

WITNESS STATEMENT

JB – Jack Bisland      PA – Dep. Patrick Allison

JB      Testing 1-2-3-4-5, 5-4-3-2-1. Today's date is Thursday December 9<sup>th</sup>. The time now is approximately 10:25 am. This will be a recorded interview with Dep. Patrick Allison. Present during the interview are Dep. Allison and myself, Jack Bisland, an investigator with the State Attorney's Office 7<sup>th</sup> Judicial Circuit. This interview is taking place at the State Attorney's Office the courthouse in Deland. Dep. Allison for the record I want to establish that I am conducting a criminal investigation and this is not an internal or an administrative investigation. Do you understand that?

PA      Yes.

JB      And additionally you've been identified as a potential witness in this investigation and you are here giving this statement voluntarily is that correct?

PA      Yes.

JB      Ok. Based on a complaint from the Sheriff's Department I am investigating the events surrounding a November 25<sup>th</sup>, 2010 fatality accident involving members of the Osowski family. Specifically this investigation involves the action or inaction of Alan Osowski after being notified of that accident. So prior to this interview what I'd like to do is swear you in. If you would please just raise your right hand for me. Do you solemnly swear or affirm the statement you are about to give will be the truth, the whole truth and nothing but the truth so help you God?

PA      I do.

JB      Very good. Could you please spell your name for me?

PA      Yeah it's Patrick, P-A-T-R-I-C-K, last name is Allison, A-L-L-I-S-O-N.

JB      And you're currently employed with the Volusia County Sheriff's Department is that correct?

PA      Yes I am.

JB      How long have you been so employed?

PA      Since February of 2006.

JB      What is your current assignment?

PA      I'm in motors, district four Deltona motors.

JB Are you also a traffic homicide investigator?

PA Yes I am.

JB Ok. You were assigned to investigate a traffic fatality that occurred on November 25<sup>th</sup>, the victim is Peggy Osowski is that correct?

PA Yes.

JB Were you working that day when that call came in?

PA No I was actually off at home when the call came.

JB Tell me about the notification.

PA I got notified by Dep. Dalton that there was a crash in Debary that looked like it was going to be a traffic homicide investigation that we would be getting called out. I got that call I think it was about 6:55pm, I was just at my parent's house eating dinner.

JB Ok and you, did you respond to the scene initially?

PA Yeah I went home, got changed into some clothes and then I responded to the scene. I think I got there somewhere around, I'd say somewhere around 7:35, 7:40pm.

JB I have a CAD report here (inaudible) help identify some times for you.

PA Uh, dispatched, arrived at, oh I arrived at 8:00, 8:08 I was off by a half an hour.

JB Ok. Generally describe your observations when you arrived.

PA Um, just when I arrived I observed the vehicles in the, in the intersection. There was a blue Honda Civic that was on the north west corner and then there was a also another vehicle that was in the middle towards the middle of the intersection it was a Nissan, gold Nissan.

JB Ok.

PA And they had it roped off with crime scene and there was a couple fire trucks that were present along with a few other deputies from district six and also Dep. Dalton was also on scene.

JB Were any of the parties, operators or passengers of the two vehicles still at the scene when you arrived?

PA Uh, yes the passenger of vehicle, the two, of the Nissan was there with her with the child. The driver of both vehicles were gone by the time I got, I got there.

JB Ok. Is there a point in time, at what point in time do you learn that the seriously injured party in this accident is Alan Osowski's mother and the driver of the vehicle that she occupied is Alan Osowski's son Michael?

PA Um, it was probably about 15 minutes after I arrived, somewhere around there 15, 20 minutes I believe.

JB Do you know how you found out?

PA I forget who told me. I think it might have been Dep. Dalton I'm not 100% sure. Somebody just had mentioned.

JB Did you, at some point, did you stay at the scene the entire night or is there a point in time where you left the scene?

PA No I was on scene pretty much from the time I arrived at approximately 8:08 and I left somewhere around I believe 1:30 in the morning, 1:40 in the morning somewhere around there.

JB Did you ever have a conversation that night with Alan Osowski?

PA No I did not.

JB Were you ever at Alan Osowski's residence?

PA No I was not.

JB Did you ever have a conversation with Michael Osowski?

PA No I did not.

JB Were you ever at his residence?

PA No I was not.

JB Was there a point in time where you were made aware while you're investigating this accident or you identified as the homicide investigator of what, at that point in your mind as a potential homicide because I don't think at that point you were aware that your victim died initially is that right?

PA Yeah initially no, initially she was taken to the hospital and then she was flown to another hospital.

JB Ok is it, do you remember or at what point in time in the evening you were notified that your victim expired?

PA I don't recall the exact time but I would say it was somewhere about an hour to an hour and a half after I arrived so somewhere around 9:30 I believe somewhere around there.

JB Did you ever discuss with either your supervisor, who is that is that Brodie Hughes?

PA Yeah Lt. Hughes was on scene and also Sgt. Turney was also on scene.

JB Do you remember identifying and communicating a need to talk to Michael Osowski and then when that may have became with a sense of urgency?

PA Uh, it was probably right around that same time because that's when Lt. Hughes was the one that informed us that the grandmother had died and that they were trying to get in contact with Michael.

JB And as a traffic homicide investigator what value would there have been in you talking to the, to Michael that night?

PA Just to find out the information of what happened at the crash. Uh, it's one and then also just trying to um, you know see how he was physically at the scene.

JB When you secured from the scene what time was that?

PA It was about 2:00, 2am. Well I left the scene around 1:30, 1:40 somewhere around there I, by the time I got done with my shift it was around 2:00.

