

4 Q. When were you first assigned that car?

5 A. In about April of 2025.

6 Q. Are you permitted to use that car for
7 non-work purposes?

8 A. No.

9 Q. So can you use that car, for instance,
10 to go to dinner with your wife or go to the
11 movies with your family?

12 A. Absolutely not.

13 Q. What is your duty with regard to your
14 government-issued car?

15 A. Well, my duty with -- with regard to
16 that is basically to care and maintain for it --
17 maintain it, to file reports of mileage usage,
18 you know, fuel usage, and any damage that occurs
19 to it.

20 Q. What was the general condition of the
21 car prior to September 26, 2025?

22 A. It was in -- it was in great condition.

23 Q. And how do you know that?

24 A. Well, as part of my duties, I -- every
25 day I get in and I -- I do a walkaround. I

2025 10 23 25 GJ 994 [REDACTED]

Page 11

1 observe, you know, any new damage. You know,
2 I'm aware of any new damage because I -- I would
3 have to report that, and it would be my job to
4 maintain a professional looking vehicle.

5 Q. And as of the morning of September 26th
6 before the incident we're going to talk about,
7 had you reported any damage to that car?

8 A. I had a rock chip in the windshield
9 that Safelite repaired once.

10 Q. And you reported that?

11 A. Yes.

12 Q. On September 26th, was anyone else in
13 the car with you when you were driving to work?

14 A. No, ma'am.

15 Q. Did the car have tinted windows?

16 A. My particular car does not have -- It
17 has factory tints on the back windows and, you
18 know, regular windows on the -- on the passenger
19 and driver window.

20 Q. You said that it has lights that could
21 be recognized as law enforcement.

22 Does it have a siren?

23 A. It does.

24 Q. What about a horn?

25 A. Yes.

2025 10 23 25 GJ 994 [REDACTED]

Page 12

1 Q. Did you approach -- that morning at
2 around 7:45, did you approach the intersection
3 of 25th and Harvard in Broadview going
4 southbound on 25th Street?

5 A. Yes, ma'am.

6 Q. And when you reached that intersection,
7 did you encounter a checkpoint at that point --
8 at that time?

9 A. Yes, ma'am. There was a -- an officer
10 standing in the middle of the street, in the
11 middle of 25th Street and then, you know,
12 another officer right at the intersection of
13 Harvard and 25th.

14 Q. But tell us what happened when you
15 reached that checkpoint.

16 A. Well, I could see there was a
17 commotion. You know, obviously, I knew that
18 there was going to be protesting in the area,
19 and I approached the officer in -- in the middle
20 of 25th, rolled down my window, and showed him
21 my credentials. And I told him I was with ICE,
22 and he moved out of the way and just motioned
23 for me to -- to go into Harvard Street there
24 from 25th.

25 When I -- when I did that, the

2025 10 23 25 GJ 994 [REDACTED]

Page 13

1 officer that was standing there at -- in the
2 center of 25th and -- or in the center of
3 Harvard on the edge of 25th, he -- he moved out
4 of the way so I could proceed.

5 Q. When you turned onto Harvard, about how
6 far away were you from the Broadview facility?

7 A. About -- probably about 200 yards.

8 Q. So if nobody had impeded you on your
9 way there, about how long -- from your
10 experience on the prior days when you went to
11 Broadview, about how long would it have taken
12 you to get to the Broadview facility from where
13 you turned?

14 A. Probably 20 seconds, maybe 30 seconds.

15 Q. When you turned, what did you see?

16 A. So as I turned, obviously, I had
17 already noticed that there was a crowd, you
18 know, blocking 25th. I had already caught their
19 attention, obviously, because the officers had
20 let me through.

21 So, you know, they were yelling
22 and, you know, screaming at me. And I saw that
23 they were, you know, really just in the middle
24 of the street, on the side of the street, you
25 know, all over there. And so I just approached

2025 10 23 25 GJ 994 [REDACTED]

Page 14

1 as the officer kind of motioned me. And, you
2 know, I expected them to kind of, you know,
3 separate so I could make a passage through
4 there.

