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 (CPL Sec. 100.20) GENL-4 REV 01/98E	COUNTY OF W	New York State Police
STATE OF NEW YORK	TOWN	of PELHAM
LOCAL CRIMINAL COURT	10.111	OI INDICATE
THE PEOPLE OF THE STATE OF NEW YORK)		
vs)	•	
)	SUPPORTING DI	EPOSITION
)		
(Defendant)		
STATE OF NEW YORK) COUNTY OF WESTCHESTER)	ss.	.
COUNTY OF		
TOWN of MAMARONECK)		
DATE TIME STARTED am FULL NAME		
On 03/12/2011 at 12 : 30 • pm I, IOSHUA ALPHONSO. DATE OF BIRTH NO. & STREET	C/T/V	STATE
	SPRINGFIELD	,
state the following: I AM EMPLOYED BY WEBSTER TRUCKING	G, 100 KING SPRING	ROAD, WINDSOR LOCKS, CT 06096 AS
A TRUCK DRIVER. THIS MORNING I ARRIVED AT WORK IN WINDSOR	LOCKS AT ABOUT	3:00 AM. I DID MY PAPERWORK AND
PICKED UP MY TRUCK AND A TRAILER. I HAD A LOAD OF GROCERY TO	DELIVER TO SOUT	TH HAMPTON AND HOLBROOK, NY ON
LONG ISLAND. I LEFT THE YARD ABOUT 3:45 AM AND I GOT ON I-91 AN	ID TRAVELED TO I-	95 SOUTH.
LONG ISLAND. I LEFT THE YARD ABOUT 5.45 AW AND TOOT ON THE		
TRAFFIC WAS PRETTY LIGHT AND AT ABOUT 5:15 AM, I NOTICED SOMETHING ABOUT "TOURS" ON IT. I WAS IN THE CENTER LANE ON I-5 WHAT DREW MY ATTENTION TO THE BUS, WAS THAT IT WAS GOING ON THE BUS WAS SWERVING BACK AND FORTH, FROM THE RIGHT LANE TO EITHER INTOXICATED OR FALLING ASLEEP. THE BUS WAS ALSO TRAVEN. I WOULD SAY HE WAS DOING ABOUT 70 TO 75 M.P.H., BECAUSE IS GOING TO GET INTO AN ACCIDENT, BECAUSE HE WAS GOING TOO CATCHING HIMSELF. HE GOT OUT ABOUT THREE (3) TO FOUR (4) TRAVEREALLY PAYING ATTENTION ANYMORE. I WAS IN THE CENTER LANE ARIGHT LANE.	A BLACK BUS, WE A BLACK BUS, WE A BUS PARENT THE LINE AND TO THE SHOULDER WELING VERY FASTER HE HAD TO GET PARENT CLOSE TO THE GROWN TRAILER LEI	ASSED ME IN THE RIGHT-HAND LANE. DEEP INTO THE BREAK DOWN LANE. IT APPEARS THAT THE DRIVER WAS T. I WAS TRAVELING ABOUT 65 TO 68 ASS ME. I SAID TO MYSELF, THIS GUY UIDERAIL. IT LOOKED LIKE HE WAS NGTHS IN FRONT OF ME, SO I WASN'T
RIGHT LANE.		
MORECE	. •	
NOTICE (Penal Law Sec. 210	(45)	
(Penal Law Sec. 210 In a written instrument, any person who knowingly makes a false state of New York punishable as	atement which such	anor.
Affirmed under penalty of perjury		1
this 12TH day of MARCH, YR 2011	181 <mark>7</mark>	
OR		TIME ENDED am
*Subscribed and Sworn to before me	INV NOEL NJ N	ELSON 1 15 () pm
this, YR	(NAME OF PERSON TAI	(ING DEPOSITION)

New York State Police

SUPPORTING DEPOSITION CONTINUATION SHEET

ΡĮ	ĒΩ	PΓ	Æ.	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.

A CC A A A a consistence Commissions			1
Affirmed under penalty of perjury			1
this 12TH day of MARCH , YR 2011			<u>/</u>
OR	SIGNA		
*Subscribed and Sworn to before me			am
this, YR	INV NOEL NJ NELSON (NAME OF PERSON TAKING DEPOSITION)	TIME ENDED 1:15	pm

SUPPORTING DEPOSITION (CPL § 100.20)	PAGE OF
THE PEOPLE OF THE STATE OF NEW YORK	
−Vs.	
	
