

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR DADE
COUNTY, FLORIDA

CRIMINAL DIVISION

CASE NO.: 81-17247

THE STATE OF FLORIDA,

Plaintiff,

v.

PART 4

ALFREDO ARIAS, et al.,

Defendants.

1351 Northwest 12th Street,
Miami, Florida,
Wednesday, April 7, 1982,
2:25 p.m.

DEPOSITION OF RICARDO MORALES NAVARETTE

Taken before JOYCEE WAX, Shorthand Reporter and
Notary Public in and for the State of Florida at Large,
pursuant to a Notice of Taking Deposition, filed in the
above-styled cause.

Joycee Wax

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R-610
Indexed

1 APPEARANCES:

2 RINA COHAN,
3 Assistant State Attorney,
4 Attorney for Plaintiff.

5 DOUGLAS L. WILLIAMS, ESQ., of the firm of
6 NATHAN, WILLIAMS & REICHENTHAL,
7 444 Brickell Avenue,
8 Miami, Florida,
9 Attorney for Defendant Alfredo Arias.

10 ALSO PRESENT:

11 OFFICER D. C. DIAZ,
12 RAUL VILLAVARDE, Defendant,
13 FRANK CASTRO, Defendant,
14 JOSE MARCOS, Defendant,
15 CARLOS QUESADA, Defendant,
16 JUAN B. FERNANDEZ, Defendant,
17 MIGUEL A. FERNANDEZ, Defendant,
18 ALFREDO ARIAS, Defendant.

19 - - - - -

20 I N D E X

21 Witness

22 Direct

23 Ricardo Morales Navarette

24 3

1 Thereupon--

2 RICARDO MORALES NAVARETTE,
3 was called as a witness on behalf of the Defendants
4 and, having been first duly sworn, was examined and
5 testified as follows:

6 DIRECT EXAMINATION

7 BY MR. WILLIAMS:

8 Q Tell me your name for the record, please,
9 sir?

10 A Ricardo Morales Navarette.

11 Q You are the same person who has been in
12 deposition with Ms. Cohan and me since this past
13 Friday, April the 2nd?

14 A Yes.

15 Q Since this past Friday, April the 2nd?

16 A Yes.

17 Q Which means you testified yesterday and
18 Monday as well?

19 A Yes.

20 Q Have you, between this afternoon and the
21 time we recessed yesterday, had the opportunity to
22 reflect upon any of the answers that you gave to any
23 of the questions that were asked of you yesterday
24 in such a way so as to feel the need to change or
25 modify any answers that you gave me?

1 A Yes.

2 Q Tell me please, sir, the particulars
3 in which you think it necessary to do so?

4 A None.

5 Q You had told me yesterday of the incident
6 in which you shot and killed Eladio Ruiz, and that
7 testimony was taken in consequence of my having asked
8 you to relate to me the various episodes in which you
9 participated either directly or indirectly, which
10 resulted in the harming or killing or attempting to
11 harm or kill other individuals separately and apart
12 from the bombing incidents that you have described to
13 me.

14 After the incident with Eladio Ruiz what is
15 the next such episode in which you participated either
16 directly or indirectly?

17 A What episode?

18 Q Any?

19 A Where I have discharged a firearm?

20 Q No, we're not limiting ourselves to the use
21 of firearms, Ricky.

22 I want to know every incident in which
23 you have inflicted--

24 A Subsequently to the Eladio Ruiz incident?

25 Q Yes, sir. I have asked you to tell me of

1 every episode or incident in which you have either
2 inflicted great bodily harm or death upon or attempted
3 to inflict great bodily harm or death upon somebody
4 by the use of a firearm or a knife or a car or any
5 other device?

6 A What do you mean--a car?

7 Q Anything?

8 A You don't kill cars.

9 MS. COHAN: No, Ricky, used a car.

10 MR. WILLIAMS: That is right. Cars don't
11 kill people. People kill people.

12 THE WITNESS: Right.

13 BY MR. WILLIAMS:

14 Q And you had told me of the incident with
15 Costanzo and, then, you next went to the incident
16 with Ruiz, and so, my question presently is that
17 you tell me of any other incident which occurred
18 subsequently to that involving the death of Mr. Ruiz?

19 A Nope.

20 Q So, your testimony is that there has been
21 no other situation or incident in which--

22 A I have shot or inflicted wounds with the
23 use of a handgun, a rifle, a firearm--whatever you
24 want to call it to anybody subsequently.

