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Mr. Brian Hutchins
Senior Deputy District Attorney
Fresno County District Attorney's Office
2220 Tulare St., Suite 1000
Fresno, CA 93721

RE: Kori Muhammad (DOB 3/21/78)
Court Case #F17902331 & F17902482

Dear Mr. Hutchins,

On June 5, 2017 your office retained me to evaluate Mr. Kori Muhammad's competency to stand trial under California Penal Code 1368 et seq. This is the report of my findings.

DATABASE

The database upon which I formed my opinion consists of three sources of information: 1) evidence provided to me by you and Dr. Harold Turl, a mental health specialist for the Corizon jail psychiatric services, which is summarized and listed beginning on page 34 of this report in the

order in which I reviewed it¹; 2) a forensic interview with Mr. Muhammad conducted by me in the Fresno County Jail on July 19-20, 2017 for a total of 3.5 hours²; 3) the results of the Fitness Interview Test-Revised³, a structured professional judgment instrument for the assessment of competency to stand trial. The handwritten results of this test and my handwritten clinical notes taken on the above dates will be provided to you, the defense, and the court upon request.

GENERAL FINDING

Mr. Kori Muhammad is competent to stand trial pursuant to California Penal Code. P.C. 1369 states,

The examining psychiatrists or licensed psychologists shall evaluate the nature of the defendant's mental disorder, if any, the defendant's ability or inability to understand the nature of the criminal proceedings or assist counsel in the conduct of a defense in a rational manner as a result of a mental disorder and, if within the scope of their licenses and appropriate to their opinions, whether or not treatment with antipsychotic medication is medically appropriate for the defendant and whether antipsychotic medication is likely to restore the defendant to mental competence. If an examining psychologist is of the opinion that antipsychotic medication may be medically appropriate for the defendant and that the defendant should be evaluated by a psychiatrist to determine if antipsychotic medication is medically appropriate, the psychologist shall inform the court of this opinion and his or her recommendation as to whether a psychiatrist should examine the defendant.

Mr. Muhammad, despite the presence of a mental disorder, has the ability to understand the nature of the proceedings against him, and has the ability to assist counsel in the conduct of a defense in a rational manner. Furthermore, antipsychotic medication is medically

¹ Despite the large volume of evidence I reviewed, I am aware that it is only a portion of evidence in this case; I limited my review to evidence relevant to P.C. 1368 et seq.

² Mr. Muhammad gave informed consent, and signed an informed consent document which I can provide if requested.

³ Roesch, R., Zapf, P. & Eaves, D. (2006). The Fitness Interview Test-Revised (FIT-R). Sarasota, FL: Professional Resource Press.

appropriate, and a psychiatrist should examine and continue to treat Mr. Muhammad for this purpose.

It is this examiner's understanding that the burden of proof for incompetency to stand trial is placed on the defense, and the standard of proof is more likely than not given the civil nature of this particular proceeding.

FOUNDATIONS FOR OPINION

1. Mr. Muhammad has a diagnosis of schizophrenia, and therefore does have a mental disorder pursuant to P.C. 1369 et seq.

There are multiple foundational points for this finding: first, Mr. Muhammad has a lengthy history of severe mental disorder, in this case ranging back to age 20 with multiple hospitalizations and outpatient treatment well documented in his medical records—for example, at age 20 he was admitted to Sacramento CMH April 8-13, 1998 with a diagnosis of Psychosis NOS rule out schizophrenia and personality disorder NOS, and then two weeks later was admitted to Fresno CMH on April 27, 1998 with a diagnosis of paranoid schizophrenia (Bates 1911-1915); he had his second hospitalization in Fresno two years later (Bates 1776), and was diagnosed with paranoid schizophrenia in the Fresno County Jail in 2005 (Bates 1833); second, it appears that there is a genetic vulnerability for schizophrenia and other mental disorders in his biological family on both his paternal and maternal side—for example, his mother, Lillian Holly, self reports being an alcoholic, depressed, and attempting suicide on at least one occasion, and his maternal grandmother reportedly had schizophrenia (Bates 1785). His