DEFENDANT(S)	
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORK COURT	STATE OF NEW YORK
	2011/27/05
COUNTY OF	COUNTY OF
OF	OF
On DAYE: 12 11 at 3'12 pm 1, A	KAI MICHAEL CADIBUK
state the following: I Am GIVING THIS DEPOS	TIMI FREELY TO INV ABOUL WEED
state the following: I AM GOODE THIS DEPOS AND NOTHING WAS PROMISED TO ME IN R	TURN ON 3/12/11 AT AROUND 530AM
AND NOTHING WAS PROMISED TO ME IN R	ETHICK, OF STATE OF CAR
WAS WITH MY FRIGHO JAMES UNDERHIE	TO THE WAS DRIVING THE MOTHER THE
WAS IN THE PASSENGER SEAT. WE WERE	E ON T. 42 HENDER IPPOPAGE
HILE DRIVING MY FRIEND JAMES TOLD	ME TO LOCK BEHIND US, TIS THOUS
NOTICED A TOUR BUS IN THE RIGHT	LANE NEAR THE SHOULDER OF THE KOHOL
HE BUS WAS ON IT'S TWO RIGHT TIRES	SLIDING ALONG THE GUIDE KAIL, ISI
PARICS FLYING AND NOTICED ONE OF LIGH	HTS ON THE BUS GO OUT. I DID NOT
EE AND OTHER TRUCKS OR VEHICES AR	OUND OR NEAR THE ISUS AFTER ANOTHE
EHICE CAME UP FROM BEHIND, BUT WA	IS ABOUT 1/4 MILE AWAY, DID NOT SE
HE BUS GOING FROM SIDE TO SLOP AS JI	ANGE NO THE CRASH
THE BUS AFTER THAT MY FRIEND JAMES	STARREN + COLLED 911 ON 1112 CELL
	Stores : Charles store
ONE.	
4	
NOTICE	
NOTICI (Penal Law § 2	210 45)
the state of the same and a knowledge a	folce ctatement which such person does not believe to
true has committed a crime under the laws of the state of New	w York punishable as a Class A Misdelfied 1977
irmed under penalty of perjury	2
12TH day of MARCH , ZOI X	<u></u>
- OR -	NATU
Subscribed and Sworn to before me	TIME ENDED:
day of	3:48 PM
or the company of th	

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Page 2 - CORV

Page 3 - COPY

Page 4 - COPY

SUPPORTING DEPOSITION (CPL § 100.20)

Page 1 of

THE PEOPLE OF THE STATE OF NEW YORK

VS

DEFENDANT(S)

LOCATION OF INCIDENT: STATE OF NEW YORK, LOCAL CRIMINAL COUR	LOCATION OF DEPOSITION: SYATE OF NEW YORK			
COUNTY OF	COUNTY OF			
OF	OF			

DATE Ōπ

TIME STARTED

FULL NAME: AKa: M. Cadieux

At 5:30 am on March 12, 2011 I was in the passenger seat of a tec with James C. Underhill heading South on the nightney 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 bos while this was occoring and remember saying out loud "holy crap, what the heek happened?"

NOTICE

In a written instrument, any person who knowingly makes a false electement 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 Cleas A Misdemeanor.

Affirmed under penalty of perjury

day of March

- OR -

New	York	State	Police
			1

PAGE __ OF __

THE PEOPLE OF THE STATE OF NEW YORK →VS.

DEFENDANT(S)	
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORKCOURT	STATE OF NEW YORK
	COUNTY OF Bronx
OF	City of New York
On $03/13/11$ at TIME STARTED: 91.15 PM 1,	FULL NAME: XIN YUNG Ng
state the following: This Supporting Depo	the New York State Police after I
~ 1.00	Hotelling of 1011
Vinnia : 1. M - CEN way Chanatura to	A TICE SCAPONTING DEPOSITION SPECIAL
Alayyur (Au Thove W	chased a ficket from Ada Liu on the rehased the same fickets in the part from
(1)	110 Marie 6/10 Dichar de de la
ZOII picked us up at the Bowery at 8	of him the got mad when people said
A M to lan about home late He drove	much different than The olivers & have
1) A Part 1020 the wind 1105 Ve	by humpy He often drave of the furious
and I I const ma	ariguana in the bus. I couldn't Neep or
I I a large to be among I	Tust lest my eyes closed. While I was at
I CLOSE T AND HER THE DEN	er. I do not know what he did while I f is being read outload by translator
Vinkai Liu.	The being read buttons 27
	NOTICE
	Law § 210.45) hakes a false statement which such person does not believe to the of New York punishable as a Class A Misdemeanor.