25 Q Does your answer include any episode in
which you have attempted to do that through the use of

1 any means, whatever, whether you were successful or
2 not?

3 A Mr. Williams, in response to your question,
4 you know, since I have to perform law enforcement
5 duties in the Republic of Venezuela and down there,
6 I was involved in several, you know, shootouts during
7 the performing of my duties over there, and since, you
8 know, there's a particular place in the Caracas area,
9 when the students, you know, are demonstrating, and
10 there is a lot of fire, knifings, and things like that,
11 and what did I tell you?

12 You know, I always try to get myself under
13 good cover, and there have been a lot of shooting
14 incidents, you know, where I did participate while
15 in the performance of my duties down there.

16 Q Were your duties in Venezuela those of
17 conventional or traditional police work as opposed to
18 security and intelligence?

19 A All of them all together combined, Doug.

20 Q So, you carried a law enforcement officer's
21 credentials across the board?

22 A Yes, across the board.

23 Q Yes, across the board to perform any law
24 enforcement function?

25 A Yes.

Q You had arrest authority?

1 A Oh, yes, I had arrest power.

2 Q Throughout the entire country of Venezuela?

3 A Yes.

4 Q I'd like you to tell me now, please, sir,
5 the first occasion upon which you have ever had any
6 contact, either personally or professionally, with one
7 Raul Diaz, and when I am speaking of Raul Diaz for the
8 rest of this part of the deposition, if I refer to him
9 as Diaz or Lieutenant Diaz, you will know me all the
10 time to be speaking about the one who presently is a
11 police lieutenant with the Metro Dade Police Department
12 attached to the homicide section?

13 A To clarify the record, I will be more
14 easy for me to answer questions with regard to
15 Lieutenant Raul Diaz if you address him with his proper
16 title.

17 Q You know who I am talking about any circum-
18 stances; don't you?

19 A Every time that you mention him, because
20 there are so many Diazes.

21 MS. COHAN: And Rauls.

22 THE WITNESS: And many Rauls; right, so
23 I prefer that you call him by his present title--
24 Lieutenant Raul Diaz.
25

BY MR. WILLIAMS:

1 Q To keep from confusing you with any other
2 Raul or any other Diaz; is that it?

3 A To keep the record clear, straight, and
4 there will be no confusions about who Raul is and
5 who Diaz is, and things like that.

6 Q Do you understand me to be talking about the
7 same person who presently is a police lieutenant with
8 the Metro Dade Police Department in the homicide
9 section?

10 A Who?

11 Q Is that the Raul Diaz that you have in mind
12 when I talk about Lieutenant Raul Diaz?

13 A That is the Raul Diaz you are asking me.

14 Q Is that who you understood me to be asking
15 about?

16 A When you mention Lieutenant Raul Diaz, I
17 will understand who you are talking about.

18 Q Are we talking about the same person who,
19 prior to becoming a police lieutenant in the homicide
20 section, had, for some period of time, been an investi-
21 gator in what was then called the Public Safety
22 Department's organized crime bureau--same person?

23 A Yes.

24 Q When did you first meet Lieutenant Diaz?

25 A On or about 1972, mid, mid-1972.

1 Q Under what circumstances, Mr. Morales?

2 A I was at the cafeteria of the PSD in the
3 company of Sergeant Vincent Oller, who was assigned
4 to the organized crime bureau of the Public Safety
5 Department, and he introduced me to a uniformed
6 patrolman by the name of Raul Diaz.

7 Q What occasioned your being in the Public
8 Safety Department building in the presence of
9 Sergeant Oller at the time?

10 A Huh?

11 Q What occasioned your being--

12 A I am being distracted by Raul's, you know,
13 stares to me, which, you know, I don't look up to
14 you that way, so you know, I mean--

15 MR. WILLIAMS: Mr. Villaverde, let's
16 humor Mr. Morales, and let me have you have a
17 seat at the end of the table there, so you are
18 not--

19 MR. VILLAVARDE: Am I harassing him?

20 MR. WILLIAMS: No, I just want to make sure
21 that the record is clear, so there isn't any
22 subsequent problem with inaccuracies or
23 distractions.