5 Q. And what happened next?

6 A. Well, there were a couple of people
7 that initially, you know, got in front of my
8 vehicle, put their hands on -- on -- on the
9 front of my vehicle and basically, you know, was
10 screaming, telling me to stop, you know, calling
11 me all kinds of vulgar names and -- and things
12 of that nature.

13 And, you know, I felt like I --
14 I couldn't stop because of -- of the press. And
15 so as I began to enter, you know, everyone
16 surrounded my vehicle. They were banging on the
17 windows, banging on the hood, you know --

18 Q. Let me stop you for a minute. You
19 started with saying a couple of people, and then
20 you said everyone.

21 So did the crowd around --
22 surrounding your car increase at --

23 A. Oh.

24 Q. -- at some point?

25 A. Yes, definitely.

2025 10 23 25 GJ 994 [REDACTED]

Page 15

1 Q. So once they surrounded your car, what
2 did you actually -- tell us what you heard and
3 what you saw.

4 A. Okay. Well, like I said, I could -- I
5 could hear them, you know, calling me names, you
6 know, talking about, you know, the size of my
7 penis, you know, calling me a Nazi, you know,
8 telling me to quit my job, you know, and things
9 of that -- and -- you know, but I also could
10 hear them banging on -- on the windows
11 particularly.

12 You know, I could hear, you
13 know, deep sounds like a fist banging on the
14 window. I could hear, you know, high-pitched
15 sounds of, you know, like, something was in
16 their hand or on their hand like a ring or a
17 piece of wood or something.

18 You know, I could feel the car
19 shaking. And, you know, I was -- at that point,
20 you know, I just -- I had it in my mind to just
21 stay focused on the people that were right in
22 front of the vehicle, you know, to make sure
23 that I, you know, could see if someone stumbled
24 or something in front of my vehicle.

25 And I kept glancing down to

2025 10 23 25 GJ 994 [REDACTED]

Page 16

1 see, you know, how fast, you know, I was going.

2 Q. Let me stop you for a minute.

3 A. Okay.

4 Q. Could you feel the car rocking? Could
5 you feel the people pushing up against the car?

6 Could you feel rocking at all,
7 or did you --

8 A. Yes, definitely. It was -- it was --
9 it was rocking side to side. Probably not so
10 much back and forth, but, you know, I -- I could
11 see them, you know, applying pressure and
12 pushing on the front of the car, but I could
13 feel it, you know, side to side.

14 Q. And were you concerned at all at that
15 point that the windows would break?

16 A. Oh, yeah. Definitely. I -- I thought
17 for sure that I was going to have a broken
18 window.

19 Q. And did you fear at the -- did you fear
20 for your safety at that point?

21 A. Yeah. I mean, I definitely felt like
22 if I stopped and if my windows, in fact, broke
23 out, that I would probably be drug out of the
24 car based on everything that they were saying
25 and just the -- the sheer anger of the crowd,

2025 10 23 25 GJ 994 [REDACTED]

Page 17

1 and it was all focused on me.

2 Q. And were you -- were you -- did you
3 feel -- did you fear for your safety if you were
4 taken out of the car, that you would be hurt?

5 A. Yes.

6 Q. When you say -- and I'll go back to now
7 when you were talking about what you were
8 focused on, what you were looking at.

9 Can you pick up from there?

10 Why were you -- you said you were focused on the
11 people at the front.

12 Can you tell us why?

13 A. Yes. So I -- I immediately -- you
14 know, out of my peripheral, I could see some
15 people, but I was focused on the people in front
16 of my car because, you know, I -- I was stuck
17 between I -- I don't want to hurt anyone, but I
18 also, you know, feel like if I stop, then I --
19 I'm going to be hurt.

20 So I just kept focused on those
21 people, and I just kept creeping forward slowly.
22 I would glance down at my -- my speedometer,
23 which is a -- a digital speedometer. So I was
24 able to see that I was going, you know, between
25 0 and 1 mile per hour as -- as the crowd was

2025 10 23 25 GJ 994 [REDACTED]

Page 18

1 pressing up against me.

