STATEMENT OF GARY HOLMES

INCIDENT #2016-141235

MOORE: Today's date is December the 23rd, 2016 the current time is

1213 hours. I'm Detective Steve Moore along with Sergeant

James Lesher. We're here at the Little Rock Police

Department 12th Street Station in the Conference Room uh upstairs. We're here talking to Gary Holmes, Senior. And this will be regarding the homicide that occurred on 12/17 of this year at uh Warren Drive and Mabelvale Cutoff. Incident Number 16-141 – 16-141235. Alright uh Gary uh you were

POPULUS

arrested last night and charged on the warrants is that

correct?

HOLMES: Well I went I went to downtown –

MOORE: Yeah you surrendered yourself and then you were uh –

HOLMES: Yeah.

HOLMES:

MOORE: the warrants were served on you last night that's correct.

And you were taken out to the County Jail. Uh we talked a little bit last night but you did not give us a formal statement

is that correct?

Yes.

MOORE: Okay and then uh today uh sometime around I guess eleven

o'clock did you make contact with the jailer and tell him that

you wanted to talk to the Homicide Detectives?

HOLMES: Yes sir.

MOORE: Okay did you know the jailer?

HOLMES: No sir.

Okay. What'd you tell him?

HOLMES:

I, I had uh, uh I just I just told him to contact uh 12th Street

Station.

MOORE:

Okay.

HOLMES:

And uh let 'em know that the detectives I talked to last night uh told me if I needed to talk to 'em let him just give him a

holler and that's what I did.

MOORE:

Okay. Alright so that's what brought you down here now. And you got here today about uh probably about ten till noon. And when you got here we gave you a Dr. Pepper and some crackers cause I believe you said you hadn't had lunch POPULUS

yet right?

HOLMES:

Yes sir.

MOORE:

Okay and then at uh 1205 hours sitting right here I advised

you of your Miranda Rights is that correct?

HOLMES:

Yes sir.

MOORE:

And I used this form in front of you. You told me that uh

you got a GED in uh in Pine Bluff correct?

HOLMES:

Yes, yes sir.

MOORE:

But you went to McClellan and Fair along the way.

HOLMES:

Yes sir.

MOORE:

Then you spent one year at Pulaski Tech.

HOLMES:

Yes sir.

MOORE:

Or you spent more than one year but –

Yeah.

MOORE:

like a year and a half I guess what you did. And you can

read and write?

HOLMES:

Yes sir.

MOORE:

And is that your initials there?

HOLMES:

Yes sir.

MOORE:

And is that your signature saying you understand those five

rights?

HOLMES:

Yes sir.

MOORE:

Okay and then I read you the Waiver of Rights is that

correct?

HOLMES:

Yes sir.

MOORE:

And you read along with me as I did that. And is that your

signature at the bottom of the page that you want to give us a

statement?

HOLMES:

Yes sir.

MOORE:

Okay. And just for the record now you had uh court this

morning or you were video court I guess is that correct?

HOLMES:

Yes sir.

MOORE:

Okay. And you made this decision after that correct?

HOLMES:

Yes sir.

MOORE:

And you're here on your own free will?

HOLMES:

Yes sir.

And you're here because you want to talk to us?

HOLMES:

Yes sir.

MOORE:

Okay and you're comfortable in this setting with just you

and us at this time?

HOLMES:

Yes sir.

MOORE:

Okay.

HOLMES:

I just want to clear my name.

MOORE:

You just want to tell your side of the your story is that right?

HOLMES:

Yeah.

MOORE:

Um I told you what this is about when I first started. Uh Saturday night on the 17th a homicide had occurred. Uh all I want you to do now is tell me uh what happened in your words and then we'll follow up with some questions if you know if you don't cover everything.

HOLMES:

Yes sir.

MOORE:

Okay? So start with uh start with Saturday the 17th. Who you were with that day.