24 MR. VILLAVARDE: Definitely.

25 MR. WILLIAMS: Okay.

BY MR. WILLIAMS:

1 Q For what reason were you with Sergeant
2 Oller in the Public Safety Department building?

3 A Sergeant Oller had recently been appointed
4 to the organized crime bureau after a revamp or
5 cleanup of that section, and sort of, I had been
6 introduced to Sergeant Oller by then-Lieutenant or
7 Captain Tom Brody, who was in charge of the bomb
8 disposal unit of the PSD, so Sergeant Vincent Oller
9 was in the process of getting Spanish-speaking officers
10 into the organized crime bureau, and he asked me to
11 be present at the cafeteria, so I will be meeting the
12 new Spanish-speaking officers who were going to be
13 part of his squad at the OCB, and a patrolman,
14 Raul Diaz, was one of the officers that I was introduced
15 that day.

16 Q Were you a police informant, then?

17 A Who?

18 Q Were you a police informant then; I mean
19 for any police department, state or federal?

20 A I was an FBI informant at the time, paid
21 informant.

22 (Whereupon, Frank Castro, Carlos Quesada,
23 Jose Marcos, Juan B. Fernandez, Miguel Fernandez,
24 and Alfredo Arias, defendants entered the room.)
25

BY MR. WILLIAMS:

1
2 Q When had you first become an FBI informant,
3 for pay or not?

4 A Informants are paid--1968.

5 I already testified to that.

6 Q At the time that you were with Vince Oller
7 when you met now-Lieutenant Diaz, had you been an
8 informant, either paid or otherwise, for the Public
9 Safety Department?

10 A No.

11 Q Had you been an informant, whether paid or
12 otherwise, for any other state or local law enforcement
13 agency in the southeastern part of Florida?

14 A I was working, at the time, as I testified
15 before, Mr. Williams, for the record, I was with the
16 DEA and the counterintelligence agency of the CIA
17 in Miami.

18 Q At that point in time, Mr. Morales, did you
19 have any regular full-time employment as the result
20 of which you were earning a salary or wage or income?

21 A Well, I was drawing a salary from Gramco
22 and from the FBI, plus moneys that I was getting from
23 DEA that were not on a regular basis.

24 Q Was DEA paying you on a case-by-case basis?

25 A That is right.

1 Q And of course, at the time, you were
2 still occasionally getting some money from one or
3 another of the bombing jobs or missions that you
4 described to us over the last couple of days?

5 A The bombings that I have described to you
6 were prior to my employment by the FBI and Gramco and
7 DEA, you know, which you should remember that those
8 happened, you know, before those dates.

9 Q Was the FBI paying you on a regular basis?

10 A A monthly basis.

11 Q What were you being paid by them?

12 A I started with 250, plus expenses.

13 Q For what kind of expenses did the FBI
14 agree to reimburse you?

15 A There was an assignment of monthly
16 allowance of \$50.

17 That would cover, you know, gasoline,
18 and things like that. That was starting in 1968
19 or the end of 1968. Whatever comes first.

20 Q How much were you being paid by Gramco?

21 A I was furnished with a rental car and
22 700.

23 Q How much, sir?

24 A 700.

25 Q When?

1 A Per month. That's a steady--FBI was
2 increasing my payments, my salary, every six months
3 or so.

4 Q Was your controlling or your case officer
5 with the FBI, at that time, George Davis?

6 A When?

7 Q In 1972, when you first met Lieutenant Diaz?

8 A Yes, he was.

9 Q Had you ever encountered or heard about
10 Lieutenant Diaz prior to actually meeting him with
11 Oller under the circumstances you described?

12 A Never.

13 Q Had you had any discussions with Mr. Davis
14 from the bureau about making contacts with local
15 law enforcement people?

16 A Of course.

17 Q Had you been instructed to do that by
18 Mr. Davis?

19 A Yes.

20 Q Had Mr. Davis played any part in or given
21 you any assistance in the course of your going about
22 doing that?

23 A I do not understand that question.

24 Q Did Mr. Davis play any part in making
25 arrangements for you to meet local law enforcement

1 people?

2 A Nope.

3 Q Had he given you any specific instructions
4 as to how you were to go about doing it?

5 A To assist them and teach them, you know,
6 what is going on in the town, since there was so many
7 new recruits in OCB and SIU, Spanish-speaking officers,
8 and since I was the most competent informant at the
9 time, was instructed to brief them into the realities
10 of the so-called Cuban community.

11 Q At that point in time, Ricky, 1972, you
12 made it a regular practice to carry that fully
13 automatic Browning pistol with you; didn't you?