2 I saw, you know, debris being
3 thrown up on the hood. I saw -- I don't know --
4 it looked like a -- like a Starbucks coffee
5 splattered all over my windshield and, you know,
6 I could just hear the chanting that they were
7 doing and the -- you know, just the screaming
8 and yelling that they were doing.

9 Q. Why didn't you call for help?

10 A. Well, again, I -- you know, I was -- I
11 was focused on, you know, the -- the front of my
12 vehicle to make sure that I didn't, you know,
13 run over anyone or anyone stepped -- but I knew
14 that, you know, the -- the security forces that
15 were on the -- at the gate there in Broadview
16 would eventually help if I could get close to
17 there.

18 But I really didn't -- I really
19 didn't think about calling out -- honestly, what
20 went through my mind was, "Wow. You know, this
21 is what my colleagues have been -- you know,
22 been experiencing this whole time, and" --

23 Q. Well, let me --

24 A. And the --

25 Q. I don't want to talk about other

2025 10 23 25 GJ 994 [REDACTED]

Page 19

1 incidents with your colleagues today.

2 A. Okay.

3 Q. But -- well, actually, it would be
4 fair.

5 Did that add to your fear?

6 A. Oh, yeah.

7 Q. Okay.

8 A. Yeah. I mean, you know, just two days
9 earlier, you know, there was a shooting in
10 Dallas at an ICE facility. All of that stuff
11 was, you know, going through my mind when --
12 when this was happening, so --

13 Q. Did you -- yeah. Did you -- go ahead.
14 I didn't mean to interrupt you.

15 A. Yeah. So, ultimately, that's -- that's
16 what I was -- was hyperfocused on was making
17 sure that, you know, I -- I kept eyes on the
18 people in front of me for their safety and to
19 keep -- keep progressing forward just to -- to
20 keep from stopping in the middle of the crowd.

21 Q. And did you believe that once you got
22 to the gate of the facility, you would be safe
23 then?

24 A. Yes.

25 Q. And why was that?

2025 10 23 25 GJ 994 [REDACTED]

Page 20

1 A. Well, I mean, number one, just from the
2 distance, you know, I thought that, you know,
3 they would eventually let me go through. I
4 mean -- I mean, the police waved me in. So I --
5 you know, I didn't have any reason to believe
6 that -- that they wouldn't eventually let me
7 through, but -- you know, they didn't, but I
8 knew that there were security forces, you know,
9 there on -- on the other side of -- of the gate
10 and -- and that ultimately they would come out
11 and -- and try and make sure that I had a safe
12 passage.

13 Q. Did you use your siren at all?

14 A. No, I did not.

15 Q. Why not?

16 A. Well, it was obvious to me that they
17 knew that I was law enforcement because of the
18 things that they were screaming at me, right?
19 And they were obviously angry. So I just -- I
20 felt like that could agitate the si- -- the
21 situation worse. And then the other thing was,
22 you know, I -- I would have to reach down, you
23 know, find the -- you know, find the controller
24 and then activate them.

25 And so I just -- really just

2025 10 23 25 GJ 994 I [REDACTED]

Page 21

1 kept my hand on the wheel and my -- my eyes to
2 the -- to the -- to the front.

3 Q. Did you honk the horn?

4 A. No, I did not.

5 Q. Why not?

6 A. Well, again, I -- I -- I guess in my
7 mind I -- I knew that they knew I was there,
8 right? So I didn't need to alert them to my
9 presence by honking the horn. I -- I felt like
10 at that point, it just probably would have made
11 things worse.

12 Q. Did you eventually make it to the gate
13 of the Broadview facility?

14 A. I did. As I -- as I -- again, slowly
15 move forward. I kept moving forward closer and
16 closer to the gate. By that time, I could see
17 there were a few people that had, you know,
18 separated from the front of the vehicle. Well,
19 actually, there -- there was a point where they
20 called everyone to the front of the vehicle to
21 try and, you know, get more people in front.

