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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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ALLIANCE FOR GLOBAL JUSTICE, :

et al., :

Plaintiffs, : Civil Action Number

vs. : 01 CV 00811

THE DISTRICT OF COLUMBIA, :

et al., :

Defendants. :

-----x

DEPOSITION OF JEFFREY HEROLD

Washington, D.C.

Thursday, July 21, 2005

REPORTED BY:

VICTORIA L. WILSON

ACE-FEDERAL REPORTERS, INC.

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1 of demonstration arrests of this manner, have  
2 restraints been used?

3 A During mass arrest situations.

4 Q Has it been used during mass arrest  
5 situations arising outside of the context of  
6 demonstrations?

7 A Yes.

8 Q When?

9 A Large-scale drug arrests.

10 Q On how many such occasions?

11 A I know of a few, less than five.

12 Q Over what period of time?

13 A 10 years.

14 Q Is this manner of restraint reflected in  
15 any policies or documents within the Metropolitan  
16 Police Department?

17 A No.

18 Q Who decided that this manner of restraint  
19 would be used in connection with the mass arrests for  
20 April 15th, 2000?

21 A The commander of the prisoner processing  
22 detail.

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1 Q Who was that?

2 A At that point it was Commander Acosta.

3 Q This was his decision?

4 A Yes.

5 Q He knew in advance of April 15th that this  
6 was going to be the manner of restraint?

7 A It would be that it would be the manner of  
8 restraint in unsecured processing facilities or  
9 holding facilities.

10 Q He knew this in advance?

11 A Yes.

12 Q And are you sure it was him that made the  
13 decision that this would be the method of restraint  
14 under such circumstances?

15 A That's the information that I have been  
16 able --

17 MR. KOGER: Asked and answered.

18 MR. MESSINEO: I agree. That's fine.

19 BY MR. MESSINEO:

20 Q Is this a painful way or manner of  
21 restraint, for the arrestee, that is?

22 MR. KOGER: Requires speculation to the

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