

REDACTED

NEW YORK, NEW YORK, MARCH 12, 2011 (HWY11MH005)

HUMAN PERFORMANCE GROUP CHAIRMAN FACTUAL

ATTACHMENT # 12

BUS PASSENGER AND WITNESS STATEMENTS TO POLICE

(19 pages)



SUPPORTING DEPOSITION CONTINUATION SHEET

PEOPLE vs. \_\_\_\_\_

THE NEXT TIME I SAW THE BUS, ABOUT TWENTY (20) MINUTES LATER, IT WAS ON TWO (2) WHEELS, RIDING ALONG ON THE GUIDERAIL. I SAID TO MYSELF, "OH MAN, ASSHOLE." THEN I SAW THE BUS PLOP DOWN ONTO THE RIGHT SIDE, LIKE HE RAN OUT OF GUIDERAIL. I DIDN'T NOTICE IF THE BUS HIT THE POLE. THERE WAS A DARK COLORED CAR COMING UP ON MY LEFT SIDE, BUT I DON'T REMEMBER SEEING ANY OTHER TRUCKS AROUND. I DIDN'T SEE ANYBODY CUT THE BUS OFF OR ANYBODY AROUND IT. I'M NOT SAYING IT DIDN'T HAPPEN, I'M SAYING I DIDN'T SEE ANYBODY CUT HIM OFF. I LOOKED OVER AND I SAID TO MYSELF, SOMEBODY ELSE WILL CALL. I MADE NO CONTACT WHATSOEVER WITH THE BUS. THE WRITING ON MY TRACTOR READS "WEBSTER TRUCKING" AND "WINDSOR LOCKS." I THINK THE DOT NUMBER AND SOME OTHER THINGS ARE ALSO ON IT. THE TRAILER IS WHITE WITH NO WRITING ON THE SIDE. THERE ARE NUMBERS GOING DOWN THE FROM SIDE OF THE TRAILER. THE TRAILER I WAS DRIVING WAS NUMBER "48119023." THE SAME NUMBER IS ACROSS THE TOP OF THE REAR ROLL-UP DOOR.

AT ABOUT 9:05 AM, MY WIFE CALLED ME AND SAID, "HONEY, I SAW ON THE TV WHERE THERE WAS AN ACCIDENT AND THERE ARE A LOT OF PEOPLE DEAD." SHE WAS SUPPOSED TO GO ON A BUS RIDE AND SHE DIDN'T GO, SO SHE WAS WONDERING IF THAT WAS HER FRIENDS. I TOLD HER THAT I SAW THAT ACCIDENT. SHE SAID THAT THE NEWS SAID A TRACTOR TRAILER CUT A BUS OFF. I TOLD HER NO TRACTOR TRAILER CUT THE BUS OFF, THAT GUY WAS EITHER SLEEPY OR DRUNK. I THOUGHT ABOUT IT AND I SAID TO MYSELF, I WAS THE ONLY TRACTOR TRAILER IN THE AREA AND I WASN'T INVOLVED. SO I DECIDED TO CALL AND MAKE IT CLEAR THAT I WASN'T INVOLVED. I DIDN'T GET INVOLVED BECAUSE I SEE SO MANY ACCIDENTS, I DIDN'T WANT TO BE INVOLVED.

NOTICE

(Penal Law Sec.210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 12TH day of MARCH, YR 2011

-- OR --

\*Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_, YR \_\_\_\_\_

*[Signature]*  
[Redacted Signature Box]

INV NOEL NJ NELSON  
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED 1 : 15  am  pm

SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK  
—VS.