JB After you left the scene what did you do?

PA After I left the scene I pretty much went home. Stopped and got some gas and went home.

JB Were you aware at that point in time of Lt. Brown, Capt. Mandizha's, other deputies' efforts to locate Michael Osowski?

PA Uh, yes well Lt. Hughes had told me that they, they tried a couple different locations to locate him.

JB Did you speak with Dep. Galarza at the scene?

PA No I did not, no I didn't.

JB Who's the reporting deputy on the signal four?

PA I think it was Dep. Sawicki that I originally uh, spoke with.

JB And he's the reporting officer is that right?

PA Um...

JB Reporting deputy.

PA He was the one that was on scene, he ended up taking the basic information and then that was turned over to I believe it was Dep. Tew ended up finishing the crash report for it, the long form.

JB When you got there initially you may have spoke you think to Dep. Sawicki, did he or any deputy there talk to you about the circumstances under which Michael Osowski left the scene? Who shared that with you?

PA I don't think I got that from Dep. Sawicki I believe that came from either Lt. Hughes or Sgt. Turney.

JB And what were you told?

PA Just told that he provided um, the Captain provided his son's drivers license information to one of the deputies and asked if he was, the driver was needed or his son was needed anymore and he was told no and he left the scene with his son to go to the hospital.

JB You said you were briefed that he had left his drivers license information. Do you know if, is, if Michael Osowski's license was ever surrendered to a deputy that night or just the information on it?

PA I don't know, as from what I uh, just from what I was told they said that he handed his license and information to the deputy.

JB You interviewed, ok, you...

PA I didn't interview Sawicki I just got the, he handed me the form that he had started...

JB Ok and it had the information on it?

PA ...the crash report and it had the information on it.

JB When you interviewed Michael Osowski the following day at approximately 1:00 did you, did he have his license with him then? Did you ask for his license?

PA Uh, we didn't ask for his license I don't think at that time.

JB Ok.

PA I don't think we got his...

JB So you don't know the physical location of his license where that is?

PA No I didn't. I don't know if Lt. Hughes asked for it but I don't recall getting his license.

JB The following day, the 26<sup>th</sup> Friday.

PA Uh huh.

JB Around 1:00 you, you and I think Lt. Hughes initiated an interview with Michael and others.

PA Yes.

JB Where did those interviews take place?

PA At the district four office.

JB Did you receive a call earlier in the day from somebody notifying you that Michael Osowski was available for interview?

PA Yes, yes I did.

JB Who was that from?

PA I got a phone call from Dep. Joe Ramos, he's a district six motor deputy.

JB What did Dep. Ramos tell you?

PA He said that the Captain had called him and said that his son was available to be interviewed at this time.

JB Did you take it from there or did you further involve Dep. Ramos? Get a hold of him and have him call me, how did that...

PA No actually I got, I called the Captain myself and asked him for his son's cell phone number so I can get in contact with him.

JB Tell me about that conversation with the Captain.

PA He said that he talked to his son this morning or that morning and that he had taken a sleeping pill that's why he didn't hear his phone or anything but that he was up now and that he was available to be interviewed. I told him I, you know sorry for his loss. He gave me his son's cell phone number.

JB What time was that approximately?

PA I think it was right around 7:30 if I recall correctly because I remember looking at the clock and I only got a few hours of sleep.

JB And then you called...

PA Michael and spoke to him.

JB Tell me about that conversation.

PA Um, well actually I spoke or I tried calling Sgt. Turney to notify him and then I also called Lt. Hughes to let him know that um, you know that the captain had called me with his son's phone number. Um, so then I gave Michael a call and asked him if we could set up an interview time for him at the district at which time we set up about 1:00 and after that I called Lt. Hughes back and informed him that we set up a time for 1:00 at the district four office.

JB And both you and Lt. Hughes conducted that interview?

PA Yes.

JB And that interview is audio and video recorded correct?

PA Yes.

JB Who else did you interview that day?

PA Um, also interviewed the Captain, the Captain's wife and Michael's girlfriend.

JB Do you remember her name?

PA Actually I have it here in my notes. Interview...Hillary Drew is, is her name.

JB Do you have a contact phone number or address for her?

PA Um that I do not.

JB Ok. Your initial conversation with Dep. Ramos tell me what he, he said that the Captain called him and that his son Michael to paraphrase was now available for an interview.

PA Yes.

JB Did you have a, did any of that conversation involve another sheriff's office deputy or perhaps a sergeant Dan Genovese?

PA Not that I know of. I don't know if Joe had spoken to the sergeant or not I uh, I wasn't privy to that.

JB Ok.

PA I just know that Joe called me and said that the Captain had called and said that his son was available to be interviewed.

JB Ok. Give me a second here. You said when you called Capt. Osowski he said something about his son had taken a sleeping pill, can you elaborate on that? Is that...

PA I just believe that he said that his son had taken a sleeping pill and that's why he couldn't get nobody could get in contact with him.

JB Did he, did he reveal where his son had spent the night or any information on that?

PA No not at that time I don't recall.

JB Ok. Give me one second to review my notes and make sure I asked you everything I wanted to ask you please.

PA Uh huh.

JB The vehicle that was operated by Michael Osowski, who was that vehicle registered to?

PA Uh it was registered to Michael.

JB Ok. Did you know or do you know Michael Osowski prior to this?

PA No I do not.

JB Ok. I don't have any other questions. Being aware of the focus of this investigation is there anything Dep. Allison you can think of that I've neglected or failed to ask that you think is relevant?

PA No.

JB Ok. Do you have any questions of me?

PA No I do not.

JB Ok this will conclude the interview. The time now is 10:44.