

1 THIS IS, UH, DEPUTY ROHER OF THE PIMA COUNTY SHERIFF'S DEPARTMENT,
2 BADGE 5347. IT'S, UH, 1324 ON JANUARY 31, 2011. I AM AT AVRA VALLEY AND
3 WATERMAN. UH, I'M IN A HELICOPTER, OR AIR CRAFT _____. THIS IS REFERENCE
4 CALL #105 FROM TODAY. I'M WITH, UH, BRIAN ALLRED.

5 LEGEND: Q. DET. ROHER A. BRIAN ALLRED
6 Q2. FBI AGENT NOWAK A2. LUCIO RODRIGUEZ
7

8 Q. Uh, can you do me a favor and just spell your first and last name for me?

9 A. B-R-I-A-N, A-L-L-R-E-D.

10 Q. Okay. And you already gave your phone number to, uh, to, uh, one of the Sergeants
11 there.

12 A. Yes.

13 Q2. Hey, Brian Nowak, from the FBI, just gonna, just gonna listen what you guys have to say
14 and stuff. _____ as well.

15 Q. What, uh, how do we get a hold of you, sir?

16 Q2. I'll give you my card in a second.

17 Q. Okay. And Brian, do you still live in Gilbert?

18 A. Yes.

19 Q. Okay. And what's your phone number?

20 A. Uh, [REDACTED]

21 Q. Uh huh (yes).

22 A. [REDACTED]

23 Q. Okay. Is that a cell phone?

24 A. That's my cell.

25 Q. Okay. Now, and what company do you work for?

26 A. Pioneer.

27 Q. Okay. And the property that we're at right now is, is a Pioneer.

28 A. Correct.

29 Q. One of their, uh, mine pits.

30 A. Correct.

31 Q. Or however you want to call it? Okay. Um, and what, your first name is Junior?

32 A2. My first name's Lucio Rodriguez.

33 Q. What is it?

34 A2. Lucio Rodriguez.

1 Q. Lucio Rodriguez. And how do you spell Lucio?

2 A2. L-U-C-I-O.

3 Q. Okay. Is Rodriguez with a S or a Z?

4 A2. A Z.

5 Q. Okay. Do you have a middle name?

6 A2. Uh, just J. R.

7 Q. J. R.? Okay. And what's your date of birth?

8 A2. [REDACTED] 84.

9 Q. Okay. And a good phone number for you?

10 A2. [REDACTED]

11 Q. Is that your cell?

12 A2. Yes.

13 Q. Okay. Where do you live at?

14 A2. Uh, Phoenix. [REDACTED]

15 Q. What? How do you spell that?

16 A2. C-H-I-P-M-A-N.

17 Q. Chipman. Okay. And you said that's Phoenix?

18 A2. Phoenix.

19 Q. And what's a zip code there?

20 A2. 85041.

21 Q. 85041? Okay. Um, now I understand you didn't see anything.

22 A2. I saw nothing.

23 Q. Okay. Did you hear anything?

24 A2. I didn't hear anything.

25 Q. Okay. Um, and I understand, Mr. Rodriguez, that you saw something.

26 A2. Yes. I saw.

27 Q. Okay. Can you just tell me where you were and go ahead and just tell me exactly what
28 you saw.

29 A2. I was cleaning up a water truck. And then I was looking up for, for any reason. I,
30 um, I saw a helicopter. I don't know if it was going down or coming, uh, leaving the
31 scene. But, when I saw that, it was going up. And it started spinning around like, about
32 four or five times.

33 Q. Okay.

34 A2. And, uh, the legs on the airplane, it hit a rock. But, that's when I saw it flip over.

- 1 Q. Okay.
2 A2. That's it. And that's what I recall him.
- 3 Q. Okay.
4 A2. He tried to flip it down or something.
- 5 Q. How long did that take?
6 A2. Not even like, not even a minute.
- 7 Q. Okay.
8 A2. It started spinning around and lose control.
- 9 Q. Did, uh, when it started to spin, did you see how fast, fast the spins were or?
10 A2. Uh, at about, uh, about 15.
- 11 A. Was it, I mean, like this?
12 A2. Yeah, it was spinning. Then it started falling off.
- 13 A. Yeah, but, I mean, how fast was it spinning?
14 Q. Yeah, we'll get to that. Uh, as far as, um, as far as, do you remember if it was spinning to
15 the left or to the right?
16 A2. It was spinning to the right. Clockwise.
- 17 Q. To the. Clockwise?
18 A2. Yeah.
- 19 Q. Okay. Did you use any smoke?
20 A2. No.
- 21 Q. Did you hear any noises that sounded weird?
22 A2. No, I just, I just heard smoke when it hit the rock.
- 23 Q. Okay.
24 A2. That's about it.
- 25 Q. And was that, uh, smoke from the rocks? Or smoke like it was on fire and stuff?
26 A2. No. Smoke from the rocks.
- 27 Q. Okay.
28 A2. When it hit, when it hit the rocks.
- 29 Q. So, like dust.
30 A2. Dust.
- 31 Q. Okay. Um, and you said it actually, you said it actually tipped backwards?
32 A2. Well.