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK \_\_\_\_\_ COURT

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ OF \_\_\_\_\_

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ OF \_\_\_\_\_

On DATE: 3/12/11 at TIME STARTED: 3:12 PM I, FULL NAME: AKAI MICHAEL CADIEUX

state the following: I AM GIVING THIS DEPOSITION FREELY TO INV ABDUL WEED AND NOTHING WAS PROMISED TO ME IN RETURN. ON 3/12/11 AT AROUND 530AM I WAS WITH MY FRIEND JAMES UNDERHILL, HE WAS DRIVING HIS MOTHER'S CAR, I WAS IN THE PASSENGER SEAT. WE WERE ON I-95 HEADED TOWARDS NEW YORK WHILE DRIVING MY FRIEND JAMES TOLD ME TO LOOK BEHIND US, AS I LOOKED I NOTICED A TOUR BUS IN THE RIGHT LANE NEAR THE SHOULDER OF THE ROADWAY THE BUS WAS ON ITS TWO RIGHT TIRES, SLIDING ALONG THE GUIDE RAIL, I SAW SPARKS FLYING AND NOTICED ONE OF LIGHTS ON THE BUS GO OUT. I DID NOT SEE ANY OTHER TRUCKS, OR VEHICLES AROUND OR NEAR THE BUS. AFTER ANOTHER VEHICLE CAME UP FROM BEHIND, BUT WAS ABOUT 1/4 MILE AWAY. I DID NOT SEE THE BUS GOING FROM SIDE TO SIDE AS JAMES DID, I JUST NOTICED THE CRASH OF THE BUS. AFTER THAT MY FRIEND JAMES STOPPED + CALLED 911 ON HIS CELL PHONE.

~~AMC~~

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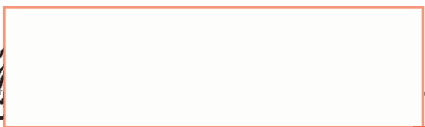
Affirmed under penalty of perjury


this 12<sup>TH</sup> day of MARCH, 2011

-OR-

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

(SIGNATURE) 

 TIME ENDED: 3:48 PM

*(copy)*

\* This form need be sworn to only when specifically required by the court

SUPPORTING DEPOSITION (CPL § 100.20)

Page 1 of

THE PEOPLE OF THE STATE OF NEW YORK

VS

DEFENDANT(S)

<u>LOCATION OF INCIDENT:</u>	<u>LOCATION OF DEPOSITION:</u>
STATE OF NEW YORK, LOCAL CRIMINAL COURT	STATE OF NEW YORK
COUNTY OF	COUNTY OF
OF	OF

On \_\_\_\_\_ DATE: \_\_\_\_\_ at \_\_\_\_\_ TIME STARTED: \_\_\_\_\_  AM  PM I, FULL NAME: Akai M. Cadieux

STATE THE FOLLOWING:

At 5:30am on March 12, 2011 I was in the passenger seat of a vehicle with James C. Underhill heading south on the highway from New England to New York City. Along the way James C. Underhill pointed out for me to look in the rear view mirror. As I looked I caught a bus on only the two right tires, the left side in the air, and then crash on the ground and slide. I notice no other vehicles around the bus while this was occurring and remember saying out loud "holy crap, what the heck happened?"

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SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK  
- VS.

DEFENDANT(S)

LOCATION OF INCIDENT:

STATE OF NEW YORK \_\_\_\_\_ COURT  
COUNTY OF \_\_\_\_\_  
OF \_\_\_\_\_

LOCATION OF DEPOSITION:

STATE OF NEW YORK  
COUNTY OF Bronx  
City OF New York

On DATE: 03/13/11

at TIME STARTED: 4:15 PM

FULL NAME: Xiu Yung Ng

state the following: This Supporting Deposition has been written by Investigator Michael A. Davis of the New York State Police after I disclosed the events of March 11<sup>th</sup> into the 12<sup>th</sup>, of 2011 to translator Winnie Greco <sup>Winnie Greco</sup> ~~Yinkai Liu~~. I affix my signature to this Supporting Deposition swearing that the content is a true. I had purchased a ticket from Ada Liu on the Bowery in New York City. I have purchased the same tickets in the past from Ada and other people in the past. The driver who picked us up on March 11, 2011 picked us up at the Bowery at 8:00pm. He was late. He should have picked us up at 7:30pm. Passengers were mad at him. He got mad when people said stuff to him about being late. He drove much different than the drivers I had in the past. Both ways, the ride was very bumpy. He often drove on the rumble strips on the shoulder of the road, both ways. When I first got on the bus enroute to the casino, I smelt marijuana in the bus. I couldn't sleep on the bus because it was too bumpy. I just kept my eyes closed. While I was at the casino I did not see the driver. I do not know what he did while I was in the casino. This statement is being read outloud by translator Yinkai Liu.

**NOTICE**


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Affirmed under penalty of perjury

this 13th day of March, 2011

- OR -

  
(SIGNATURE OF DEPONENT) Yinkai Liu Yinkai Liu



SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK  
— VS. —

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK \_\_\_\_\_ COURT \_\_\_\_\_

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ OF \_\_\_\_\_

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK \_\_\_\_\_

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ OF \_\_\_\_\_

On **DATE:** 03/12/2011 at **TIME STARTED:** 3:30/pm I, **FULL NAME:** JAMES C UNDERHILL

state the following: On March 12<sup>th</sup>, around 5:30/am I was driving on I-95 heading south west into New York City when I witnessed an accident involving a tour bus. I witnessed the accident through my rear view mirror as it was happening behind me. I noticed the bus, which had no other vehicles around it at the time, swerve from the middle lane across to the right hand lane, the bus then swerved back towards the middle lane, and again towards the right hand lane, at this point, the bus was leaning on its passenger side wheels and fell onto the guide rail where it slid into a sign post until it came to a complete stop. As it was happening, I told my passenger AKAI CADIEUX to turn around and watch. I pulled out my cell phone and dialed 911 within seconds of the incident.

**NOTICE**

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Affirmed under penalty of perjury

this 12 day of MARCH, 2011

- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

(WITNESS)

MARCUS WALTHOUZ

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED

3:50/pm

\* This form need be sworn to only when specifically required by the court

THE PEOPLE OF THE STATE OF NEW YORK

VS

DEFENDANT(S)

<u>LOCATION OF INCIDENT:</u>	<u>LOCATION OF DEPOSITION:</u>
STATE OF NEW YORK, LOCAL CRIMINAL COURT	STATE OF NEW YORK
COUNTY OF	COUNTY OF
OF	OF

On \_\_\_\_\_ DATE: \_\_\_\_\_ at \_\_\_\_\_ TIME STARTED: \_\_\_\_\_  AM  PM, FULL NAME \_\_\_\_\_

STATE THE FOLLOWING:

On March 12th, around 5:30 AM, I was driving on I-95 heading South West into New York City when I witnessed an accident involving a tow bus. I witnessed the accident through my rear view mirror as it was happening behind me. I noticed the bus, which had no other vehicles around it at the time, swerve from the middle lane across the right hand lane, the bus then swerved back towards the middle lane, and again towards the right hand lane, at this point, the bus was leaning on its passenger side wheels and fell onto the guard rail where it slid into a sign post until it came to a complete stop. As it was happening, I told my passenger,

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SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK  
- VS.

DEFENDANT(S)

**LOCATION OF INCIDENT:**  
 STATE OF NEW YORK Justice COURT  
 COUNTY OF WESTCHESTER  
Town OF PALMAY

**LOCATION OF DEPOSITION:**  
 STATE OF NEW YORK  
 COUNTY OF BRONX  
City OF BRONX

On DATE: 03/13/11 at TIME STARTED: 2:35 PM I, FULL NAME: YUKE CHUE LO

state the following: I WAS SITTING IN THE FRONT ROW OF THE BUS BEHIND THE DRIVER I WAS SITTING BY THE WINDOW. THERE WAS ANOTHER WOMAN NEXT TO ME. THE DRIVER WAS DRIVING AT A NORMAL SPEED. I WAS NODDING OFF. I DON'T REMEMBER ANYTHING EXCEPT A LOUD BANG. THEN I WOKE UP AND THERE WERE TWO PEOPLE TRYING TO GET ME OUT OF MY SEAT. MY JACKET WAS STUCK. THE WOMAN NEXT TO ME WAS ABOUT 50 YRS OLD. AIDA WAS SITTING ACROSS FROM ME IN THE FRONT SEAT. SHE WAS ALONE.

