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RASHEENA HUFFMAN

MR. SMITH: No, please don't provide her with her answers --

MS. PUBLICKER METTHAM: This is what she testified to three times.

MR. SMITH: Please, it's not.

Q. What supervisor were you referring to when you made this entry?

A. When I made this statement, like I said, I said in quotes, he comes to the desk and I explained if he's sick a supervisor has to approve. A supervisor could be me, it could be a lieutenant, it could be the sick desk supervisor, it could be district surgeon. It's a supervisor.

Q. Okay. Did you give him approval?

A. No, I did not.

Q. Why not?

A. Because he did not request sick from me.

Q. I thought you said he put a slip on your desk --

A. You can't do it that way. You can't just fill out a sick report on your

1 RASHEENA HUFFMAN

2 own. The proper way --

3 Q. Didn't he walk up to you say he  
4 don't feel well, I need to go home?

5 A. That's not the way you do it,  
6 though.

7 Q. But I'm saying he did that  
8 though, he said to you I don't feel well, I  
9 need --

10 A. He --

11 Q. -- to go home; is that right?  
12 It's a yes or no.

13 A. He didn't -- he did it walking  
14 away. He did not stand there and have a  
15 conversation civilly with me and let me know  
16 that he was sick. He did it and walked  
17 away. He gave me a sick report and walked  
18 away.

19 Q. Okay. So you don't think he was  
20 asking you for permission to go sick?

21 A. No. He just said -- he stated  
22 I'm sick.

23 Q. And so you didn't approve his  
24 request to go sick; is that right?

25 MS. PUBLICKER METTHAM:

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RASHEENA HUFFMAN

Objection. You could answer.

A. He didn't request to go sick.

Q. He didn't request to go sick --

A. He stated he was sick.

MR. SMITH: So maybe we should play this recording. This is DS 50 October 31, 2009 day tour Lieutenant Caughey menacing went sick. It starts at 7:1946.

(Whereupon, a tape recording was played.)

MS. PUBLICKER METTHAM: What time did it stop?

MR. SMITH: It stopped at 720.28.

Q. Did you hear Officer Schoolcraft say to you I don't feel well, I need to go home?

A. I heard him say that there.

Q. Did you hear yourself responding oh, okay?

A. When I -- if I said oh, okay, I did not --

Q. My question is did you hear you

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say --

A. He dropped it on my lap and kept walking.

Q. Ma'am, we are going to be here until next week if you don't answer my questions. Okay. So my question to you is I just played a recording --

A. And I --

Q. And my question to you is did you hear you saying oh, okay?

A. Okay. If I said oh, okay, he's dropping the slip report on my lap and keeping walking away. If you say you wanted to go sick or if you're not feeling well, if you want to go home and I say oh, okay and you dropped the report and keep walking, that's not going sick the proper way.

Q. Did you say oh, okay, yes or no?

A. Like I said, I did not hear it clearly just now.

Q. Would you like me to replay it again for you?

A. -- it wasn't that I approved the sick.

1 RASHEENA HUFFMAN

2 Q. All right, well, we will play it  
3 again for you so that you can hear it.

4 MR. SMITH: It starts at 720.20.

5 Q. And my question to you is  
6 whether or not you can hear yourself saying  
7 oh, okay, and that's the only question I'm  
8 asking you.

9 (Whereupon, a tape recording was  
10 played.)

11 Q. Did you hear yourself say oh,  
12 okay --

13 A. Yes.

14 Q. -- in response to Officer  
15 Schoolcraft --

16 A. Yes.

17 Q. -- saying I don't feel well, I  
18 need to go home?

19 A. Yes.

20 Q. Thank you.

21 A. He didn't say he wants to go  
22 sick. If he says he wants to go home he  
23 could fill out a 28 report and go home. You  
24 don't have to go sick.

25 Q. You did hear yourself saying oh,

1 RASHEENA HUFFMAN

2 okay to him in response --

3 A. Yes, and he gave me a sick  
4 report, not a 28.

5 Q. You did hear yourself saying oh,  
6 okay in response to him saying to you I  
7 don't feel well, I need to go home; is that  
8 correct?

9 A. Yes.

10 Q. Thank you. Can I show you a  
11 document that was previously marked as --

12 A. And he kept walking away.

13 Q. -- Exhibit 28. I'm sorry I  
14 misspoke. I'm going to show you what's been  
15 previously marked as Exhibit 26. Is that  
16 the sick report worksheet that Officer  
17 Schoolcraft put on your lap on October 31,  
18 2009?

19 A. Yeah.

20 Q. Is that your handwriting on the  
21 top part of this document?

22 A. Top part, yes.

23 Q. Is that your handwriting on the  
24 second page of this exhibit on the  
25 right-hand column?

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A. Yes.