HOLMES:

I was I was with my friend girl Michelle uh then we had breakfast all that. Uh I shouldn't have gotten down on myself the day before and she just helped me out. She always help me out. Um when I'm (inaudible).

MOORE:

What's her last name?

HOLMES:

Michelle Poole.

MOORE:

Okay and how long have you known her?

HOLMES:

I've known her since I was eight, nine years old.

Okay and is she uh what race is she?

HOLMES:

She's white.

MOORE:

Okay and where does she stay?

HOLMES:

Uh Shannon Hills.

MOORE:

Were you at her house?

HOLMES:

Yeah.

MOORE:

Is that where y'all were? Okay. Alright so Saturday y'all had

POPULUS

breakfast. I guess you were with her Friday night?

HOLMES:

Uh huh. NAT

MOORE:

We don't have to get into all of the Friday night. We'll stick

with Saturday. So uh you're not feeling all that great about

yourself so you kinda use her to talk to?

HOLMES:

Yeah I do the same for her.

MOORE:

Yeah. Okay y'all have known each other a long time.

HOLMES:

Yeah.

MOORE:

Okay. So what do y'all do Saturday?

HOLMES:

After we ate and stuff like that I seen my clothes are (inaudible). Me and her dropped my clothes off at home and uh. I don't know we just, just out and about. It you know it was just we, we'll go to Big Dam Bridge or something. We'll just do something, something to make our appease our mind you know. Cause she go through a lot of stuff too. And uh I got I got a call from uh, uh supposed to be a good friend of mine's mom telling me that uh that he had that he he's supposedly he's on the truck or something that he bought

some guy it was it was hot. And calling him the mother and took he took the truck and –

MOORE:

Who was -

HOLMES:

get a hold of Fabian.

MOORE:

who is your friend? Do you know his last name?

HOLMES:

Uh Booth.

MOORE:

Okay and his mom's the one who called you?

HOLMES:

Yeah.

MOORE:

Okay.

HOLMES:

You know so I had I always I call him my little brother. So I since my little brother died that's he kinda like I look out for him. And kinda keep him that's motivation for me to not you know. But he was over there at the guy house where he got where he bought the truck from. Messing around with it with his gun. And I go over there trying to trying to save him get him out of trouble. Or well stop him from doing something he don't he not gonna I mean I don't want —

POPULUS

MOORE:

Without going into a lot of de - detail he, Fabian's over at

this guy's house. And he's mad at him?

HOLMES:

Yes, yes sir said uh (inaudible).

MOORE:

Okay and he's Fabian wants to do something because the

guy sold him a hot stolen truck?

HOLMES:

Hot yes.

MOORE:

Okay so you go over there to try to calm him down Fabian.

HOLMES: Yeah he, he's all drunk (inaudible) like this so I, you know I

get him in the car. Took the gun out of his hand because I

don't you know I -

MOORE:

What kind of gun was it?

HOLMES:

A .40.

MOORE:

Okay what color?

HOLMES:

I know it's a .40 uh black or something.

MOORE:

Do you know the brand?

HOLMES:

No I don't.

MOORE:

Okay anything special about it?

HOLMES:

Had a long ass clip.

MOORE:

Okay. So you got it from Fabian?

HOLMES:

Yeah.

MOORE:

I mean you took it from him so he wouldn't do anything

himself.

HOLMES:

Yeah. Cause I so initially I ain't never get out the car really. I

got out of the car to get him in the car.

MOORE:

I'm gonna stop you. You're, you're talking about a car whose

car are you in?

HOLMES:

Uh we was in Michelle's car.

MOORE:

What kind of car is that?

HOLMES:

A black Impala.

MOORE:

Do you know what year model?

No.

MOORE:

Okay about what year model or any idea?

HOLMES:

It's 2000 something.

MOORE:

Okay. So go ahead you got the gun. You get back in the car

whose driving?

HOLMES:

We get in the car I'm driving the car.