I read this statement to my Mom  
there were her words.

LO, Ryan Fan

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Affirmed under penalty of perjury

this 13 day of March, 2011

- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

(SIGNATURE OF DEPONENT)

(WITNESS)

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

2:44 PM

\* This form need be sworn to only when specifically required by the court

SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK  
- VS.

DEFENDANT(S)

**LOCATION OF INCIDENT:**  
 STATE OF NEW YORK WESTCHESTER COURT  
 COUNTY OF WESTCHESTER  
Town OF PELHAM

**LOCATION OF DEPOSITION:**  
 STATE OF NEW YORK  
 COUNTY OF BRONX  
CITY OF BRONX

On DATE: 03/12/11 at TIME STARTED: 3:30 P I, FULL NAME: THEODORE RADULOSCH

state the following: AT 3:45AM ON 03/12/11, I WAS A PASSENGER IN A BUS COMING FROM MORGAN SEN I WAS SITTING ON THE DRIVER'S SIDE OF THE BUS, 4TH SEAT FROM THE BACK. I WAS ALONE. THE DRIVER OF THE BUS WAS BLACK. I DIDN'T HAVE ANYTHING TO DRINK AND I'M NOT ON ANY MEDICATION. I DIDN'T NOTICE ANYTHING UNUSUAL ABOUT THE DRIVER. I WAS SLEEPING ON THE BUS AND WAS AWOKEN WHEN THE BUS WAS CRASHING I HEARD TWO WOMEN OUT OF THE BUS

**NOTICE**

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Affirmed under penalty of perjury

this \_\_\_\_\_ day of \_\_\_\_\_

- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

(SIGNATURE OF DEPOSITOR)  
 \_\_\_\_\_

(NAME OF PERSON TAKING DEPOSITION)  
 \_\_\_\_\_

TIME ENDED:  
3:35PM

\* This form need be sworn to only when specifically required by the court

THE PEOPLE OF THE STATE OF NEW YORK  
- VS.

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK \_\_\_\_\_ COURT \_\_\_\_\_

COUNTY OF \_\_\_\_\_

OF \_\_\_\_\_

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK \_\_\_\_\_

COUNTY OF Bronx

CITY OF NEW YORK

On DATE: 02/13/11 at TIME STARTED: 4:25 PM I, FULL NAME: XIA YING WU

state the following: ON 03/11/11 AT ABOUT 2:30 PM I BOARDED A BUS FOR THE MIDHOGAN SUN CASINO. WE WENT TO THE CASINO FOR A FEW HOURS AND THEN GOT BACK ON THE BUS FOR THE RIDE BACK TO CHINATOWN. I WAS SLEEPING ON AND OFF. I HAVE RUMBLER WITH THIS SAME DRIVER 2 TIMES BEFORE AND EVERY TIME HE IS ANGRY AND A BAD DRIVER. MOST OF THE TIME HE WAS RIDING ON THE RUMBLE STRIPS. I WAS ASLEEP AT THE TIME OF THE ACCIDENT, THE RIDE WITH THIS DRIVER IS ALWAYS BUMPY.