be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

(SIGNATURE OF DEPONENT)

Yinkai Liu

Yinkan Liu

be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirn	ned unde	er penalty of perjury	
		The second second second second	7
ما الله	3 /	day of LAND Ch	<i></i>

* Subscribed and Sworn to before me

day of This form need be sworn to only when specifically required by the could

(WITNESS) IN MARCUS WALTHOUZ

SUPPORTING DEPOSITION (CPL § 100.20)

Page 1 of

THE PEOPLE OF THE STATE OF NEW YORK

VS.

DEFENDANT(S)

4	ATION OF IN TE OF NEW Y		AL CRIMINAL COUR		<i>OF DEPOSITION</i> IEW YORK			
cou	VITY OF			COUNTY OF				
		OF			OF			
On	DATE:	at	TIME STARTED:		□ AM	l,	FULL NAME	<u>-</u>
		Section 1	emanto con appropriate per con		E PM			

state the following:

On Morth 12th, around 5:30 AM, I was driving on I 95

heading South West into New York City When I witnessed an

accident mobiling on town bus. I witnessed the accident through

my rest view in mor as it was hoppening behild me. I noticed the

ous, which that no other vehicles around it at the time, swalve

rom the middle lane accross the 13th happening the bus then surved

nack towneds the notidate lane, and again towneds the light happeliane,

af this point, the bus was leaving on its passenger give which

and fell onto the quart tail where it slid into a step post until it came

to a complete stop. As it was happening, I told my passenger,

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.

Anismed under penalty this day or	MONTH	20	(SIGNATURE OF D	eponent) -	
Subscribed and Swer	n to before me	. 20	(WANESS)	TRAE ENDED	D AM
This from need be 3 we	om to only when specifically	required by the court		(NAME OF PERSON TA	IKING DEPOSITION)

GENL-4 (OHIOS)

New York State Police

SUPPORTING DEPOSITION (CPL § 100.20)

THE PEOPLE OF THE STATE OF NEW YORK

Akai Cadieux, to turn around and watch.

DEFENDANT(S)

I pulled shit my call phone and dialed 911 within seconds

The incidents

PAGE 03/07

STURBRIDGE PD AND FD

03/15/5011 17:07 5083477904

GENL-4 (03/05)	New York State Polic
SUPPORTING DEPOSITION (CPL § 100.20)	PAGE I OF I
THE PEOPLE OF THE STATE OF NEW YORK - VS.	
	·
DEFENDANT(S)	
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORK Justice COURT	STATE OF NEW YORK
COUNTY OF WESTCHUSTER	COUNTY OF BROWN
Town OF Panny	CITY OF BROWS
On O3/13/11 at TIME STARTED: 1, FUL	YUKE CHUE LO
state the following: I was Sitting In	THE FROM Row OF THE POUR
BEHIND THE DRIVER I WAS SITTE	THE WHEND , THERE WAS
PROTES WOMEN POUR TO ME. TO	of DRIVER was DRIVING AT A
NORMAL SPEED I WAS MODDING	OFF. I DON'T REMEMBER
PRYTHING EYCEPT A LOW BANK	
THERE WELL THE PEOPLE TRUING	
MY JACKET WAS STUCK THE W	· ·
sam agen are salt as master	
THE FROM SERT SHE WAS PL	
I ral this steplant	t my Mon
7 000 1113	1. 1
there were the work.	
Lo Man Fair	
	, ,
<u>NOTIC</u> (Penal Law §	
In a written instrument, any person who knowingly makes a be true has committed a crime under the laws of the state of Ne	false statement which such person does not believe to
Affirmed under penalty of perjury	
this 13 day of Mnech , 2011	
- OR -	GNATURE OF DEPONENT)

* Subscribed and Sworn to before me

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

(WITNESS) (NAME OF PERSON TAKING DEPOSITION)

