

Statement of Mohamad Delik

Richmond, CA 3/25/15; translated by Adel Somaha

Investigators Gerald Smith, Frank Runninghorse, and Steve Jacobson

MD: I see the police shoot him.

FR: Did you see the confrontation prior to the shooting?

MD: The officer tackled Pedie and put him down, he tried to handcuff him while he was down. While he was down, the officer's knee was pushing his side down.

FR: The officer had Pedie down and had his knee on him and tried to put his handcuffs on?

MD: Yes. When Pedie was down on the ground one arm -- the right one -- was under his body. The left one was free. So the officer was dealing with only one hand.

FR: So his left hand was free and his right hand was pinned under his body?

MD: Then Pedie was trying to get up and resist handcuff.

FR: He had his shin on Pedie's back. So Pedie was underneath the cop and the cop had his shin on his back.

MD: The officer gave him a bearhug and Pedie was yelling from pain, screaming maybe 5 times. After the officer allowed Pedie to get up half way, he gave him a bear hug and started squeezing up to 4 or 5 times and it was painful. And then Pedie managed to push the officer up. And the police backed up a few steps and shot him.

FR: So the police stepped back a couple steps and then shot Pedie. How far away would you say the police was when he shot Pedie?

MD: Five feet.

FR: Where were Pedie's hands when the police shot him? - His hands were up in the air.

AS: The main thing: Did Pedie try to reach for the officer's gun in any way?

MD: No, I didn't see him.

AS: His hands, how were they?

MD: They were down.

AS: So, basically, he didn't try to reach for the officer's gun in any way?

MD: No, I didn't see him.

GS: At any time, did Pedie attack the police officer?

MD: Before he got shot, no, he tried to move, he tried to get away.

AS: Basically, before the shoot took place, Pedie was trying to get away from the conflict and tried to avoid any...

FR: How far away were you from this incident.

MD: 10 feet. (indicates distance on sidewalk)

FR: That's only about 6 or 7 feet.

MD: OK.

SJ: Up until the shooting was there any communication between Pedie and the police?

MD: The officer said, "Don't try to fight me." Pedie was just trying to get away and to go home cause he felt there was a lot of pressure and pain on his body.

FR: Did Pedie act like he was trying to run away?

MD: He tried to avoid all this by trying to go home.

FR: What were you doing?

MD: I was watching at the door.

FR: What were you doing? Were you there to buy something?

MD: I work here at Uncle Sam's, the liquor store

FR: What did the police do after they shot Pedie?

MD: He called for back up.

FR: Did you see him try to confiscate people's cameras? Telephones?

MD: No.

FR: Did you hear Pedie say "Don't shoot me?"

MD: No.

SJ: What did you do after the shooting?

MD: I went inside.

FR: Did you talk to anybody?

MD: No.

AS: He talked to me after and I asked him a lot of questions before he went to the police station for the testimony. And he made a clear statement that there was no misact or misbehaviour by Pedie, trying to reach for the officer's gun in any way.

FR: What's your name?

AS: Adel Sumaha.

FR: How soon after the incident did you arrive on the scene?

AS: I received a phone call from the manager a few minutes after it happened, and the police officer said it's important that I come there as soon as I can to provide them with a copy of the surveillance tape.

FR: How do you have authority over the tape?

AS: By the store manager, he allowed me to obtain it.

FR: You are a friend of the store manager?

AS: I know him; I'm a civil rights activist, I know a lot of people in the Bay Area. They know me and they know I'm capable to deal with surveillance electronics. Then when I came I obtained the tape.

FR: How long after the shooting did you get there?

AS: About 5 minutes.

FR: So first he stumbled forward towards the police officer and then he went back into the store and died.

MD: Yes.

GS: Thank you.

AS: Just want to confirm. The distance between Muhammad and Pedie's body and the police officer was 5 to 6 feet -- no more, no less, because it was measured by an investigator who was a previous cop in the city of Antioch. Further, after the incident took place, I brought to the investigators' attention, before Mohamad was taken to the police station for testimony, that this guy doesn't speak good English that would allow them to go further with the investigation of such an incident, so he's not going to be able to provide details as he should without a translator. They said, "No, he's OK, he's OK."

FR: You offered to translate, and they turned you down.

AS: Yes. The second thing that really bother me -- every time that I ask an investigator for the City of Richmond or the Sheriff's Department investigators, to

the DA, every time I ask for their business card they refuse to provide it. And I said, "Wait a minute, now you're taking my information off my ID, and you refuse to give me your information, that's not fair!" And they say, "Well, everything will be in the report, and if you want to look at it later on, you can have your attorneys take a look at it."

FR: That's not only not fair, it's illegal.

AS: That's not right. So basically every time I will ask them for their business card, try to get their name, they will bring [me some] excuse: "Oh, why are you trying to make it difficult? We're just trying to work something out." I say, "Well, you've taken my ID, you've taken my personal information, so basically, I'm a part of this now. Who you are?"

FR: They refused your legal request for them to identify themselves to you.

AS: Yes, yes. And that happened almost with every person that asked me for my personal information that night. [recommendation for forensic equipment not transcribed]