father reportedly attempted to kill him at age 5 and 9 by trying to run him over with his car and poisoning him (Bates 1785)⁴; third, he has been most recently diagnosed by the Fresno Jail mental health team (Corizon) with “other specified schizophrenia spectrum disorder and other psychosis” and “schizophrenia”⁵ as reflected in the July 10, 2017 records and the opinion of Randall Shahbazian, M.D., who has been treating Mr. Muhammad since his initial psychiatric intake on April 24, 2017—for example, Dr. Shahbazian dictated on April 24, 2017, “the overall presentation is consistent with genuine psychosis although it is not yet clear whether this represents a primary psychotic disorder, a substance induced psychotic disorder, or a combination of the two.” He also reported on this date episodic auditory and visual hallucinations of missing black women and children who are crying out for help from him, referring to his killings as a “little quantum fragment of justice has been delivered for the people;” fourth, he is responding well to titration of an anti-psychotic medication, Seroquel (quetiapine), now at 400 mgs hs⁶ (see medical records in my evidentiary review) which was

⁴ The family history in this case should be considered preliminary since I have no independent social or medical records to confirm these diagnoses and events; they are self reported by Mr. Muhammad and some of his family members to other professionals. I did not directly interview any family members.

⁵ In DSM-5, the current diagnostic iteration, “other specified schizophrenia spectrum disorder and other psychotic disorder” is used when full criteria are not met for another schizophrenia spectrum disorder. This was diagnosed on April 24, 2017. It appears that the diagnosis of schizophrenia was added on May 8, 2017 when the psychiatrist was more certain of the diagnosis and Seroquel was begun. Although I don’t know his thinking, the psychiatrist may have wanted to observe Mr. Muhammad in an untreated state for a period of a few weeks to clarify the diagnosis and perhaps rule out a drug induced psychotic state. “Schizophrenia” includes two or more of the following five domains: delusions, hallucinations, disorganized speech, grossly disorganized or catatonic behavior, or negative symptoms (eg, diminished emotional expression or avolition). Mr. Muhammad evidences both delusions and hallucinations by history and in the present, and there is no evidence his symptoms are caused by drug abuse or another medical condition (p. 99).

⁶ Normal range is 150-750 mgs a day for the treatment of schizophrenia

begun on May 8, 2017⁷, after refusing another anti-psychotic Geodon (ziprasidone) which was prescribed on April 24, for which he only accepted two 40 mg doses and then stopped (personal communication, Dr. Hurl); and fifth, my evaluation of him on July 19-20, 2017 where he evidenced chronic symptoms of schizophrenia. Here is my Mental Status Exam taken from my handwritten notes:

Mr. Muhammad presented as a tall 39 year old African-American male, clean and neat, dressed in a yellow jumpsuit and shackled at the wrists and ankles. Mesomorphic (muscular) build, normal eye contact with me, initially guarded but polite and fully cooperative. He was alert but reported being tired due to medications. He was oriented to person, place, and time. His mood was dysthymic and his affect was blunted but not flat. He was able to smile and laugh at certain points during the interview. He showed no lability of mood or affect. His IQ is in the above average to bright normal range. His thought content when not structured by me with specific questions tended to be paranoid and grandiose. He did evidence formal thought disorder, including both tangential and circumstantial associations to black liberation, the oppression and suffering of black people, and various hallucinations and delusions which were intermixed with Nation of Islam theology. He was considerate of me and easily directable back to the questions at hand. He showed no impairments in attention to me. He showed no pressure of speech or acceleration of speech. He reported thought control (his thoughts can be controlled by the Mahdi), thought insertion (“the government and other subliminal messages”), thought