14 A I was carrying that pistol since I
15 registered it with ATF in 1968.

16 Q Would that be a yes?

17 A That would be a yes. That was my personal
18 defense weapon.

19 Q Did you, at any time, obtain a permit from
20 the Board of County Commissioners of Dade County or
21 from the Public Safety Department to carry a concealed
22 firearm?

23 A No.

24 Q Did you know at the time that--

25 A What did?

1 Q Did you know at the time that to carry a
2 concealed firearm on or about your person without
3 a permit or license, to do so was a violation of the
state of Florida?

4 A Who's saying that I was carrying it?
5 Have you ever seen me carrying that gun inside,
6 concealed?

7 Q Wait, wait, Ricardo. Hold it.

8 A Yes.

9 Q Our agreement is no matter where we stood
10 in the room, I am going to be the lawyer, and you
11 are going to be the witness, and I will ask the
12 question, and you will answer it; okay?

13 A Okay.

14 Q So, the question is, did you know, sir,
15 that to carry a concealed firearm on or about your
16 person without a license or a permit from the Board
17 of County Commissioners of the Public Safety Depart-
18 ment was a violation of the state law?

19 A Who is saying that I was carrying a con-
20 cealed weapon? Who is saying that?

21 Q If the questions get too tough for you,
22 let me know.

23 Read my lips. Let me know.

24 MS. COHAN: Objection. Argumentative.
25

1 Ricardo, did you know that it was against
2 the law to carry a concealed firearm?

3 THE WITNESS: Oh, yes.

4 Are you one of the ones who was complaining
5 to the FBI about it?

6 BY MR. WILLIAMS:

7 Q Do you have reason to believe that I ever
8 complained to the FBI?

9 A But, I have a lot of reasons and a lot of
10 information that you are of the office that you repre-
11 sented at the time, you know, was making, on a daily
12 basis, complaints about me having a weapon for my
13 defense.

14 Q Well--

15 A Due to political pressures, coming from
16 City Hall, from that.

17 Q I will, this one time, accommodate your
18 inquiry with a response, and the two responses are,
19 No. 1, life is a bitch, and No. 2, don't believe every-
20 thing you hear; all right?

21 A So, that works both ways.

22 Q There were times, of course, during the
23 late sixties and early seventies when you were
24 carrying that automatic Browning?

25 A Say that again?

1 Q There were times during the late sixties
2 and early seventies when you were carrying the
3 automatic Browning?

4 A Starting in 1968 was the time when I
5 started carrying the Browning.

6 Q Here's the question: You were carrying,
7 on your person, concealed on a regular basis from the
8 late sixties until sometime in 1972?

9 A Yes.

10 Q Mr. Davis knew it; didn't he?

11 A He received a lot of complaints about it.

12 Q I can't hear. Let me see--

13 A I don't know what he used. He received a
14 lot of complaints about it. How are you going to ask
15 me questions about what he--why don't you ask him, you
16 know.

17 Q All right. This is going to be the yes
18 card and this is going to be the no card, and you can
19 pick from those and then, if you need, after that, to
20 explain your answer, you can do that, but let's try
21 first and answer the question with a yes or no, and
22 then, the court reporter has a lot of tape, and she
23 will write down any explanation you want to give
24 behind the answer?

25 A This is Perry Mason style, you know, the

1 old school, you know, fifty years ago about answer
2 me yes or no.

3 MS. COHAN: Do you want a light, too,
4 to shine in his eyes?

5 MR. WILLIAMS: It's the way that some of
6 us do justice to the Southern District. That's
7 all.

8 THE WITNESS: Let's try to be truthful to
9 the answers of your questions, without me feeling
10 that you are trying to entrap me into situations,
11 which, Douglas, by this time, you should know
12 that I am not hiding nothing, so this kind of
13 you know, things, you know, that belongs to the--
14 middle ages, you know, kangaroo tribunals, and
15 things like that.

16 BY MR. WILLIAMS:

17 Q Have you, yourself, had any experience with
18 kangaroo courts over the years, Mr. Morales?

19 A Yes, yes, yes. They are already mentioned
20 in the record.

21 Q Have you run a few of them, yourself?

22 A I never been part of a tribunal.

23 Q Did Mr. Davis, to your knowledge, have an
24 awareness of the fact that you were carrying that
25 fully automatic Browning concealed on your person

from time to time?