TIME ENDED: 224PM

* 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:	LOCATION OF DEPOSITION:
STATE OF NEW YORK WESTER COURT	STATE OF NEW YORK
COUNTY OF LOESTONESTER	COUNTY OF BEDDY
Town OF PELLAM	CITY OF BROW
On Oslaju at TIME STARTED: 330/p 1.	FULL NAME: THEODORE RADILLESCU
state the following: AT 8:45Ay on Osla	ally I was a Passence in a
Bus comince From Mondernos	SUN I WAS BITTING ON THUS
DRIVER'S SIDE OF THE BUS 4	I'm Super Prom Thus Brex.
I was ALONG. THE DRIVER O	OF THE BUS WAS BLACK I DIDN'T
	SIM HOT ON AWA MEDICATION
_	WOUSER PROVE THE DRIVER
	Bus and was emoken min
	THE HANGE OUT CHAPT I
	T , MADO TOWARD EM
OF THE POUS	
	· · · · · · · · · · · · · · · · · · ·
(Penal La In a written instrument, any person who knowingly mak be true has committed a crime under the laws of the state of	OTICE aw § 210.45) kes a false statement which such person does not believe to of New York punishable as a Class A Misdemeanor.
Affirmed under penalty of perjury	
his, day of,	<u> </u>
- OR -	(SIGNATURE OF
* Subscribed and Sworn to before me	
nis day of ,	J:35PM

PAGE / OF/

THE PEOPLE OF THE STATE OF NEW YORK

— VS.	
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	Marine 1990
	<u>and the second </u>
DEFENDANT(S)	
LOCATION OF INCIDENT:	<u>LOCATION OF DEPOSITION</u> :
STATE OF NEW YORKCOURT	STÁTE OF NEW YORK
COUNTY OF	COUNTY OF BROWN
OF	CITY OF ONEW YORK
	XIA YING WU
state the following: ON 03/41/11 AT AC	Bont 2:30 Mg & BOARMA
A BULL FOR THE POHELAN SUN	CASINO, WE WENT TO THE CASE
FOR A been HOURS AND THEN	GOT BACK ON THE BUS FOR
THE RIM BALK TO CHINATOWN	1- I WAS SIEEPING ON AND
Off I HAVE RIBBLY WITH THE	is sant priver a Tracs
BEHORD AND FURRE THAT HE	IS ANGRY AND A 1340 DRIVE
MOST OF THE TIME AE WAL I	RAINU ON THE RUMBUR STRIPS-
I was a schief AT THE Time	of THE ACKAGENT, THE
RIAL WITH THIS PRIVER IS.	ANATI BURIT
1 BOUGHT MY TICKET FOR	18 15 FROM A WOMAN
NAMEN ANA ON BOWER	ST AND SHE WAS THE
LEADER OF THE TRIP. THE	5 Supporting Oblosition
11. ALIN MITTER AY ENLY	CORNECIAL PRARESTON THE
NIN YORK STATIS POLICE. TRANS	SLAILD BY WINNEL PLECO A.
READ TO ME BY YEARA!	LIU. I Affex Mi SIGNATURE
TO THIS OF POSITION SWEAKE	WE THAT THE CONTENT IS THE
NO	rice &
(Penal Lav	v § 210.45)
In a written instrument, any person who knowingly make be true has committed a crime under the laws of the state of	s a false statement which such person does not believe to New York punishable as a Class A Misdemeanor.
Affirmed under penalty of perjury	J. S.
this 137 day of MARCH, 2011	SIGNATU
- OR -	
* Subscribed and Sworn to before me	(WITNESS TIME ENDED:
this day of	7.56/

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

PAGE OF		~=
	PAGE	 O r

THE PEOPLE OF THE STATE OF NEW YORK DEFENDANT(S) **LOCATION OF DEPOSITION: LOCATION OF INCIDENT:** STATE OF NEW YORK COURT STATE OF NEW YORK COUNTY OF NOW HOR COUNTY OF _____ TIME STARTED: DATE: state the following: March & Branch **NOTICE** (Penal Law § 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 - OR -* Subscribed and Sworn to before me (V) TIME ENDED: day of