⁷ Note that this is three days after Dr. Kendall’s evaluation and finding of incompetency; while my evaluation is 2.5 months after the initiation and titration of Seroquel, which he has not refused.

broadcasting (“if you were trained”), and ideas of reference (when he reads The Final Call [the Nation of Islam newspaper] or USA Today and sees stories of mass death he believes he has helped cause them through his brain waves). He denies current auditory hallucinations, and did not show any signs of being distracted by voices I could not hear, but did report them twice a day. He denies current visual hallucinations, and was not distracted by such, but did report he sees dungeons, and pictures of lynchings, and smells blood (olfactory hallucinations). He denies somasthetic and gustatory hallucinations. He denies any current homicidal or suicidal ideation/intent. He can subtract serial sevens, but makes several mistakes (concentration). He can remember five digits forward and three backward (attention). He knows there are about 7 billion people on the planet and about 350 million in the United States. He knows the Presidents. He knows directions. He can think abstractly. He has no short term memory impairments. He has no remote memory impairments. When asked what he would do if he found a stamped, self addressed envelope on the street, he said, “I’d open it cause my grandma always opened mine and I get to see how it feels.” When asked what he would do in a crowded theater if he smelled smoke, he said, “yell fire.” He knew the assassination dates of JFK, MLK, RFK, and believes Malcolm X was a hypocrite and a traitor. He believes 9/11 was a CIA and “big oil” plot. He believes that when Muhammad Ali left the Nation of Islam he then was caused to suffer.

When asked again on July 20 whether he had auditory or visual hallucinations, he said that auditory hallucinations occur 3-4 times a week, but have decreased from 5 to 2 times a day; they are the voices of women and children screaming, “to free us, help us.” He reports

visual hallucinations twice daily now, black women and children in a dungeon asking for help; he can touch them with his astral body. The olfactory hallucinations are the smell of blood of people being lynched. When asked again about suicide, he states that he attempted once to hang himself from his bunk in 2005, but is not now suicidal. He would rather be with his family, have a normal life with his daughter and brother, and his friends are missing him.

He reports that he meditates by repeating words-- "heat waves, thunderstorms, plagues, possessions"-- to manage the hallucinations and it helps. He believes the Seroquel helps, as it has in his past, and has decreased the psychotic symptoms. He reports taking 400 mgs Seroquel at night and is sleeping 12-16 hours a day. The dosage is confirmed to me by the mental health staff.

He reports that his core belief is, "establishing the kingdom of infinite peace and progress on planet earth where everyone can enjoy freedom, justice, and equality regardless of class, creed, or color."

2. Although Mr. Muhammad has multiple other diagnoses in his historical record, including depression, PTSD, generalized anxiety disorder, and delusional disorder, I saw no threshold evidence of these diagnoses during my evaluation.

I do concur with the jail mental health additional diagnoses of cannabis use disorder, moderate, and alcohol use disorder, moderate; but since Mr. Muhammad has no access to these drugs while in custody over the past three months, these diagnoses are irrelevant to the psycholegal question of present competency to stand trial which I am addressing.

3. Mr. Muhammad has a diagnosis of Antisocial Personality Disorder.

Mr. Muhammad has also been diagnosed with adult antisocial behavior by Dr. Shahbazian. However, he does meet criteria for Conduct Disorder, which is a necessary prelude to a diagnosis of Antisocial Personality Disorder in adulthood: Mr. Muhammad reported to me that when he was 3 years old, he broke a “white dude’s” ankle with his big wheel after the man had yelled at him when he asked about his grandma’s mail. He told me that he organized and was a leader within a pre-adolescent gang, the Kit Carson Crips in Sacramento when he was 9, and they would sell amphetamine, drink alcohol, and stay out all night. He reported that he “shot an adult” at school when he was 12, ie, he shot at a truck, and was in and out of juvenile hall a few times and saw a therapist a few times. He recounts all of these behaviors with both pride and laughter.⁸ Other records independent of Mr. Muhammad’s self report indicate that he would get into fights in high school with both blacks and whites (Bates 1782, grandmother report), he was expelled from several schools for fighting (Bates 1877) at age 15, was in pre-adolescent day treatment at that time (Bates 1877), and was diagnosed with conduct disorder and generalized anxiety disorder in 1992 (age 14) in Fresno County (Bates 1904).⁹