1 A I was aware that Mr. Davis had received a
2 lot of complaints from the State Attorney's Office
3 with regard of me having the Browning.

4 Q Did you ever discuss it with Mr. Davis?
5 Did he ever say to you, for example; "Ricky, you
6 can't go out on the streets carrying a gun like that"?

7 A He told me not to have the gun in the trunk
8 of the car.

9 Q Did he tell you not to carry it concealed
10 on your person?

11 A Yes, that I could be arrested for that,
12 and that there were a lot of people who were trying
13 to embarrass the Federal Bureau of Investigations
14 at the time, having me arrested carrying a concealed
15 weapon and he advised me--since he knew that the gun
16 was registered with ATF, to have the pistol in the
17 trunk of the car.

18 Q But, you know, of course, that by register-
19 ing the gun with ATF, that that didn't do anything?

20 A The sole purpose of registering--

21 Q Excuse me.

22 A Excuse me, the question--the sole purpose
23 for registering that gun with ATF is because it was a
24 machine gun, also. It has a silencer switch, okay?
25

1 Q You knew that by registering it with ATF,
2 it has nothing to do with whether you could carry it
3 concealed on your person or not; is that correct?

4 A Of course.

5 Q Did you make it known to Sergeant Oller that
6 you carried the gun at the time?

7 A When?

8 Q When you met him.

9 A I was not carrying the gun with me at the
10 time that I went into the PSD building.

11 Q Did you make it known to Sergeant Oller
12 that you carried a concealed firearm on your person
13 from time to time?

14 A Everybody knew that I was carrying that gun.

15 Q I'll take that as a yes, if you don't mind.

16 A Yes.

17 Q Do you have any reason to believe that when
18 you met Sergeant Oller, he knew about your background
19 of bombings and shootings and things like that?

20 A That's preposterous.

21 Q Here, Ricardo. One says yes and one says
22 no, and then, you can explain (indicating).

23 A Preposterous. How could I know? I never
24 asked him.

25 Q My question was whether you had any reason

1 to believe that he had that knowledge?

2 MS. COHAN: Objection as to what is in
3 somebody else's mind as being speculative
4 unless he indicated to you that he did know.

5 BY MR. WILLIAMS:

6 Q You might have that reason to believe it
7 based upon something Sergeant Oller told you. You
8 might have that reason to believe it if you had seen
9 a bunch of case reports on his desk or in his hands
10 that had your name on them.

11 A It was in the cafeteria when I went with
12 him, and the only thing that was over the table was
13 a cup of coffee.

14 Q That certainly wasn't the only time that
15 you were in the presence of Mr. Oller in 1972 or
16 thereafter; was it?

17 A I never met Vince Oller inside his office
18 at OCB.

19 Q Ricky, I don't care if you met him in the
20 bathroom.

21 What I am asking you is whether you had
22 any reason to believe that Sergeant Oller knew of
23 your background involvement in bombings and shootings
24 and all of the other things that you described to us?

25 A That is preposterous.

1 Q I will take that as a no.

2 A Take it as a no, if you want. For me, it
3 is preposterous.

4 MS. COHAN: Take it as he does not know.

5 MR. WILLIAMS: Well, Ms. Rina, if the
6 fellow doesn't know, I wish that somebody would
7 suggest to him that he say that, so that we can
8 have a clear record here.

9 MS. COHAN: Ricky, do you want a third
10 sheet of paper that says I don't know besides
11 his yes and no?

12 THE WITNESS: Besides yes and no, I don't
13 know. That is preposterous, Douglas.

14 BY MR. WILLIAMS:

15 Q When was it that you first had contact with
16 Lieutenant Diaz other than the introduction that was
17 made by Vince Oller on the day that you described?

18 A Huh?

19 Q Good morning. Stay with us now.

20 When was it that you first had contact with
21 now-Lieutenant Diaz after the day upon which he was
22 introduced to you by Sergeant Oller?

23 A You'll have to ask it again, Douglas. You
24 know, I have a headache. You know, I am having
25 problems with your questions today.

MS. COHAN: Only five more minutes.

1
2 BY MR. WILLIAMS:

3 Q Let me see if I can break it down into
4 nice short choppy one-word--

5 A Okay.

6 Q See if that works better for you.

7 MS. COHAN: One syllable.

8 THE WITNESS: You will save money for your
9 customers, you know, if you short it up.

10 BY MR. WILLIAMS:

11 Q Expense is no object in getting to the truth,
12 Mr. Morales.

13 A Okay.

14 Q You met now-Lieutenant Diaz through
15 Sergeant Oller in the Public Safety Department
16 cafeteria one day; correct?