Q. Why did you make the entry sick desk Sergeant Baer, B-a-e-r?

A. I don't know. Maybe I spoke to a supervisor there and wanted to put the name of the supervisor. I don't know.

Q. What is the entry -- can you read the entry on the first page of Plaintiff's Exhibit 26, the handwritten entry by you?

A. Sergeant Huffman called P.O. Robert sick desk at 14:30 hours, states P.O. Schoolcraft didn't call in sick.

Q. Why did you call the sick desk at 14:30 hours?

A. Because he left the precinct without going sick the proper way.

Q. If he had called the sick desk, would that have been the proper way?

A. I called to see if he went sick.

Q. You're not answering my question, ma'am. I said if he had called the sick desk, would that have been the proper way?



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MS. PUBLICKER METHAM:

Objection. You can answer.

A. If he had called the sick desk, he would still have had to speak to a supervisor and let them know that he was not feeling well and then after that we would call the sick desk and speak to the sick desk and let them know that we have a MOS that's, either A, being treated at the precinct by EMS or going to a hospital and is requesting to go sick.

Q. So the answer to my question is no, if he had called the sick desk that still would not have been the proper way to go sick; is that right.

MS. PUBLICKER METHAM:

Objection. Objection. Asked and answered. You can answer again.

A. I still had to check to see if he called the sick desk.

Q. What's that based on?

MS. PUBLICKER METHAM:

Objection. You can answer.

A. What happened?

1 RASHEENA HUFFMAN

2 Q. Where does that come from; is  
3 there a patrol guide procedure that says he  
4 has to call the sick desk?

5 MS. PUBLICKER METHAM:

6 Objection. You can answer.

7 A. Then he have to call the sick  
8 desk. When you're home and you're not  
9 feeling well, you call the precinct and let  
10 them know that you're requesting admin or  
11 regular sick. The supervisor at the desk  
12 will authorize the admin sick and if you're  
13 not feeling well, you just let them know  
14 that you're going regular sick and then you  
15 go see the district surgeon the following  
16 day, if you're going regular sick. The  
17 district surgeon is going to determine if  
18 you're going to be out sick. Admin sick you  
19 don't need to go see the district surgeon.

20 Q. Is it possible for an officer  
21 who is working inside the precinct to become  
22 sick and go home or is there some --

23 A. Yes. It happen all the time,  
24 but they usually take lost time. If he  
25 don't feel well then they go sick the next

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tour, but if they're like having chest pains or they really, really not feeling bad then we call an ambulance of which is the bus to the precinct and they will go to the hospital and they will go sick from there.

Q. So one of the ways that Officer Schoolcraft could have properly left the precinct was to have taken lost time?

A. He could have took lost time.

Q. And that would have been a proper way to leave the precinct; is that correct?

A. If they were requesting lost time --

MS. PUBLICKER METTHAM:

Objection.

A. -- from me and I could authorize some lost time because he wasn't feeling well. Which I would have been more than likely have done or if he wanted to go sick then I would have called the bus to the precinct and then contact the sick desk and he would have went sick and he would have got a sick report number, SR number, to put

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into the log and let the department know that he's out sick.

Q. Didn't you offer him lost time?

A. I don't know. He didn't request lost time.

Q. I didn't ask you about what he requested --

A. -- I do recall --

Q. -- I asked you whether or not you offered him lost time?

A. I do recall -- I believe I recall offering him lost time when he came back upstairs when P.O. Rudi went to get him and bring him back to the desk --

Q. So you did offer him lost time, right?

A. I recall that.

Q. If he had said yes, I'll take lost time that would have been an appropriate way for him to leave the precinct; is that correct?

A. Yeah, he fill out a 28 slip, I sign it and then --

Q. So the answer to my question is

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yes, that would have been a proper way for him to leave the precinct?

MR. KRETZ: Objection.

MS. PUBLICKER METHAM:

Objection. Misstates prior testimony.

Q. Is that correct?

A. Yes.

Q. In your entry in the command log in the next line of the entry that we're referring to, am I correct that you say if he don't feel well do he need a bus or lost time; is that what that entry says?

A. Yes.

Q. Okay, so did you tell Schoolcraft that he, either should get a bus or take lost time?

A. Yes.

Q. And a bus refers to an ambulance coming, correct?

A. That's the same thing. Do you need a bus.

Q. And lost time refers to him filling out a 28; is that correct?

A. Yes.

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Q. And the effect on the officer taking lost time, do they just get less hours pay for that week?

MS. PUBLICKER METHAM:

Objection.

A. No. If you have time on the books, then it won't affect your pay at all.

Q. It will offset if you have time on the books then you use up that time; is that right?

A. Yeah. Depends on if he was leaving 14:00, then he would be taking an hour and a half lost time.

Q. Further on the entry, am I reading it correctly where it says I, referring to you, say Schoolcraft, you can't just leave like that. And Schoolcraft, you can't just leave like that is in quotes?

A. Yes.

Q. So those were words that you spoke to Officer Schoolcraft; is that correct?

A. Yes.

Q. And you made these entries based