I BOUGHT MY TICKET FOR \$15 FROM A WOMAN NAMED ADA ON BOWERY ST AND SHE WAS THE LEADER OF THE TRIP. THIS SUPPORTING DEPOSITION HAS BEEN WRITTEN BY INV. CORNELIUS MERRITT OF THE NEW YORK STATE POLICE, TRANSLATED BY WILMUND GRECO AND READ TO ME BY YINKAI LIU. I AFFIX MY SIGNATURE TO THIS DEPOSITION SWEARING THAT THE CONTENT IS TRUE.

**NOTICE**

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Affirmed under penalty of perjury

this 13<sup>th</sup> day of MARCH, 2011

- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

(SIGNATURE)

(WITNESS)

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

4:36 PM

\* This form need be sworn to only when specifically required by the court



STATEMENT CONTINUATION SHEET

PAGE 3 OF      PAGES

DATE: 3/17

NAME: VLADIMIR YASHNYK U.Y.

PASSENGERS HELPED ME GET OUT FROM THE  
 ROOF OF THE BUS. I WAS IN THERE  
 AND WAITED FOR THE EMERGENCY SERVICES  
 TO ARRIVE. I TOLD THE FIREMEN THAT  
 MY HEAD HURT AND THEY BROUGHT ME  
 TO THE HOSPITAL WITH EIGHT OTHER PEOPLE.  
 WHILE I WAS WAITING FOR THE FIREMEN TO  
 COME, THE BUS DRIVER WAS ASKING THE  
 OTHER PEOPLE WHO GOT OUT OF THE BUS  
 THAT WERE STILL TRAPPED.  
 I DON'T SPEAK ENGLISH AND I HELPED IN MY  
 KNOWLEDGE OF THE BASIC POLICE PROCEDURES  
 FROM WHAT I SAID.

*[Handwritten signature]*



THE PEOPLE OF THE STATE OF NEW YORK )

--vs.-- )

SUPPORTING DEPOSITION )

(Defendant )

STATE OF NEW YORK )  
COUNTY OF NEW YORK CITY )

ss. )

BOROUGH of THE BRONX )

On	DATE 03/13/11	at	TIME STARTED 3 : 46	am pm	FULL NAME IRA C BERMAN	CITY BETHPAGE	STATE NY
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state the following: I'm a driver for UPS and have been for twenty one years. My normal dispatch is from Nassau County Long Island to Hartford CT then tractor only from Hartford to Bridgeport and then Bridgeport back to Nassau. I do that Monday night to Friday night. On Saturday morning, March 12, 2011, I was convoying down Bridgeport along I-95 south. I was the lead truck in a convoy of three UPS trucks. The other trucks were being driven by Joseph Insalata and James Harrison. Approximately twenty minutes after leaving Bridgeport somewhere between Westport (exit 18) and Greenwich (exit 5) we were traveling in the right lane and doing around fifty-five miles per hour. I believe it was closer to exit 18 a "World Wide" - tour bus passed the convoy at such a high speed that I commented over the CB radio to Joe and James "look at this asshole. He's hammering down. Where's the fire?" Joe answered that he passed him so fast "he created turbulence." I can't say for sure how far over he was but there was a lot of room between his bus and my truck when he passed. For there to be that much room he had to be riding the white line into the left lane. James had exited at exit 15 on I-95 because one of his deliveries goes to the Mount Vernon facility. I saw something in the distance as I approached exit 14. I switched the convoy into the middle lane to clear any obstructions that might be on the shoulder from a broken down car or some such occurrence. As I approached the accident scene I observed that there was a taillight perpendicular in the air. I got on the CB and said, "Joe, there's something wrong here." As I got closer I observed that it was the same bus that had sped passed us a little earlier in CT. I said "Holy shit it's the same bus that passed us twenty minutes ago. That's the ass that sped by us earlier." Joe answered me on the radio and said, "I'm calling the cops." Joe came back on the radio a few minutes later and said they are sending an ambulance. We didn't stop at the accident due to the fact that we are driving loads for delivery and can't really stop.