MOORE:

And who all is in the car at that point?

HOLMES:

Me, Michelle and Fabian.

MOORE:

Okay. GNAT

HOLMES:

And uh he's rattling off about what he wanted to do to that

POPULUS

guy or whatever. And I wasn't I wasn't just thinking of

nothing. But I had the I had the gun in my lap.

MOORE:

And where is Fabian in the car?

HOLMES:

He's in the backseat.

MOORE:

Okay.

HOLMES:

I just and so uh, we drive off. And we're going I'm trying to figure out where the hell I'm fixing to do with him andthis damn gun. And it's two cars kinda like come up like speeding up on me. And I was like you know I was me I don't know what the you know I don't know what he's done did before then. So I just pulled to the side and let 'em by. So when I start pulling back uh I was about to go toward uh toward (inaudible) toward the Geyer Springs way. And uh the car in front of me was I don't know if they was going straight or left or whatever. Uh but I was kinda like turned going towards that way and I blew the horn cause I was I was trying to figure out why, why they ain't moving. It

wasn't no cars coming. And uh they blew the horn back so I was fixing to get out of the car but you know I had the gun in my lap. So I mean I ain't thinking just grabbed it and I was I opened the door ready to get out. And that damn thing Michelle's like no get back in the car. Bang. And when I ain't even think nothing of it because I ain't I mean I don't I ain't think it - I just thought it just went off. You know.

MOORE:

Okay.

HOLMES:

You know. We go on about the day and everything. Drive I just drove on to Hilaro Springs. Uh I take, take Booth and, and his gun over there where I know he was alright. I told his mom I'll go get him and get him you know and that's what I did.

MOORE:

Okay, alright. Before we get any further there I want to back up a little bit. Do you know after you got Booth in the backseat and you're driving down the road wondering what you're gonna do with him. Do you know what road what street you're on?

HOLMES:

Uh Geyer Springs.

MOORE:

Okay and do you know what street you're on when the car come up behind you that you're not sure what, what to do?

HOLMES:

Yeah Warren Drive.

MOORE:

Okay and you said there was two?

HOLMES:

Yeah it was two cars.

MOORE:

Okay and you let 'em both go by you?

HOLMES:

Yeah.

MOORE:

Okay the car that you ended up honking at what do you

remember about it?

I really wasn't paying no attention. I really wasn't I wasn't.

MOORE:

Do you remember a color or?

HOLMES:

No.

MOORE:

Was it a car or pickup or SUV?

HOLMES:

It was a car.

MOORE:

Okay.

HOLMES:

But you know I wasn't I just really wasn't paying no attention because I'm, I'm talking to him. And telling him he talking about what he want to do and all this. And I'm telling him look man just whatever it is it ain't that serious. You know what I'm saying. I'm telling him that and.

MOORE:

And he's griping about the people that sold him the hot

truck.

HOLMES:

Yeah.

MOORE:

Okay. So could you tell anything about anybody in that car?

That, that you ended up that wouldn't that was kinda

stopped in front of you?

HOLMES:

No.

MOORE:

Okay.

HOLMES:

No I couldn't.

MOORE:

So, so you gave 'em a honk. Was it was it like a laying on

the horn a long honk or was it?

HOLMES:

No it's just -

MOORE:

To get their attention?

Yeah.

MOORE:

Alright and then?

HOLMES:

And the car honked back.

MOORE:

Did that make you mad?

HOLMES:

And I'm still talking I'm still talking to him. I'm like kinda (inaudible) cause he had more I always telling other people get my pressure off me. Like I was I was relaxed I was at ease. That day because me and Michelle —

MOORE:

You weren't all wired up and, and -

HOLMES:

No.

MOORE:

mad at him or Michelle or anything?

HOLMES:

No I wasn't even mad.

MOORE:

You wasn't high?

HOLMES:

No.

MOORE:

Okay.