STATEMENT CONTINUATION SHEET

PAGEOFPAGES
PAGE OF PAGES DATE:
PASSENGERS HALPEN ME LEGIT POUT POSSES THE
COUF ENT OF THE BUS. 1 JOSS 10 TRANS
AND WAITED FEW THE EWALTER SALE WILLIAM IN THE
TO AGRICE I TOUR THE FIRELISH THAT
MY 49AD HUET AND THAT BRUNGHT MA
THE HOSPITAL BUITH EIGHT OTHER PRESENT
THE THE WAS LOADEN AND LETTER THE THE WAS LOND AND THE
RALL THE BOS DELIVER WAS ASSURED THE
OFFICE PROPRE WHO GET OUT IT LIE BETTERS
PLAN WERE STILL TRAPPED.
I TOO'T STEAK ENGLISH AND I BUILD TO LINE
<u> Markette de la companya della companya della companya de la companya della comp</u>
Plant Dynt 1 Editor
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THE PEOPLE OF THE STATE OF NE	EW YORK)		
VS	}	SUPPORTING DEPOSITION	N .
)		•
	······································		
	(Defendant)		
STATE OF NEW YORK COUNTY OF NEW YORK CITY)	SS.	
BOROUGH of THE BR	ONX)		
	TED () Am FULL NAME		
On 03/13/11 at 3	: 46 Pm L IRAC BERMAN		STATE
		BETHPAGE	NY
were being driven by Joseph Insalata a exit 18) and Greenwich (exit 5) we we	nd James Harrison. Approximately two	enty minutes after leaving Bridgepo g around fifty-five miles per hour. I l	rt somewhere between Westpo believe it was closer to exit 18
were being driven by Joseph Insalata a (exit 18) and Greenwich (exit 5) we we "World Wide" - tour bus passed the conhammering down. Where's the fire?" Jochhere was a lot of room between his bus ane. James had exited at exit 15 on I-approached exit 14. I switched the converge such occurrence. As I approached to	and James Harrison. Approximately two are traveling in the right lane and doing anyoy at such a high speed that I common e answered that he passed him so fast ' and my truck when he passed. For them 195 because one of his deliveries goes because one of his deliveries goes on into the middle lane to clear any of the accident scene I observed that there	was the lead truck in a convoy of the enty minutes after leaving Bridgepo g around fifty-five miles per hour. It ented over the CB radio to Joe and a "he created turbulence." I can't say the to be that much room he had to be to the Mount Vernon facility. I say ostructions that might be on the show was a taillight perpendicular in the	believe it was closer to exit 18 and a said, it is said, and said,
were being driven by Joseph Insalata a (exit 18) and Greenwich (exit 5) we we "World Wide" - tour bus passed the conhammering down. Where's the fire?" Joseph there was a lot of room between his bus ane. James had exited at exit 15 on I-approached exit 14. I switched the converse such occurence. As I approached to oe, there's something wrong here." As I it it's the same bus that passed us twenty	and James Harrison. Approximately two are traveling in the right lane and doing anyoy at such a high speed that I comme answered that he passed him so fast and my truck when he passed. For them 195 because one of his deliveries goes by into the middle lane to clear any of the accident scene I observed that there agot closer I observed that it was the safty minutes ago. That's the ass that special properties of the province of	was the lead truck in a convoy of the enty minutes after leaving Bridgepon around fifty-five miles per hour. It is ented over the CB radio to Joe and a "he created turbulence." I can't say the to be that much room he had to be to the Mount Vernon facility. I say is estructions that might be on the short was a taillight perpendicular in the same bus that had sped passed us a lid by us earlier." Joe answered me of	rt somewhere between Westpon believe it was closer to exit 18. James "look at this asshole. He' for sure how far over he was bu riding the white line into the left w something in the distance as ulder from a broken down car o e air. I got on the CB and said, ittle earlier in CT. I said "Holy on the radio and said, "I'm calling
were being driven by Joseph Insalata a (exit 18) and Greenwich (exit 5) we we "World Wide" - tour bus passed the connammering down. Where's the fire?" Joseph there was a lot of room between his bus ane. James had exited at exit 15 on I-approached exit 14. I switched the convergence such occurence. As I approached the convergence, there's something wrong here." As I it it's the same bus that passed us twenthe cops." Joe came back on the radio a first street of the cops."	and James Harrison. Approximately two are traveling in the right lane and doing anyon at such a high speed that I common answered that he passed him so fast and my truck when he passed. For them are specified one of his deliveries goes one into the middle lane to clear any of the accident scene I observed that there got closer I observed that it was the starty minutes ago. That's the ass that specified minutes later and said they are sent	was the lead truck in a convoy of the enty minutes after leaving Bridgepon around fifty-five miles per hour. It is ented over the CB radio to Joe and a "he created turbulence." I can't say the to be that much room he had to be to the Mount Vernon facility. I say is estructions that might be on the short was a taillight perpendicular in the same bus that had sped passed us a lid by us earlier." Joe answered me of	rt somewhere between Westpon believe it was closer to exit 18. James "look at this asshole. He' for sure how far over he was bu riding the white line into the left w something in the distance as ulder from a broken down car o e air. I got on the CB and said, ittle earlier in CT. I said "Holy on the radio and said, "I'm calling
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Affirmed und	er penalty of perjury		•		
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*Subscribed a	OR nd Sworn to before me		3		SS)
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CO PROPERTY