22 But at that point, the security
23 folks had started engaging them with -- with
24 pepper balls, and the crowd started to -- to
25 kind of separate out, which I'd expected long

2025 10 23 25 GJ 994 [REDACTED]

Page 22

1 before that. And then I was able to proceed --
2 proceed forward.

3 Q. What did you do -- once you got to the
4 building -- once you got past the gate, what did
5 you do first -- what did you do?

6 A. Well, the gate is automated, so I had
7 to wait for the gate to open. And then a few of
8 the SRT members came out. And, you know, one of
9 them was wrestling with something underneath my
10 car. And it turned out it was a skateboard that
11 had been lodged in the front fender wheel of the
12 driver's wheel.

13 I -- I -- I gathered it in an
14 effort to stop the vehicle and -- and get me to
15 stop there. You know, once he cleared that out,
16 someone else grabbed, you know, the -- I think
17 it was a stuffed animal that was up on the --
18 the hood of the car and threw that off to the
19 side, and then I proceeded through the gate and
20 went over and found a parking spot.

21 Q. Do you know what happened to the
22 skateboard?

23 A. I mean, I believe, he -- you know,
24 after he got it free, he just tossed it over to
25 the side. I don't know what ultimately ended up

2025 10 23 25 GJ 994 [REDACTED]

Page 23

1 happening with it.

2 Q. Okay. Once you got into the building,
3 what did you do?

4 A. Well, once I got parked, I -- I went
5 into the building. You know, I -- I set down
6 my -- my computer equipment and all of that
7 stuff and took a couple deep breaths and, you
8 know, kind of realized that I was out of -- out
9 of harm's way at that point and then went back
10 out to see if, you know, there was anything else
11 I could do as far as, you know, helping secure
12 the area, and then I went to my vehicle and --
13 and, you know, kind of did a walkaround to
14 assess the damage.

15 Q. Okay. And we'll go into that in a
16 minute, too.

17 Were you -- were you rattled at
18 that time?

19 A. Oh, yeah, yeah. I mean, I -- I'm
20 surprised how rattled I was. You know, I mean,
21 I kept -- I -- over and over I kept hearing, you
22 know, the chants and the yelling. You know,
23 it's just like it was kind of burned into my
24 mind. Particularly the chant. You know how you
25 can remember a song from, you know, 1972? You

2025 10 23 25 GJ 994 [REDACTED]

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1 know, the song still kind of sticks in my mind.

2 Q. Did you -- did you change your hotel
3 after that?

4 A. I did. I did. There were --

5 Q. Why did you change your hotel?

6 A. Well, there were reports of officers
7 being doxed and, you know, protesters showing up
8 at hotels, and because, you know, my vehicle had
9 appeared, you know, on social media and all of
10 that, you know, my leadership thought it would
11 be a -- a good idea for me to park that vehicle
12 and then also to change hotels.

13 Q. So you changed cars and hotels?

14 A. Yes, ma'am.

15 Q. Now, when -- how soon after you
16 got in -- through the gate did you actually
17 examine your car?

18 You started to tell us that.

19 A. I mean, I would say it was probably
20 within 10 minutes.

21 Q. Okay.

22 A. I mean, after I walked inside, came
23 back, and walked around the vehicle.

24 Q. I'm just pulling up some pictures.

25 A. Yes, ma'am.

2025 10 23 25 GJ 994 [REDACTED]

Page 25

1 MS. MECKLENBURG: Thanks, Matt.

2 BY MS. MECKLENBURG:

3 Q. When you first examined your car after
4 this incident, did you see dents in the hood?

5 A. Yes.

6 Q. I'm showing you what has been marked as
7 Photo 15, and then I'm going to show you
8 Photo 13, and ask you -- First of all, 13, is
9 that your car that we're looking at?

10 (Grand Jury Exhibit 1, Photo 13,
11 displayed on the monitor screen
12 for the Grand Jurors.)