HOLMES:

And uh and just listening to him and yapping and open the door. As soon as I open the door she kinda like pulled like oh come on baby they gonna pull off in a second. And bang. You know what I'm saying.

MOORE:

So Michelle -

HOLMES:

I, I hadn't even got I didn't even get out of the car.

MOORE:

Okay so Michelle's trying to get you back in so you -

HOLMES:

Yeah.

you're thinking you're gonna go up to the car or something?

HOLMES:

Naw she I mean I –

MOORE:

She just didn't want you to get out.

HOLMES:

Yeah she didn't want me yeah I had that gun in my hand.

MOORE:

Yeah.

HOLMES:

A pist - you know cause I had it in my lap when I took it

from him.

MOORE:

So why'd you have it in your lap can you explain? I mean I

know you took it from him but.

HOLMES:

Well just I didn't I don't know it just stayed there. When I got it from him I just wasn't thinking about none of that at the time. I normally don't be driving so I mean. When, when, when she when she seen how he was and all that and he had the gun and stuff then. That's when she's like uh you

drive.

MOORE:

Okay.

HOLMES:

And it was just.

MOORE:

So when you get out -

HOLMES:

She didn't want to be -

MOORE:

Go ahead.

HOLMES:

I mean she didn't have nothing to do with.

MOORE:

Right.

HOLMES:

And.

MOORE:

When you got out of the car what hand was the gun in?

My left hand.

MOORE:

And what, what –

HOLMES:

I'm right handed.

MOORE:

You're right handed?

HOLMES:

Yeah.

MOORE:

Okay that was my next question what was your strong hand. Uh and which way when that car did move did it move immediately after the gun went off or did it take it?

HOLMES:

No it didn't no it didn't. And you know what I'm saying.

MOORE:

And which way did it go when it finally did move?

HOLMES:

Did it go straight? Or left? I don't know I can't remember.

MOORE:

Which way did you go?

HOLMES:

Cause all I, I'm steady they – okay now Fabian he uh after this after when the gun went off he's everybody like froze like I froze too. I'm like oh shit this damn gun loaded. You

know what I'm saying. And, and.

MOORE:

Okay. Which way did y'all go when you?

HOLMES:

Uh on the right.

MOORE:

On what street are you on then?

HOLMES:

Uh it's Mabelvale Cutoff I think.

MOORE:

Okay and where did you take you said you took Fabian

where did you take him to? What street?

I took him to some trailers, trailers off of off Hilaro. Took

him to some trailers and to uh his friend house.

MOORE:

Okay and he left did he -

HOLMES:

Yeah we I dropped him off there.

MOORE:

And the gun?

HOLMES:

I'll never forget cause it started raining around about that

time.

MOORE:

Did he take the gun from you or did you give it back to him?

HOLMES:

No I gave it to him. Cause you know I was like damn this

motherfucker, you didn't even tell me that it had no, you

know. GNAT

MOORE:

Uh huh.

HOLMES:

He had a bullet in the chamber and everything. So it's.

MOORE:

Okay uh what were you wearing that night do you

remember?

HOLMES:

Uh, uh what did I have on? I can't remember what I had on.

MOORE:

Have you changed your appearance in any way since that

day?

HOLMES:

No.

MOORE:

You're still basically kinda I guess bald like you are?

HOLMES:

I was - yeah - I, I really cause my hair get it's kinda light a

little bit here.

MOORE:

And Fabian's got dreads right?

HOLMES:

Yes.

Okay. Uh but no, it was just you three in the car?

HOLMES:

Uh huh.

MOORE:

Okay. Had y'all stopped at any house on Warren Drive?

HOLMES:

No.

MOORE:

Other than just to pull over and let that car?

HOLMES:

No just to pull over there and let those cars by.

MOORE:

Do you know you said there was two cars. Do you know what happened to other car? Was it in front of the one that?

HOLMES:

I guess it just kept on going or whatever. US

MOORE:

Was there anybody outside that you saw any other cars

when the gun went off?