NOTICE

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Affirmed under penalty of perjury

this \_\_\_\_\_ day of \_\_\_\_\_, YR \_\_\_\_\_

-- OR --

\*Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_, YR \_\_\_\_\_

[Redacted Signature Area]	TIME ENDED	am pm
	4:19	pm

REC'D BY INW NY  
FAX  
4/17/11

SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK - VS.

DEFENDANT(S)

LOCATION OF INCIDENT: STATE OF NEW YORK COURT COUNTY OF OF

LOCATION OF DEPOSITION: STATE OF NEW YORK COUNTY OF BRONX City OF NEW YORK

On DATE: 03/12/11 at TIME STARTED: 12:21 PM, FULL NAME: JEAN- MARIE EROLD

state the following: ON 03/11/11 AT 7:00PM I LEFT CHINATOWN ON A BUS FOR MOHEGAN SUN CASINO WE ARRIVED AT ABOUT 11:00 PM. AT 3:45 AM WE LEFT THE CASINO TO GO BACK TO CHINATOWN. I WAS SITTING IN THE RIGHT REAR OF THE BUS, AISLE SEAT IN THE 2ND TO LAST ROW. I WAS SLEEPING AND WAS WOKEN UP TWICE BY THE RIGHT TIRES OF THE BUS RIDING ON THE RUMBLE STRIPS. I THOUGHT THE DRIVER MIGHT BE FALLING ASLEEP BUT I COULDN'T SEE HIM FROM MY SEAT. I FELL ASLEEP AGAIN AND WAS WOKEN UP WHEN THE BUS TURNED ON ITS SIDE AND HIT THE POLE. THE SPEED OF THE BUS ON THE TRIP APPEARED TO BE NORMAL HIGHWAY SPEED. AFTER THE ACCIDENT THE DRIVER SAID HE WAS HIT BY A TRAILER. I DID NOT SEE A TRAILER AND NONE STOPPED. I HAVE ASKED INV. MERRITT OF THE STATE POLICE TO WRITE THIS FOR ME.

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Affirmed under penalty of perjury

this 12th day of MARCH, 2011

- OR -

\* Subscribed and Sworn to before me

this day of

(SIGNATURE)

(WITNESS)

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

12:31 PM

\* This form need be sworn to only when specifically required by the court

SUPPORTING DEPOSITION (CPL Sec.100.20) GENL-4 REV 01/98E  
STATE OF NEW YORK

New York State Police

COUNTY OF New York City  
Borough \_\_\_\_\_ of the Bronx

Local Criminal COURT

THE PEOPLE OF THE STATE OF NEW YORK )

--vs.-- )

SUPPORTING DEPOSITION

(Defendant )

STATE OF NEW YORK )  
COUNTY OF New York City )  
Borough \_\_\_\_\_ of the Bronx )

ss.

On	DATE 03/14/11	at	TIME STARTED 10 : 24	<input checked="" type="radio"/> am <input type="radio"/> pm	L	FULL NAME Joseph D. Insalata	CITY E. Farmingdale	STATE NY
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state the following: I, Joseph D. Insalata, have been a professional driver for twenty three years. I started off making UPS deliveries in 1988 then I started driving tractor trailers nine years later, in February 1997. Currently I'm a feeder driver for UPS. On the morning of March 12th, 2011 I was heading back to Melville, Long Island, where my base of operations is located. I was heading back from Connecticut with two other UPS trucks driven by Ira Berman and James Harrison. I was the third truck in the convoy. We were all in the right lane doing approximately fifty miles an hour. I noticed a bus behind in the middle lane. I was surprised by how quickly the bus was catching up and passing me. As the bus passed me it was going so fast that the wind shook my truck as if I was standing still. As it passed I noticed on the rear the name "World Wide". It appeared to be written in gold. As it passed it appeared that the bus was over partially into the left lane. I made a comment on the CB radio "Holy shit look at this fucken guy go." James came on the CB and said "hammer down!" which is a term we use for drivers that are speeding. Ira also said something on the radio but I don't recall exactly what he said. James exited a little later at exit 15 to deliver to the Mount Vernon facility. Near exit 14 Ira came on the CB and said something about there being something up ahead. Ira then came back on the radio and said, "that's the bus, that's the bus that passed us." I then started to approach the scene and I switched lanes into the middle lane. As I came to scene the I noticed the brake lights looked weird because they were straight up in the air. I was able to read "World Wide" on the back of the bus though and believe it was the bus that had passed me earlier. It was laying on its side and I saw a person with short hair standing in the grass. As we proceeded by the scene I called 911. I told 911 that a full size tour bus was laying on its side by exit 14. I told them to bring more than one ambulance. By the time I got off the phone I saw other emergency vehicles heading Northbound towards the scene.