⁸ This is not to say that these self-reports are credible; confirmation through independent reports is required to verify. What is important is the pride which is taken, and was evident to me, even if the events are exaggerated. Often antisocial personalities will take great pride in their criminal violence, even if fabricated, rather than be embarrassed by youthful belligerence.

⁹ Again, even though these data are gathered from others’ evaluations and interviews, I have not seen primary source material on his conduct in school, police reports, or juvenile detention reports; therefore, this history should be treated as preliminary, but not definitive.

Despite the caveats above, it is my opinion that Mr. Muhammad did have Conduct Disorder, childhood onset, with limited prosocial emotions prior to the age of 15, by meeting the following criteria (three necessary): often initiates physical fights, has used a weapon that can cause serious physical harm to others, and often stays out at night despite parental prohibitions. Furthermore, given this diagnosis in childhood and adolescence, he also meets the following criteria (three out of seven necessary) for Antisocial Personality Disorder since age 18:

- a) *Failure to conform to social norms with respect to lawful behaviors, as indicated by repeatedly performing acts that are grounds for arrest:* for example, receiving stolen property, DUI, domestic battery, weapons possession and discharge while arguing with girlfriend in State of Washington, possession of cocaine with intent to distribute and possession of firearm (sentenced in 2006, released in 2011), current charges for multiple murders.
- b) *Impulsivity or failure to plan ahead:* for example, deciding to carry out a mass murder one morning following a visit to Starbucks after being on the run for 5 days, following another murder because the security guard was hassling his girlfriend.
- c) *Reckless disregard for safety of self or others:* for example, use of drugs, weapons possession, domestic violence, current charges for multiple murders involving the specific targeting of white males, but done in a neighborhood in which other people could have been unintentionally hurt or killed (such as the woman and her adult daughter in a

car whom he mistook for a man the morning of April 18, and fired and missed).

- d) *Consistent irresponsibility, as indicated by repeated failure to sustain consistent work behavior or honor financial obligations:* for example, little stable work history as an adult.
- e) *Lack of remorse, as indicated by being indifferent to or rationalizing having hurt, mistreated, or stolen from another:* for examples, the note of Dr. Shahbazian dated April 24, 2017: “of particular note is how callously he spoke of the murders, especially that of the Motel 6 security guard whom the patient said disrespected and harassed him. His statement that he had to ‘kill Carl’ was rather striking, and antisocial personality disorder is likely present although personality disorders are best diagnosed on a longitudinal basis rather than at a single evaluation such as this one.” Telephone call to reporter Matt Mendez, April 22, 2017: 119969650 at 1537 (20:41): “Security guard came banging on the door, told me she and I had to leave. Security guard arguing with her and being very disrespectful so I shot him. I guess his name was Carl.” The comment to the police on April 18, 2017 following his arrest: “(Bates 1498) I guess I shot him pretty good because he did the whole Chinese thing when they die, when they die they just go.....they start doing that...(Bates 1500) face or chest....I was trying to kill him...(Bates 1501) when he laid on the ground then he started doing the Chinese thing, and I shot him again.”

Statement to me on July 20 (p. 7 clinical notes): (Q. How did you feel when you killed Carl Williams?) “I was more upset about my amulets than killing him (Q. Any remorse?) No.”