HOLMES:

I don't think nobody was outside cause it was cold as hell.

MOORE:

Okay uh do you normally carry a gun Gary?

HOLMES:

No I don't have I don't own no gun. I don't.

MOORE:

Have you ever seen Fabian with that gun before?

HOLMES:

Yeah.

MOORE:

Okay so is that a gun he's had for a while?

HOLMES:

Yeah.

MOORE:

Alright do you know where he got it?

HOLMES:

No.

I mean do you know if he bought it on the street or bought it

at a store?

HOLMES:

I don't know.

MOORE:

Okay. He hasn't never –

HOLMES:

I don't know I -

MOORE:

really talked about it?

HOLMES:

I've been I've been knowing him since, since before he even

started catching felonies or anything. I just.

MOORE:

Now let me ask you this when you go to get him from that

POPULUS

house where he's mad at those people uh do you know

whose house that is?

HOLMES:

Yeah it's a dude uh I can't think of his name. Marcus.

MOORE:

Okay was, was there -

HOLMES:

Marcus something.

MOORE:

anybody outside when?

HOLMES:

Yeah it was him, him-

MOORE:

Marcus?

HOLMES:

Fabian, Marcus and some white guy.

MOORE:

Was -

HOLMES:

Some white guy that was over there. Uh that I guess Marcus

works with.

MOORE:

And I mean was Fabian could they see him with the gun?

HOLMES: Yeah. Yeah they yeah they, they uh he had it just and he

ain't have no shirt on or nothing.

MOORE:

So he was out there?

HOLMES:

Yeah.

MOORE:

Okay and do you know what street that is -

HOLMES:

It was just stuck in his pants.

MOORE:

there?

HOLMES:

Okay do you uh what street is that?

MOORE:

Now is this -

HOLMES:

Okay if you come from I'll never forget cause I took the I

POPULUS

took the man to Exxon first.

MOORE:

The?

HOLMES:

I went to Exxon right there on uh -

MOORE:

Who'd you take there?

HOLMES:

on, on - that guy the guy that was over there the white man.

MOORE:

The white guy, okay.

HOLMES:

I took him to Exxon. He's (inaudible) he was like I'll walk back but I was like naw I'll take you back. And I took him I

took him back over there.

MOORE:

Okay so how do we find that house where all this happened

at?

HOLMES:

If you leave Exxon going to, to Chicot Elementary or

whatever.

Uh huh.

HOLMES:

You make that right turn right there on whatever block that is going. Alright you, you know the fire station right there.

MOORE:

Okay.

HOLMES:

As soon as you pass the fire station it's that first left. And then when you make that first left you make that first right. And then it'll, it'll go around to like a circle or whatever. Uh

MOORE:

So it's back up in there?

HOLMES:

Yeah it's not it's not sitting there but it ain't you know I

POPULUS

don't.

MOORE:

Okay so that's where uh -

REGNAT

HOLMES:

Yeah.

MOORE:

the disturbance between Fabian and them was going on?

HOLMES:

Yeah.

MOORE:

They saw him out there?

HOLMES:

Yeah cause he yeah I think he fired the gun off several times

over there.

MOORE:

Over there that night?

HOLMES:

Yeah.

MOORE:

Okay.

HOLMES:

Uh I don't know if that night but they done been having

some dealings over there quite a few times.

So he's had problems with Marcus and them before? Or

somebody at that house?

HOLMES:

No Marcus is having problems and I don't know this is about a back stabbing or something going on over there.

MOORE:

Let's get back to what, I was just trying to figure out who

saw Fabian with the gun.

HOLMES:

Yeah.

MOORE:

So you take Fabian home or I'm sorry you take him to some

trailers not back to Marcus' right?

HOLMES:

Huh uh.

MOORE:

And then so it's just you and Michelle then right?

HOLMES:

Uh huh.