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Affirmed under penalty of perjury

this \_\_\_\_\_ day of \_\_\_\_\_, YR \_\_\_\_\_

-- OR --

\*Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_, YR \_\_\_\_\_

	TIME ENDED 4:06 <input checked="" type="radio"/> am <input type="radio"/> pm



**WITNESS STATEMENT — VEHICLE ACCIDENT**  
 PD 301-061 (Rev. 11-07)

CASE # N/A

STATEMENT OF: **FIRST NAME** Truc **LAST NAME** Tran **PCT.** N/A **ACCIDENT NO.** N/A **COMPLAINT NO.** N/A

**RESIDENCE ADDRESS** [Redacted] **RESIDENCE TEL. NO.** [Redacted] **BUSINESS TEL. NO.** [Redacted]

**LOCATION OF INTERVIEW**  STATION HOUSE  OTHER (DESCRIBE) St. Barnabus Hospital **TIME OF REPORT** 0810 **DATE** Month 3/ Day 12 Year 11

**SCENE OF ACCIDENT**  OPERATOR OF VEH. NO. [Redacted]  PASSENGER IN VEH. NO. 1  PEDESTRIAN  WITNESS [Redacted]

**DATE OF ACC.** 3/12/11 **TIME** 0537 **LOCATION** S/B NET @ City Line **ACCIDENT INVOLVED**  DEATH  PERSONAL INJURY

**QUESTIONS FOR WITNESS, PASSENGER OR PEDESTRIAN ONLY**

Did you see the accident?  Yes  No

Where were you at the time of the accident? [Redacted]

Do you know any of the persons involved in this accident?  Yes  No

If yes, whom? [Redacted]

At the time of the accident, was your visibility obstructed in any way?  Yes  No

If yes, describe: [Redacted]

**QUESTIONS FOR OPERATOR OF VEHICLE ONLY**

How many years have you driven? [Redacted]

How long have you driven the vehicle involved in the accident? [Redacted]

Was there any mechanical failure or defects with the vehicle you were driving? [Redacted]

Did you consume any intoxicants or medication prior to the accident?  Yes  No

If yes, what, how much & where? [Redacted]

Where were you coming from or going to? [Redacted]

Who was with you at time of accident? [Redacted]

**BELOW QUESTIONS TO BE ANSWERED IN ALL CASES, WHETHER SUBJECT IS OPERATOR, PASSENGER, PEDESTRIAN OR WITNESS**

Briefly describe this accident:

I was asleep sitting in back of bus. I woke up when the accident was happening. A lot of people and stuff fell on top of me.

\* Translated from Vietnamese to English by Nick Ngo (nurse) \*\*

What was the cause of the accident?