- 1 Q. So, as if we were all facing straight up?
2 A2. Yeah.
- 3 Q. Okay.
4 A2. Yeah, when it, when it fall back.
- 5 Q. Okay. Um, did, how long had it been flying in this are or?
6 A2. Uh, no, I just, I was, uh, I just barely saw it when I looked up.
- 7 Q. Okay.
8 A2. I, I, I didn't keep an eye on it.
- 9 Q. Is, is this a common areas for, area for helicopters to fly? Or not really?
10 A. Uh. We see, we see quite a few, uh, you know, Border Patrol, uh, quite a few Apaches
11 flying through.
- 12 Q. Okay. But not, not usually civilian?
13 A. No.
- 14 Q. Okay. And to your knowledge, they're not building a radio tower up there or anything
15 like that?
16 A. I know that they've talked to us about putting a radio tower up there.
- 17 Q. Okay.
18 A. But, nothing has been, as far as I know, nothing's been agreed on yet.
- 19 Q. Uh huh (yes).
20 A. I think they were just scouting sites, is what they were doing.
- 21 Q. Okay. All right.
22 A. From what I heard.
- 23 Q. Okay. Did you, you never saw them, uh, so, I mean, you just saw them for a brief period.
24 And you saw them, basically, spin and you saw them go down.
25 A2. Yeah.
- 26 Q. You never saw them land anywhere prior to that?
27 A2. No.
- 28 Q. You didn't hear them in the area, like, they had landed a couple times and then took back
29 off?
30 A2. No.
- 31 Q. Okay. Uh, have you guys, either one of you been, hiked, hiked up there? Do you know
32 what the terrain is up there?
33 A. I've, I've never been there. 'Cause, that's not our property. But, on the hill just to the
34 west of us.

- 1 Q. Uh huh (yes).
2 A. I've been up on top of that.
- 3 Q. Okay. Can you see the top of that from that location or?
4 A. That one's higher than, than ours.
- 5 Q. Okay. Fair enough. Fair enough. Okay. Um, did either of you call 911?
6 A. No. Well, he told me that he had seen the helicopter (ph), cra-, the helicopter crash. And,
7 uh, yeah, right. Well, you saw a helicopter crash. So, I came down here and I, from right
8 up the road there, we could see, it had just got done raining, so, the rocks were kind of
9 shiny. And we could see something shiny up there. But, we didn't have any binoculars.
10 And it's a long ways away. And I couldn't really tell what it was.
- 11 Q. Okay.
12 A. So, I came down the hill, 'cause, there's always Border Patrol, Sheriff's, always on this
13 road. I figured I'd grab one of them, say, hey, this is what my guy saw. I think I see
14 something. Can you come up with your binoculars and see if. And as I was going down
15 the road, a Border Patrol and a Sheriff were coming up the hill with their lights on.
- 16 Q. Okay.
17 A. And so, I stopped the Border Patrol guy. And said, hey, are you here for a helicopter
18 crash? And he goes, yes, I am. I said, well, I know, I think I know where it's at. And I
19 brought him up here and showed him where it was at.
- 20 Q. Okay. Okay. Um, as far as, you know, I know, I know how we accessed it today, is the
21 access is best you know, off of Waterman there and to go up that way? Or is there other
22 than just hiking straight up?
23 A. Uh, hiking, that's the only way I. As far as I know, there's no road access up there.
- 24 Q. Okay. Um, when, when you saw him spinning, what was the weather at that very
25 moment?
26 A2. It barely, it started, it had stopped raining.
- 27 Q. It had stopped raining.
28 A2. Yeah.
- 29 Q. Okay. Did you guys get any hail? Did you see any, any hail?
30 A2. No.
- 31 Q. It wasn't snowing.
32 A2. No.
- 33 Q. Okay. Um, wasn't like, icy or anything? Nothing like that?
34 A2. No.
- 35 Q. Okay. Um, wasn't any lightening or thunder.
36 A2. No.

STATEMENT OF LUCIO RODRIGUEZ AND BRIAN ALLRED – CASE #1101311056

1 Q. Did the, was there a wind, wind gusting at any point with the wind? You know, like, did
2 the wind start to gust hard or anything like that?

3 A. It's kind of hard, 'cause, we're in that.

4 Q. You're in that.

5 A. In that valley, in that cut. And so we don't get a lot. It, it could have been, but. I didn't
6 notice anything.

7 Q. OKAY. OKAY. ALL RIGHT. UM, IT'S 1332. I'M GONNA GO AHEAD AND
8 TURN THE TAPE RECORDER OFF.

9 WITNESS:

10 NOT REVIEWED

11 DET. ROHER _____ #5347

12 TRANSCRIBED BY:

13 ROSEMARY SANFORD, FEBRUARY 2 , 2011