Records also indicate that his first diagnosed psychotic episode was at age 20, following by a number of years his childhood and adolescent Conduct Disorder. This would eliminate the cause of his antisocial behavior to be schizophrenia, which is diagnostic criteria D in DSM-5 (p. 659) that must be ruled out. In the case of Mr. Muhammad, it is my opinion that there are both genetic and environmental contributions to his diagnoses of Schizophrenia and Antisocial Personality Disorder¹⁰, given the substantial heritability of both, the dysfunctional family environment in which he was raised, particularly his father’s violence and drug use, and the criminogenic neighborhood of his youth¹¹.

4. Although Mr. Muhammad does have a major mental disorder, he is able to deliberately use the symptoms of that disorder, which are real (delusions and hallucinations) to “impression manage”¹² depending on whom he is talking to. He also shows at present no impairment in ego controls, that is, his capacity to

¹⁰ His severity of psychopathy was not measured by me, but research indicates that the more severe the psychopathy, the greater the genetic loading for the disorder (see references below).

¹¹ See Meloy JR. *The Psychopathic Mind*. Aronson, 1988; Meloy JR. *The Mark of Cain*. The Analytic Press, 2001; Raine A. *The Anatomy of Violence*. Pantheon Books, 2013; Gacono CB, ed., *The Clinical and Forensic Assessment of Psychopathy*. Routledge, 2016.

¹² “When an individual appears before others he will have many motives for trying to control the impression they receive of the situation (p. 123).” Goffman, E. (1959). *The presentation of self in everyday life*. In: Newman D & O’Brien J, eds. (2008). *Sociology*. London: Sage Publications

focus on the topic at hand, change his thought content when desired, pay attention, manage his emotion, and deliberately direct his efforts toward gaining what he wants at the moment. This is also facilitated by his current medications.

Mr. Muhammad has extensive experience within the public mental health system, both inpatient and outpatient, and the criminal justice system, both as an adolescent and an adult. He has learned the language and understands the behavior and purpose of mental health clinicians when interviewing him and attempting to treat him. He generally knows what to say to convey both cooperativeness and the symptoms of his mental disorder. Although he does have chronic schizophrenia, there have been only a few times when he has been enveloped by the disorder and has lost control—his early hospitalizations in both Fresno and Sacramento in 1998 are probably the best examples of such moments, usually exacerbated by drug use. At other times, he engages in impression management. The most recent examples are his interactions with Dr. Kendall and with me during our May and July evaluations of him.

Dr. Kendall met with Mr. Muhammad on May 5, 2017, and wrote, “he appeared incapable of organizing his thoughts or speaking in a logical fashion. However, the defendant was able to speak in an organized fashion for brief moments but his speech continually devolved in bizarre, grandiose, and paranoid delusional material...I attempted to redirect the conversation, but to no avail.....given the defendant’s behavior, the undersigned opined that Mr. Muhammad was not able to meaningfully participate in the interview. For this reason, I attempted to ask direct questions designed to limit his tendency to ramble incoherently and endorse delusional material, to no avail (p. 2).”

His current mental status was further characterized by Dr. Kendall: “the defendant was not in control of his thinking (p. 9).”

As a result of these findings, Dr. Kendall found Mr. Muhammad incompetent to stand trial, “because of Mr. Muhammad’s mental illness, he is not able to understand the nature and purpose of the proceedings being taken against him. Additionally, he lacks the ability to assist counsel in the conduct of a defense in a rational manner (p. 10).”

Yet, on the same day, May 5, 2017, Mr. Muhammad made three telephone calls. In none of them is there any indication of psychosis (delusional thought content), or even more importantly, an inability to control his thinking. His thoughts are organized, logical, and goal directed:

120768747 (Bates 4777): he discusses with a male friend to make sure his calls are not blocked. His friend tells him to call back at 2:00 pm and he agrees to do so.

120784378 (Bates 4779): Mr. Muhammad calls his same friend back. His friend asks him why he was calling his phone; he responds, “It’s still blocked. When I call grandma’s phone it kicked me off. It said ‘access denied’ and it kicked me off...So how I’m going to call grandma’s phone when the phone is blocked?” They agree to talk again in thirty minutes.