17 A That is correct.

18 Q After that, what was the first occasion
19 upon which you had contact with now-Lieutenant Diaz?

20 A When he was a patrolman being transferred
21 as an investigator.

22 Q Any time where you had contact with him--

23 A After the cafeteria?

24 Q After you met him?

25 A Oh, after I met him?

1 Q You couldn't have contact with him before
you met him and know about it?

2 A Yes. After I met him, he was taken out of
3 uniform, and then, he was in plainclothes, and maybe
4 in a period of a couple of weeks, you know, I started
5 giving him and the other Spanish-speaking detectives
6 assigned to OCB the looks of the town.

7 I will take them in my car and start, you
8 know, showing them the streets in the community and
9 giving them my experience and my training with the
10 Central Intelligence Agency.

11 Q Did anybody guide you or instruct you in
12 what you were to show them or what you were to tell
13 these Latin detectives?

14 A Of course.

15 Q Who told you?

16 A Federal Bureau of Investigations.

17 Q That means, George Davis, huh? Is that
18 what that means?

19 A The Federal Bureau of Investigations.

20 MR. WILLIAMS: See if you can find me a
21 yes or no anyplace in here to that question.

22 Is it hidden in there anyplace in your symbols?

23 BY MR. WILLIAMS:

24 Q Does that mean George Davis, Mr. Morales?

25 A George Davis was a federal agent of the

1 Federal Bureau of Investigations.

2 Q Is that a yes sir?

3 A The Federal Bureau of Investigations.

4 Q All right.

5 What had Mr. Davis specifically told you to
6 show to these new Latin police officers?

7 A The streets of Miami.

8 Q Did he ever lay out an agenda or a route
9 for you and tell you that there were certain points
10 of interest that he wanted you to exhibit on the way?

11 A No, that was left up to me.

12 Q So, what he said was, "Ricky, take these
13 kids out and show them what you know about the town"--
14 is that about right?

15 A You are putting words--

16 Q Is that about right?

17 A You are putting words in George Davis'
18 mouth.

19 Q Is that about right?

20 A It is not correct. It is not right.

21 Q Tell us how he did it, Mr. Morales?

22 A Assist. Assist these new Spanish-speaking
23 officers into getting the nitty-gritty of the Cuban
24 community.

25 Q Okay, and tell me if I am correct in

1 assuming that you understood that to mean that you were
2 to take them out and kind of help them get streetwise
3 or street smart?

4 A That is right.

5 Q And towards that end, you certainly
6 exercised your own judgment as to what you thought
7 they could see; is that correct?

8 A Yes, more or less.

9 Q And to that extent that you identified
10 any particular people to them, you showed them people
11 whom you thought they should get to know as police
12 officers?

13 A That is correct.

14 Q Were you using your own judgment in that
15 regard, or were you showing them people and places
16 that somebody had specifically instructed you to show
17 them?

18 A Well, there were a lot of current targets
19 at the time.

20 Q My question to you, sir, is--

21 A I'm answering, Douglas.

22 For Christ's sake, let me finish.

23 Q I wish you would.

24 A Okay, if you let me.

25 Q I'm going the best I can, Ricky, but

1 sometimes, your answers miss the questions so wide,
2 that I want to bring you back.

3 A There were a lot of targets and cases open
4 at the time, so I was instructed to, you know, point
5 them out, you know, some of them.

6 Q My question to you, sir, is whether, in
7 deciding from block to block and minute to minute the
8 places to go and the people to be identified, or if
9 it was the case, introduced to these new Latin
10 policemen, you were exercising your own judgment or
11 were you following a pattern or a schedule that had
12 been determined by somebody else?

13 A Both.

14 Q Was the determination by somebody else
15 anything more than a general statement of the sort
16 that you had just given us before--take them and
17 show them targets and show them the streets of the
18 town? Was it anything more specific than that?

19 A No.

20 Q Is my understanding correct, then, sir,
21 that past that general instruction, you were using
22 your own judgment as to what they could see and whom
23 they should be shown?

24 A I have to report back to the FBI what you
25 know, my dealings with the new recruits, you know,

were.