SUPPORTING DEPOSITION (CPL § 100.20)

PAGE OF		· OII	Otate 1	Olic
	PAGE		OF	1

THE PEOPLE OF THE STATE OF NEW YORK −vs.

DEFENDANT(S)	
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORK COURT	STATE OF NEW YORK
COUNTY OF	
COUNTY OF	COUNTY OF BRONX
OF	City OF NOW SAY
On $03/13/11$ at $13:31/14$ 1, Full	THAN- MARIE EROLD
state the following: ON 03/11/11 AT 7:	
ON A BUI FOR MOHIEBU SUN	CASINO WE ARREVED AT
01 GOLT 11:00 PM AT 3:45 AM	WE LEFT THE CHS END TO
OB BACK TO CHINATOWN, IN	MA) SITTING IN THE RIGHT
	IN THE DAY TO CAST ROW.
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ON IT OUT GOD HIS THE	WHEN THE GUS TURNES
1 213 0410 111 1115-1	POLL, THE SNELD OF THE
SOFFO DETERMINED	TO BE NORMAN HIGHWAY
WIT BU A TIPE HELL DENT	THE DRIVER SHED HE WAS
NONE STOOMS THERE	NOT SEE A TRAILER ANY
STATE POLICE TO WRITE THE	INU PHOREST OF THE
THIS FOR THIS FOR	R ME.
NOTICE (Penal Law S.	40.45
(Penal Law § 2 In a written instrument, any person who knowingly makes a see true has committed a crime under the laws of the state of New	fala al transfer de la companya della companya de la companya della companya dell
affirmed under penalty of perjury	, and a state of this define and the
nis / day of MARCH, 2011	
- OR -	va Gara
* Subscribed and Sworn to before me	
is day of	TIME ENDED:
	E OF PERSON TAKING DEPOSITION)

SUPPORTING DEPOSITION (CPL Sec. 100.20) GENL-4 REV 01/98E STATE OF NEW YORK	New York State Police COUNTY OF New York City
Local Criminal COURT	Borough of the Bronx
THE PEOPLE OF THE STATE OF NEW YORK)	
vz	
	SUPPORTING DEPOSITION
}	
(Defendant)	
STATE OF NEW YORK) COUNTY OF New York City)	SS.
Borough of the Bronx	çığı.
On 03/14/11 at 10:24 Pm L Joseph D Insalata	
- 1 MALTAL MARKET NO. 11 MARKE	CATAY STATE E. Farmingdale NY

state the following: LJoseph 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

<u>NOTICE</u>

(Penal Law Sec.210.45)

•	(1 chai Daw Scotzioris)	
In a written instrument, any person who knowingly has committed a crime under the laws of the state of Ne	y makes a false statement which such p w York punishable as a Class A Misdem	person does not believe to be true neanor.
Affirmed under penalty of perjury		
this day of, YR		
OR *Subscribed and Sworn to before me	6	TIME ENDED (6) am
this day of, YR		4:66 ()pm