13 BY THE WITNESS:

14 A. Yes, ma'am.

15 BY MS. MECKLENBURG:

16 Q. And then does that photo accurately
17 depict what your car looked like after this
18 incident you just described?

19 A. Yes.

20 Q. And Photo 15, does that photo
21 accurately depict a dent in your car after this
22 incident?

23 (Grand Jury Exhibit 1, Photo 15
24 displayed on the monitor screen
25 for the Grand Jurors.)

2025 10 23 25 GJ 994 [REDACTED]

Page 26

1 BY THE WITNESS:

2 A. Yes, ma'am.

3 BY MS. MECKLENBURG:

4 Q. And that -- was that dent there before
5 you drove to work that day?

6 A. No, ma'am.

7 Q. When you examined the car after the
8 incident, did you see scratches on the car?

9 A. I did.

10 Q. I'm going to show you some photos.

11 And is that -- does that Photo
12 No. 6 -- I'm showing you Photo 16 -- what's been
13 marked as photo 16.

14 And these photos are part of
15 Grand Jury Exhibit 1, which is the disk -- the
16 stick that I showed you two weeks ago.

17 Are these photo -- does this
18 Photo 16 accurately depict the scratches that
19 you saw in your car after the incident?

20 (Grand Jury Exhibit 1, Photo 16,
21 displayed on the monitor screen
22 for the Grand Jurors.)

23 BY THE WITNESS:

24 A. Yes, ma'am. This is about where the
25 skateboard was jammed into the -- the front

2025 10 23 25 GJ 994 [REDACTED]

Page 27

1 there.

2 BY MS. MECKLENBURG:

3 Q. So we see some scratches right in front
4 of the wheel?

5 A. Yes.

6 Q. That's where I'm looking. Okay.

7 A. Yeah. Right in front of the wheel and
8 also the edge there on the -- on the bumper
9 cover is scratched there from the -- the
10 skateboard, I believe.

11 Q. Got it.

12 A. And there's also an example of the
13 lights -- they're subtle -- there in the grill
14 that you were asking about earlier.

15 Q. Okay. And these are the lights you're
16 talking about, right?

17 A. No, ma'am. Just -- just -- just below
18 the Ford symbol there's two little lights that,
19 you know, might be a subtle indicator that it's
20 a law enforcement vehicle.

21 Q. Around this Ford symbol?

22 A. Yep, below it.

23 Q. Below it.

24 Oh, these two?

25 A. Yes, ma'am.

2025 10 23 25 GJ 994 [REDACTED]

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1 Q. Okay. Thank you. They are subtle.

2 Do you -- let me show you Photo
3 Exhibit 17.

4 And do you see the scratches on
5 the car there?

6 (Grand Jury Exhibit 1, Photo 17,
7 displayed on the monitor screen
8 for the Grand Jurors.)

9 BY THE WITNESS:

10 A. Yes, ma'am.

11 BY MS. MECKLENBURG:

12 Q. Does this photo actual -- accurately
13 depict what your car looked like after the
14 incident?

15 A. Yes, ma'am.

16 Q. I will show you 18.

17 Do you -- the -- see scratches
18 in Photo 18?

19 (Grand Jury Exhibit 1, Photo 18,
20 displayed on the monitor screen
21 for the Grand Jurors.)

22 BY THE WITNESS:

23 A. Yes, ma'am.

24 BY MS. MECKLENBURG:

25 Q. And does that Photo 18 accurately

2025 10 23 25 GJ 994 [REDACTED]

Page 29

1 depict what your car looked like before the
2 incident?

3 A. Yes, ma'am.

4 GRAND JUROR: Before the incident?

5 BY MS. MECKLENBURG:

6 Q. I'm sorry. After the incident..

7 A. Yes. Yes, ma'am. Sorry. It --

8 Q. Both of us.

9 And I will ask you at the end
10 of all these scratches if they were there before
11 the incident, but let me get through a few more.

12 This is Photo 36.

13 Do you see scratches in that
14 photo?

15 (Grand Jury Exhibit 1, Photo 36,
16 displayed on the monitor screen
17 for the Grand Jurors.)