INSERT ANSWERS PERTAINING TO EACH VEHICLE UNDER APPROPRIATE COLUMN	VEHICLE NO. 1	VEHICLE NO. 2	VEHICLE NO. 3
License plate No.			
Make, type and color of vehicle			
Direction of travel and on what street			
Speed of vehicle(s) involved			
Was vehicle subject to traffic control devices, signal lights, signs, pavement markings, etc.?			
Did vehicle swerve or turn to avoid contact?			
Immediately prior to accident, was any signal given? (horn - hand - other)			
What lights on vehicle were lighted?			
What were the points of impact?			
At time of accident, were there any other vehicles on the street in the vicinity? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, describe:			

In what direction was pedestrian (if any) going?  With signal light  Against signal light  Walking  Running  Standing

Accident occurred during  Daylight  Dawn  Dusk  Darkness **Weather Condition**  Clear  Fog  Rain  Snow  Other (Describe)

**ROADWAY LIGHTED**  Yes  No **Road Condition**  Dry  Wet  Muddy  Snowy  Icy  Other

Obstructions of holes in street  Yes  No If yes, describe: [Redacted]

**SIGNATURE OF WITNESS** N/A **RANK** Det. **SIGNATURE OF INVESTIGATING OFFICER** Rivera **TAX REG. NO.** 902287 **COMMAND** Hwy AIS



**WITNESS STATEMENT -- VEHICLE ACCIDENT**  
 PD 301-061 (Rev. 11-07)

CASE # N/A

STATEMENT OF: Theodore FIRST NAME  
Badulescu LAST NAME  
 PCT. N/A ACCIDENT NO. N/A COMPLAINT NO. N/A  
 RESIDENCE TEL. NO. N/A BUSINESS TEL. NO. N/A

DATE OF ACC. 3/12/11 TIME 0537 LOCATION S/B NET @ City LINE  
 TIME OF REPORT 0750 DATE 3 12 11 Month Day Year

LOCATION OF INTERVIEW St. Barnabus Hospital  
 SCENE OF ACCIDENT  PRECINCT STATION HOUSE  OTHER (DESCRIBE)

ENTITY OF ABOVE NAMED PERSON  OPERATOR OF VEH. NO.  PASSENGER IN VEH. NO. 1  PEDESTRIAN  WITNESS  
 ACCIDENT INVOLVED  DEATH  PERSONAL INJURY

QUESTIONS FOR WITNESS, PASSENGER OR PEDESTRIAN ONLY	QUESTIONS FOR OPERATOR OF VEHICLE ONLY
Did you see the accident? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	How many years have you driven?
Where were you at the time of the accident? <u>VP</u>	How long have you driven the vehicle involved in the accident?
Do you know any of the persons involved in this accident? If yes, whom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Was there any mechanical failure or defects with the vehicle you were driving? <u>VP</u>
At the time of the accident, was your visibility obstructed in any way? If yes, describe: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Did you consume any intoxicants or medication prior to the accident? If yes, what, how much & where? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	Where were you coming from or going to?
	Who was with you at time of accident?

**BELOW QUESTIONS TO BE ANSWERED IN ALL CASES, WHETHER SUBJECT IS OPERATOR, PASSENGER, PEDESTRIAN OR WITNESS**

Briefly describe this accident:  
I don't know what happened. I was sleeping on the bus and the next thing I know, the bus started to flip over. I was taken out by the Fire Dept. and brought here.

What was the cause of the accident?

INSERT ANSWERS PERTAINING TO EACH VEHICLE UNDER APPROPRIATE COLUMN	VEHICLE NO. 1	VEHICLE NO. 2	VEHICLE NO. 3
License plate No.			
Make, type and color of vehicle			
Direction of travel and on what street			
Speed of vehicle(s) involved			
Was vehicle subject to traffic control devices, signal lights, signs, pavement markings, etc.?			
Did vehicle swerve or turn to avoid contact?			
Immediately prior to accident, was any signal given? (horn - hand - other)			
What lights on vehicle were lighted?			
What were the points of impact?			

At time of accident, were there any other vehicles on the street in the vicinity?  Yes  No if yes, describe:

In what direction was pedestrian (if any) going?  With signal light  Against signal light  Walking  Running  Standing  
 Accident occurred during  Clear  Fog  Rain  Snow  Other (Describe)