120815209 (Bates 4781): Mr. Muhammad again talking to his same male friend, “I think my uncle supposed to be taking her some money to put on my books, by then....he’s supposed to be taking her some money to put on my books....my dad ain’t going to do it. I’ll just tell you that....(friend agrees to try to get hold of his dad too)....Hell yeah. All

right, I'm save some minutes and I'm going to call this weekend. I'm going to try to call my dad, tell my dad to put some minutes on the phone and then my uncle going to put some money on my books that way, you know, put some money on the phones. Or when you go over this weekend...just see if Grandma will let you use the card to put some money on the phone." (Bates 4782).

In these three calls, Mr. Muhammad's behavior reflects that of inmate behavior I have witnessed time and again over a period of thirty years: trying to get people outside the prison or jail to "put money on the books" so that he or she is able to purchase items within the prison or jail, and to use the money to make phone calls by putting it on the inmate's account. Jail calls are very expensive. Again, there is no indication in any of these three calls of a severe mental illness that has impaired Mr. Muhammad's thinking or behavior, *despite the fact that he is not taking medications for his schizophrenia at this point in time*. An appropriate analogy would be someone who does have chronic diabetes, but can self manage it through behavioral choices (staying away from sugar) so it does not overwhelm the individual and lead to a medical crisis, although the risk is always there.

On July 19-20, we see a similar pattern during my interviews, although I did not find Mr. Muhammad to be *unable* to control his thoughts, direct his actions, and modulate his emotions. These behaviors were clearly helped by his antipsychotic medication, Seroquel, and there were times when he evidenced delusional thinking with me, and also reported hallucinations—two symptoms of chronic schizophrenia.

During the first day of my evaluation, July 19, he made three telephone calls:

125860441 (2:45). He talks to his girlfriend and tells her her visit must be postponed due to my interview. He is calm and rational. She will return later that day (Bates 4855-57).

125882467 (19:41). He talks to his male friend who is recording his music. Raps to his friend over the phone, and friend plays background music and records it. His friend talks to Mr. Muhammad about getting him some hygiene products, he responds, "I'm pretty good on my hygiene for now." (4862) They talk about ordering books from Amazon for him, laugh together, calling each other the n word with affection. They further discuss family, recording music, rapping, and further laughing. No mention of any ideological beliefs, delusions, or evidence of psychotic symptoms. His thinking is logical and goal directed (Bates 4858-4871).

1258987443 (3:40). Brief call, no mention of any ideology, delusions, and there is no evidence of a formal thought disorder, meaning his thinking does not follow a logical sequence; KM wants his friend to pick up a laptop (Bates 4872-74).

Following the second half of my interview on the morning of July 20, Mr. Muhammad makes two calls:

125945655 (20:34). He talks to Teresa discussing her aches and pains and medications. He listens patiently. He then says, "The DA requested another psychological exam for their own opinion, he asking me about psychological questions, like talk about my belief and talk about court proceeding and all that kinda stuff...more questions than the last one had asked me though..., they put it off after August 22 (next hearing)" (Bates 4877). "That's I guess I'll find out the day...what day, found whether I'm gonna be competent or not for my trial...then if they find I'm competent then my attorney gonna get another...doctor,

if it any, uh, I'm incompetent then the DA challenge and we go to trial to see if I'm just competent to stand trial or not" (Female: Hell, they been there. They know you're not so why keep on running back and forth like that?) "Well cause I'm black...to pick on some guys...but they just playing game." (4878). "Lisa came on Tuesday, visited me, later on that day, (child's voice, Marla, on call), my atty was a little late, I pretty much understand what they are saying, findings by the 17th, 22nd would be when we are in court, this one came from San Diego (female: what?!) yeah. ...He came yesterday and today, no he said he was done and got all the info he needed (female: what, in two days? How long took the others?) 20-25 minutes. Going over spilled milk, over what they already know....I don't really care now, I did my job and now they do theirs. They know how it feels now....so let them do what they gonna do....(Female: what paper you been reading?) I got that, checking that out...waiting for The Final Call, didn't come yet, supposed to get it on Tuesday, they hold it from me for awhile, they don't like what they read...they open 'em up the letters....anything gang related....drugs...got fan mail too....said she see me on the news, Tuesday, channel 30 or 24....yeah...(now a third voice)....did you enjoy your flight? I didn't know that OJ Simpson's daughter lives in Fresno...