18 BY THE WITNESS:

19 A. Yes, ma'am.

20 BY MS. MECKLENBURG:

21 Q. Does that photo accurately depict what
22 your car looked like after the incident?

23 A. Yes, ma'am.

24 MS. MECKLENBURG: By the way, it's
25 nice to know you're paying attention.

2025 10 23 25 GJ 994 [REDACTED]

Page 30

1 BY MS. MECKLENBURG:

2 Q. Again, I'm showing you Photo 41.

3 Do you see a scratch there?

4 (Grand Jury Exhibit 1, Photo 41,
5 displayed on the monitor screen
6 for the Grand Jurors.)

7 BY THE WITNESS:

8 A. Yes, ma'am.

9 BY MS. MECKLENBURG:

10 Q. And does that accurately depict -- does
11 that photo accurately depict a scratch that was
12 on your car after the incident?

13 A. Yes, ma'am.

14 Q. And, finally, I'm going to show you
15 Photo 42 and ask you if you see a scratch there.

16 (Grand Jury Exhibit 1, Photo 42,
17 displayed on the monitor screen
18 for the Grand Jurors.)

19 BY THE WITNESS:

20 A. I do.

21 BY MS. MECKLENBURG:

22 Q. And does that photo accurately depict
23 the scratch that was on your car after the
24 incident?

25 A. Yes, ma'am.

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1 Q. Were -- any of the scratches that I
2 just showed you in all of those photos: 16, 17,
3 18, 36, 41, 42, were any of those scratches on
4 the car before the incident when the crowd
5 surrounded your car?

6 A. No, ma'am.

7 Q. When you examined the car after the
8 incident, did you see that the passenger side
9 mirror was broken?

10 A. Yes, ma'am.

11 Q. I'm showing you what has been marked as
12 Exhibit -- as Photo 48, and then I am going to
13 show you 49.

14 So I will give you a minute to
15 take a look at 48.

16 (Grand Jury Exhibit 1, Photo 48,
17 displayed on the monitor screen
18 for the Grand Jurors.)

19 BY THE WITNESS:

20 A. Okay.

21 BY MS. MECKLENBURG:

22 Q. And 49.

23 Do you see that this -- do
24 these photos accurately depict the passenger
25 side mirror after the incident?

2025 10 23 25 GJ 994 [REDACTED]

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1 (Grand Jury Exhibit 1, Photo 49,
2 displayed on the monitor screen
3 for the Grand Jurors.)

4 BY THE WITNESS:

5 A. Yes, ma'am.

6 BY MS. MECKLENBURG:

7 Q. And was that mirror broken, in that
8 condition, before the incident?

9 A. No.

10 Q. When you examined the car after the
11 incident, did you see that the rear windshield
12 wiper was broken off?

13 A. I did.

14 Q. I'm going to show you two photos. Let
15 me get these.

16 And does that -- is that photo
17 an accurate depiction of your car from the rear
18 after the incident?

19 (Grand Jury Exhibit 1, Photo 38,
20 displayed on the monitor screen
21 for the Grand Jurors.)

22 BY THE WITNESS:

23 A. Yes, ma'am.

24 BY MS. MECKLENBURG:

25 Q. And do you see -- was -- does that show

2025 10 23 25 GJ 994 [REDACTED]

Page 33

1 the broken rear wipe- -- windshield wiper?

2 BY THE WITNESS:

3 A. Yes, ma'am.

4 BY MS. MECKLENBURG:

5 Q. I am going to show you 39.

6 Is -- does 39 -- does the photo
7 marked 39 also accurately depict what the back
8 of your car looked like after the incident?

9 (Grand Jury Exhibit 1, Photo 39,
10 displayed on the monitor screen
11 for the Grand Jurors.)

12 BY THE WITNESS:

13 A. Yes, ma'am.

14 BY MS. MECKLENBURG:

15 Q. Was the rear windshield wiper broken
16 before the incident when the crowd surrounded
17 your car?

18 A. No.

19 Q. Did you see the word "pig" etched into
20 the side of your car?

21 A. I did.

22 Q. And was that on the passenger side?

23 A. Yes, ma'am, on the passenger side rear
24 door.

25 Q. Okay. I am going to show you three

2025 10 23 25 GJ 994 [REDACTED]

Page 34

1 photos. So let's look at each one first.
2 That's it. That's one. I'm showing you 45 --
3 44, 45, and 46. I'm going to show you 46 next.
4 For the record, it's 44, 45, and 46.