MOORE:

Where do y'all go?

HOLMES:

We uh let me see we, we went up Scott Hamilton. I went uh a friend of mine called me at uh Roadway Inn. And I went by there. And we, we were getting ready to get on the freeway her uh oil light came on. And I stopped right there at uh on Geyer Springs right across from the Exxon at Kwik Chek or whatever it is. Stopped right there and we got some gas, uh got some oil. I put oil in her in her uh car and

everything. And she got back behind the wheel and we went

to pick uh Chyna up from, from Domino's.

MOORE:

Okay.

HOLMES:

Or, or where she work at the pizza place in Bryant.

MOORE:

Okay.

HOLMES:

We went from there uh to their to her house. Back in

Shannon Hills.

Alright when did you find out that somebody had been shot

at that same intersection?

HOLMES:

Uh like Monday. Something like that.

MOORE:

How did you find out?

HOLMES:

Uh Booth and his mama.

MOORE:

Did he call you or come to your house?

HOLMES:

No I, I was I went to go over to their house.

MOORE:

Oh you went to their house?

HOLMES:

Yeah I, I be making (inaudible) and stuff uh -

MOORE:

Okay.

HOLMES:

so I had that's I mean that's, that's normally what I do every

day. It, it keeps me -

MOORE:

So Booth told you?

HOLMES:

Huh?

MOORE:

Booth told you?

HOLMES:

Naw I think his dad just said like that they were just like they just mentioned he was like y'all you know there was a three year old little boy got shot and all that. And it still hasn't registered to me that you know that, that, that was that incident. Because I know I ain't I didn't I ain't just I ain't shot nobody or nothing like that. Hell that you know that raggedy ass gun went off but I know it I, I. But it's like.

MOORE:

When did you when did it register with you Gary that your

deal and that deal was connected?

Yesterday, yesterday. When I went home cause I nobody

just not even -

MOORE:

Neither Michelle or -

HOLMES:

Well I think Michelle called me.

MOORE:

So none of them?

HOLMES:

Michelle called me and said she said something she said uh, uh baby do you, you, you do you remember the other night or something. She refreshed my memory about it. And then she was like did you see that on the news. And then that's what made me start looking at the news.

MOORE:

Okay.

HOLMES:

I didn't know what to do after that really. I, I like I'm I just I

POPULUS

knew I was like oh shit I'm in deep shit now. Just I –

MOORE:

Did you talk to anybody about it other than Michelle or Fabian? Did you talk to any other friends or tell 'em what

happened?

HOLMES:

Uh it's a couple of people. I was like man I, I don't want to believe but I think I think I done I think I done got in some shit. A friend of mine uh, uh Booger, Booger.

MOORE:

Booger?

HOLMES:

Uh I just.

MOORE:

Anybody named Slim? Did you tell anybody named Slim?

HOLMES:

Yeah that's, that's who house I had took uh Booth to.

MOORE:

Okay. Alright Gary when you got out of the car after you

honked the horn were you -

HOLMES:

I didn't never get out of the car.

Well when you stood up or whatever okay. Were you

intending to hurt anybody?

HOLMES:

No I ain't I, I only I only had the gun in my hand because it

was it I, I took it from him and it was in my lap.

MOORE:

Okay. Were you mad at the people in the car?

HOLMES:

No. I wasn't mad.

MOORE:

Did you say anything about uh or were you thinking I'm

gonna shoot the car up or?

HOLMES:

No I had my I had the window down.

MOORE:

Okay. GNAT

HOLMES:

And when I opened the door I opened the door with, with

the kinda like the gun (inaudible) cause you could just grab

POPULUS

it with your, your pinky.

MOORE:

Uh huh.

HOLMES:

And I left just like I ain't even get out all the way I didn't get

out of the car.

MOORE:

Right.

HOLMES:

I just had my hand on the steering wheel and it's kinda like

my hand and, and the and the gun was like, like this on the

door.