1 I have to report it back to them, so they
2 would know exactly what I was doing.

3 Q Were you using your own judgment in deciding
4 where to take them on a day-to-day basis?

5 A Huh?

6 Q Were you using your own judgment in deciding
7 where to take them on a day-to-day basis?

8 A Both instructions and own judgment.

9 MS. COHAN: On that note, it is now
10 three o'clock.

11 MR. WILLIAMS: Let me just finish this
12 series of questions.

13 BY MR. WILLIAMS:

14 Q Were you required to write any report on
15 a daily basis to submit to anybody?

16 A To the Federal Bureau of Investigations.

17 Q Did you, in fact, write any such reports?

18 A All to my career with them.

19 Q Is that a yes, sir?

20 A Is that a yes? It's a yes.

21 Q Thank you.

22 I assume, sir, that they were submitted to
23 Mr. Davis?

24 A Not necessarily.
25

- 1 Q To whom?
- 2 A Because I have a previous CO--Mister--
- 3 Q Mr. Ball as well?
- 4 A Mr. Ball as well.
- 5 Q Anybody else besides Davis and Ball?
- 6 A Best narrow that answer to those two names.
- 7 Oh, because after Mr. Davis retired, I had another
- 8 CO, which I was instructed to give him the knowledge
- 9 that I had throughout the years.
- 10 Q Who was that?
- 11 A Robert Ross.
- 12 That was the last CO that I had,
- 13 special agent, Federal Bureau of Investigations.
- 14 Q Do you still maintain regular contact with
- 15 the FBI today?
- 16 A Nope.
- 17 MR. WILLIAMS: Our schedule for tomorrow,
- 18 Ms. Cohan, what time do you intend to conclude
- 19 for the day?
- 20 MS. COHAN: Three o'clock.
- 21 MR. WILLIAMS: Must you be in court in the
- 22 morning?
- 23 MS. COHAN: No.
- 24 MR. WILLIAMS: Can we start at 9:30?
- 25 MS. COHAN: How about ten, so I can check

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into the court scheduling with the witnesses?

MR. WILLIAMS: Mr. Morales, before--

THE WITNESS: It's over, or it's not over?

BY MR. WILLIAMS:

Q Before we part company for the day, let me ask you this one final little series of questions.

At any time during recesses in this deposition since Monday morning, whether the recesses have been ten minutes or whether they have been overnight recesses or anything else, have you discussed any of the particulars or details of your testimony with Ms. Cohan, Officer D. C. Diaz, Officer Puig, or any other police officer?

A No, sir.

Q Not at all?

A Not at all.

Just kicking around our, you know, bickerings, you know, in a part of the record.

Q Have you discussed any of the answers you have given me to questions in the course of this deposition with Officer Diaz, Officer Puig, Ms. Cohan, or anybody else connected with law enforcement?

A The answer is no.

Q Have you had any discussions at all concerning anything that has taken place in the course of this

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1 deposition since Monday morning, whether it has
2 been something in this room or in court, whether it
3 has been a particular question or general area with
4 Lieutenant Raul Diaz?

5 A The answer is no.

6 Q Have you had any contact with Lieutenant
7 Diaz between Monday morning and the present?

8 A The answer is no.

9 Q Since the start of your deposition last
10 Friday, has anything occurred, which you have, in any
11 way, regarded either directly or indirectly as
12 constituting any kind of a threat to your well being?

13 A Not to my knowledge.

14 MR. WILLIAMS: See you tomorrow.

15 (Whereupon, at 3:10 p.m., the deposition
16 was recessed until Thursday, April 8, 1982, at
17 10:00 a.m.)

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CERTIFICATE

1 STATE OF FLORIDA)
2 : SS.
3 COUNTY OF DADE)

4 I, JOYCEE WAX, Shorthand Reporter and Notary
5 Public in and for the State of Florida at Large,
6 do hereby certify that I reported the deposition of
7 RICARDO MORALES NAVARETTE, a witness called by the
8 defendants in the above-styled cause; that said witness
9 was duly sworn by me; and that the foregoing pages,
10 numbered from 1 to and including 31, are a true and
11 correct record of the deposition given by said witness.

12 I further certify that I am not an attorney or
13 counsel of any of the parties; nor a relative or
14 employee of any attorney or counsel connected with this
15 action; nor financially interested in said cause.

16 WITNESS my hand and official seal at Miami,
17 Dade County, Florida, on this 20th day of April 1982.
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20

21 Joycee Wax
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