5 Do those photos accurately
6 depict where you saw the word "pig" etched into
7 your car after the incident?

8 (Grand Jury Exhibit 1, Photo 44,
9 45, 46, displayed on the
10 monitor screen for the Grand
11 Jurors.)

12 BY THE WITNESS:

13 A. Yes, ma'am.

14 BY MS. MECKLENBURG:

15 Q. And was the word "pig" etched into the
16 side of your car before the incident when the
17 crowd surrounded your car?

18 A. No.

19 Q. Did any of the damage that you observed
20 after the incident exist before the incident?

21 A. No, ma'am.

22 Q. When the crowd surrounded your car and
23 the people were banging on the car and banging
24 on the windows and pushing against the car and
25 chanting, did you feel intimidated?

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1 A. Yes, ma'am. I felt like they were
2 trying to keep me from getting to work to do my
3 job.

4 Q. And did you feel -- when that was
5 happening, did you feel threatened?

6 A. I did.

7 MS. MECKLENBURG: I have no further
8 questions.

9 If you would like to ask
10 Mr. [REDACTED] any questions.

11 GRAND JUROR: I --

12 MS. MECKLENBURG: Let's go there, and
13 then I'll come to you, sir.

14 GRAND JUROR: Were -- were you armed
15 in your car?

16 THE WITNESS: Yes, ma'am. I'm -- I'm
17 authorized to carry off duty and on duty.

18 GRAND JUROR: Okay.

19 MS. MECKLENBURG: Did you use your
20 firearm at all during the incident?

21 THE WITNESS: No.

22 GRAND JUROR: When the -- when you
23 first rolled down your window and talked to the
24 officer, did either he mention or did you notice
25 at any time the -- all of -- because in the

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1 video, there's -- you see a bunch of what --
2 news -- what appeared to be news cameras.

3 Did you notice any of those, or
4 did he mention to you that there is news people
5 out there filming or anything like that?

6 THE WITNESS: I -- I don't know that
7 I recognized any news outlets. But, you know, I
8 did notice that a lot of people were videoing,
9 you know, which is kind of a normal tactic.
10 They try and capture a picture of our face, and
11 we were -- we were alerted to that kind of thing
12 when we first got here. But I -- I didn't
13 notice any, you know, specific news outlets, no.

14 MS. MECKLENBURG: And the police
15 officer didn't say anything to you about that?
16 That was the first part of the question.

17 THE WITNESS: No, no.

18 MS. MECKLENBURG: Okay.

19 THE WITNESS: He -- he didn't say
20 anything about -- he didn't say anything to me
21 other than just kind of gesture for me to, you
22 know, proceed.

23 GRAND JUROR: Thank you.

24 THE WITNESS: Yeah. I'm curious.
25 Did -- do you have any idea why the local

2025 10 23 25 GJ 994 [REDACTED]

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1 Bridgeview police didn't try to disperse that
2 crowd from enclosing in on you like that?

3 MS. MECKLENBURG: If you don't know,
4 you can say you don't know.

5 GRAND JUROR: Yeah. I mean --

6 THE WITNESS: I mean, I -- I would
7 say I don't want to --

8 MS. MECKLENBURG: Don't speculate.

9 THE WITNESS: I don't want to -- I
10 don't want to put thoughts into those officers'
11 minds, but I know politically, you know,
12 we've -- we've struggled with getting them to
13 help.

14 MS. MECKLENBURG: Am I missing --

15 GRAND JUROR: You mentioned -- this
16 happened on September 26th, right?

17 THE WITNESS: Yes, ma'am. It was --

18 GRAND JUROR: And then you mentioned
19 an incident --

20 THE WITNESS: Right.

21 GRAND JUROR: On September 24th.

22 Were you referring to the
23 incident in Dallas where a gunman opened fire on
24 an ICE facility, and three people were killed?