MOORE:

How many times did the gun go off?

HOLMES:

It just went off once. You know I.

MOORE:

Did anybody ever get out of that other car?

I didn't – no I didn't even know the it had no bullet in the

chamber. I just you know I, I ain't no gun specialist or

nothing.

MOORE:

So when you found out the three year old had been killed

out there what'd you?

HOLMES:

It hurt it hurt my heart it hurt my heart really bad. Because I, I got a four year old son in California. I got six kids you know I, I don't want no nothing like that happening to any

one of them. I'd be I'd be extremely hurt and.

MOORE:

Okay uh and last night you just weren't ready to talk about

it? So we when we were down here right?

HOLMES:

Uh I wasn't I wasn't ready to talk but I only I think I was just still like in shock that somebody that I had (inaudible).

MOORE:

Okay. Have you discussed it with Michelle or, or Fabian about somebody dying as a result of what happened out

there?

HOLMES:

No. Michelle, Michelle called me and said something to me

about it.

MOORE:

Did you ever uh did you see all the, do you watch the news did you see the coverage on it later with all the people

talking?

HOLMES:

No.

MOORE:

Did anybody ever encourage you to turn yourself in?

HOLMES:

No.

MOORE:

Okay. Did you ever think about that?

HOLMES:

No I watched the news so you know.

MOORE:

Okay.

When my mom said the pastor or something called my stepdad, Pastor Terrance, Terrance something. And that's he, he know my stepdad. He you know they I guess they're good friends or whatever. And he was like uh Junior they're putting your name in there. So I started trying to put it together like damn hold on I ain't I ain't I ain't shot nobody. And you know along I still it wasn't registering that I had, cause I didn't shoot nobody. I didn't think anyways.

MOORE:

You didn't know Saturday night you just thought the gun

went off?

HOLMES:

No. No that's, that's it.

MOORE:

Okay. Now you've come down here today on your own like I said. And wanted to tell your side of the story. Is this the truth that you're telling me?

HOLMES:

Yes sir.

MOORE:

Okay so that gun is as far as you know is where?

HOLMES:

I don't know. Fabian got his gun.

MOORE:

The last you saw it was with Fabian?

HOLMES:

Yeah when that mother went off I was like man what the

hell is.

MOORE:

Okay that was -

HOLMES:

It's seem like (inaudible) gun man.

MOORE:

You think it was uh an expensive gun or you know like a

Glock or something like that?

HOLMES:

I don't know.

MOORE:

Or a cheap one?

It was a it had it looked kinda rusty a little old gun. I don't I

don't know.

MOORE:

How long do you think he's had that gun?

HOLMES:

I don't know.

MOORE:

But you've seen him with it before?

HOLMES:

Yeah.

MOORE:

Okay. Alright. Gary is there anything else you'd like to add

to your statement?

HOLMES:

I just I just I just want a fair chance. I've been getting in trouble all my life and it's not even just intentional trouble. It's just it's like I had the worst the worst of the worst luck. And you know I never intended to shoot nobody. To, to even

nothing it was just.

MOORE:

Okay.

HOLMES:

Me trying to help somebody else and I end up putting myself

in the situation.

MOORE:

You talking about trying to help Fabian get out of his?

HOLMES:

Yeah because my day was going great.

MOORE:

Okay you weren't having a bad day you weren't mad at

anybody -

HOLMES:

No.

MOORE:

before this? I mean you know like -

HOLMES:

No.

MOORE:

you weren't angry or agitated at?

I was I was Just I was I was the day before when I talked to Michelle she came and got me cause she knew I was just hurting. Just cause how like I say life ain't never treated me

right seem like. I always get the worst luck.

MOORE:

Okay. Alright Gary uh I'm gonna go ahead and conclude

this interview. Uh it's 1240 hours.

Democrat

This transcript has been reviewed with the audio recording submitted and it is an accurate transcription.

Signed