		in the Carlo	÷				
WITNESS STA	TEMENT \	EHICLE ACCIDENT	CASE #	N/A	· · · · · · · · · · · · · · · · · · ·		
	RST NAME		LAST NAME		PCT.	ACCIDENT NO.	COMPLAINT NO.
	CUC	5	Fran		N/A	N/A	N/A
NCE ADDRESS			1		DECIDENCE T	EI NO BUSII	NESS TEL. NO.
ION OF INTERVIEW		INCT OT OT OT ON HOUSE	HER SCRIBE)St. B	arnabus Hospi		- , A	Month Day Year 3/ 12 11
TITY OF ABOVE	OPERATOR VEH. NO	OF PASSENGER VEH. NO.	iN1 □ PEDI	STRIAN WITNE			· · · · · · · · · · · · · · · · · · ·
OF ACC.	TIME	LOCATION	St. Tino			CCIDENT INVOLV	ED PERSONAL INJURY
3/12/11	0537	S/B NET @ C	ity Line	QUES		RATOR OF VEHIC	LE ONLY
QUESTIONS FO	R WITNESS, P	ASSENGER OR PEDEST	AIAN ONLI	How many years			
ou see the accident	1?	□ No	/_	How long have y	ou driven the vel	nicle (LIV)	
re were you at the ti	ime of the accide	int?		involved in the a	ccident?		
		(10)		defects with the	nechanical failure vehicle you were	driving?	
ou know any of the	persons	Yes D No		prior to the accid	ne any intoxicants dent?	<u>L</u>	Yes No
ved in this accident s, whom?	<u>"</u>	Leaf 140		If yes, what, how	w much & where	?	
ne time of the accide	ent, was your	Yes		Where were you	u coming from or	going to?	
oility obstructed in a			يا ا	/ho was with you at me of accident?			
		ANSWERED IN ALL CAS	ES WHETHER S	UBJECT IS OPERA	TOR, PASSENG	ER, PEDESTRIAN	OR WITNESS
BELOW QUES ly describe this a	ccident:	was asleep sitt	ing in bac	k of bus. I	woke up wh	en the acci	
		•	•				
Translated	from Viet	namese to Englis	h by Nick	Ngo (nurse) ;	\		
	the politont?	2.	-,				

What was the cause of the accident?			*	
INSERT ANSWERS PERTAINING TO EACH VEHICLE	VEHICLE NO. 1		VEHICLE NO. 2	VEHICLE NO.3
UNDER APPROPRIATE COLUMN				
License plate No. Make, type and color of vehicle	2			
Direction of travel and on what street	(11)			
Speed of vehicle(s) involved	VP)	4		
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:	
At time of accident, were there any other verificial	, of the succession are			
	signat light st signat light	Walking	☐ Running	☐ Standing
Accident occurred during	Weather Condition X Clea	☐ Fog	☐ Rain ☐ Snov	Other v (Describe)
ROADWAY LIGHTED Yes No	Road Condition 🖾 Dry	☐ Wet	☐ Muddy ☐ Sno	wy 🔲 icy . 🗀 Other
Obstructions of holes in street Yes No	If yes, describe:	OF INVESTIGATIN	G OFFICER	TAX REG. NO. COMM
SIGNATURE OF WITNESS N/A	PANK SIGNATURE Det. Rivera	OF HANESTRANIA	1001	902287 Hwy

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CENE OF ACCID	ENT LI STATION	11000		·		1					
TITY OF ABOVE	OPERATOR OF VEH. NO	PASSI	NO1	PEDEST	RIAN L	WITNESS	ΓA	CCIDENT I	NVOLV	ED	-
ED PERSON OF ACC.	TIME	LOCATION	@ City L	TNE			16	HTABO 5	ΠP	ERSONAL	INJUF
	0537	S/B NET	EDESTRIAN O	NLY		QUESTIONS	FOR OPE	RATOR OF	VEHIC	CLE ONLY	<u>-</u>
QUESTION	S FOR WITNESS, PAS	Yes			How mar	ny years have y	on ativen.			·	/_
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ere were you at	the time of the accident	!?			involved	in the accident	·	/	114		
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olved in this acc	ident?	□ No		,	if yes, v	vhat, how much	& where	,			
es, whom?					Mhore	were you comir	g from or	going to?			
the time of the a	cident, was your	Yes			VVIIIEIS	,,,,,,,					
sibility obstructed	in any way?	No		Who	o was with	you at				:	
es describe:	QUESTIONS TO BE A	4		tjere	of accider	nt?	ASSENG	FR PEDES	STRIAN	OR WITN	ESS
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What was the car	Fire	e Dept. an	d brought	here.							
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Weather

☐ Bain ☐ Snow (Describe)

Accident occurred during