25 THE WITNESS: Yes, ma'am. We -- we

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1 received, you know, alerts about that stuff
2 through our normal communication, and that --
3 that was -- that was what I was referring to.

4 MS. MECKLENBURG: And I ask that you
5 consider that testimony only for whether this
6 officer was in fear or felt threatened or
7 intimidated, but not for that incident itself.

8 MS. MECKLENBURG: Yes.

9 THE WITNESS: Yes, ma'am.

10 GRAND JUROR: Have you been in any
11 situations similar to this prior to this event?

12 THE WITNESS: No. I would say this
13 is -- this is the first time that I ever had
14 a -- you know, an event like this occur.

15 MS. MECKLENBURG: Any other
16 questions?

17 GRAND JUROR: Yeah.

18 MS. MECKLENBURG: Oh, one more. Oh,
19 over here.

20 GRAND JUROR: Go ahead.

21 MS. MECKLENBURG: We will go down
22 there.

23 GRAND JUROR: You were away from your
24 car like ten minutes before you did a
25 walkaround?

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1 THE WITNESS: Yes. I went inside to
2 put in -- put my gear at my desk and then came
3 back outside.

4 MS. MECKLENBURG: You don't think
5 anybody else caused that damage to make it look
6 more --

7 THE WITNESS: I don't -- I don't
8 believe so.

9 MS. MECKLENBURG: Let me ask you,
10 during that time, was your car in a secure area?

11 THE WITNESS: Yes, ma'am, behind the
12 gate at 1930 Beach. We call it the G4 gate.
13 You know, it is secured parking for our
14 vehicles.

15 MS. MECKLENBURG: And are there
16 cameras there?

17 THE WITNESS: Yes.

18 MS. MECKLENBURG: Do you have any
19 evidence at all that other agents came along and
20 did all that so that we could do all this today?

21 THE WITNESS: No. I -- I -- I don't
22 have any evidence of that.

23 MS. MECKLENBURG: Okay. Thank you.

24 I saw another question, I
25 think.

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1 GRAND JUROR: Yeah. I have to think
2 about how I want to phrase it.

3 In your ICE training, did they
4 train you for this sort of scenario? Have you
5 had any special training for something like
6 this?

7 THE WITNESS: No. I -- I would say
8 for this specific instance, they don't, you
9 know, give you training on how to, you know,
10 handle a situation of, you know, a crowd that's,
11 you know, angry and, you know, surrounding you.
12 So, no, I -- I would say no.

13 MS. MECKLENBURG: In the end, though,
14 nobody was hurt, right?

15 THE WITNESS: Correct.

16 MS. MECKLENBURG: Any other
17 questions?

18 (No response.)

19 MS. MECKLENBURG: Thank you,
20 Mr. [REDACTED]

21 If you will wait outside, we'll
22 come out.

23 MADAM FOREPERSON: Thank you.

24 GRAND JUROR: Thank you.

25 THE WITNESS: Thank you, everyone.

2025 10 23 25 GJ 994 [REDACTED]

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1 (Whereupon, there being no
2 questions by the Grand Jurors,
3 the witness was excused.)
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2025 10 23 25 GJ 994 I [REDACTED]

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1 C E R T I F I C A T E

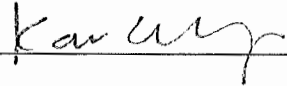
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3 I, KARI WIEDENHAUPT, a Shorthand Reporter, do
4 hereby certify that I reported the proceedings
5 before the Federal Grand Jury in the Grand Jury
6 Room in the United States Courthouse in Chicago,
7 Illinois and that the foregoing is a true and
8 accurate transcription of my stenographic notes
9 and is a true record of the testimony given by
10 the foregoing witness.

11

12 I further certify that I am not employed by or
13 related to any party to this action by blood or
14 marriage and that I am in no way interested in
15 the outcome of this matter.

16

17 _____

18 Kari Wiedenhaupt, CSR.

19

20

21 C.S.R. NO. 084-004725

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