Confirms he likes being in a cell by himself...no one in cell making noise and passing gas...single cells 17...high profile cases,...(Teresa talking about her old girlfriends from Louisiana)....he listens...(major surgery, jury duty, she describes being in Texas, her boys)...take care, bye, bye (Bates 4875-95, see transcript for verbatim account).

In this lengthy call there is no indication of delusions or reported hallucinations. There is no evidence of thought disorder. There is no evidence of loss of control over his thoughts, emotions, or behaviors. In contrast, he is very patient as a listener.

125951280 –woman displays her anger toward third woman and it appears this call is about threats in the courthouse and the third

woman talking too much on Snapchat. Much of the transcript is unintelligible. It appears that KM listens to her rant throughout the call (Bates 4896-4907).

Contrasting these communications among the examining doctors and his friends and family on the same dates are strong evidence, in my opinion, that Mr. Muhammad, despite having schizophrenia, can deliberately control when, where, and to whom he expresses his delusional thinking, reports hallucinations, and appears to not be in control. This is his impression management to advance his own agenda, which depends on what he wants from the particular person he is talking to.

5. Not all of what first appear to be delusions (fixed and false beliefs) in Mr. Muhammad are symptoms of his schizophrenia. Many of them are considered legitimate elements of the theology of the Nation of Islam. The nexus between these theological beliefs and Mr. Muhammad’s delusions is the point in his mind where he personally participates in the particular belief. As we have written¹³, it is likely that the esoteric beliefs of the Nation of Islam, and his particular variant of those beliefs, help manage and reduce his anxiety surrounding his mental illness: in other words, as a hypothetical paraphrase, people share some of my beliefs, therefore I must not be crazy.

For example, the writings of the Prophet Elijah Muhammad convey much of the theology of the Nation of Islam. Mr. Kori Muhammad joined the Nation when he was 15 years old, and remained for one or two years. It is unclear exactly how long he stayed, and the circumstances surrounding his leaving, but he told me on July 20 that they “wrote me up for changing my name to Kori Muhammad” and was placed on some form of probation, “C time.” He states that he then

¹³ Meloy JR & Yakeley J (2014). The violent true believer as a lone wolf—psychoanalytic perspectives on terrorism. *Behavioral Sciences and the Law*, DOI: 10.1002/bsl.2109

started his “cult at 18 called the New World Civilization,” and now characterizes his beliefs as Kali Sufi, Voodoo and Santeria. He describes his meditation as part of Kali Sufi.¹⁴ He believes that Wallace Fard Muhammad, who was a salesman, is the founder of the Nation of Islam in Detroit in 1930-1933, and is the divinity Allah, and that Elijah Muhammad, originally his student, is the Prophet. Elijah Muhammad assumed the leadership of the Nation until 1974. These beliefs are also held by members of the Nation of Islam. The Nation of Islam is a black separatist group which continues today under the leadership of Louis Farrakhan since 1977. The Southern Poverty Law Center considers it a hate group due to its anti-white, anti-gay and anti-semitic preachings.¹⁵ The Nation preaches that the black man is the original people, and that white men are the devils created by the scientist Yakub. Mr. Kori Muhammad believes that the 9/11 attacks were a “CIA plot and big oil,” based upon the impossibility of fuel oil causing steel to melt. Such beliefs are shared by many, including members of the NOI.

More specifically, Elijah Muhammad, the prophet, wrote a small book composed of a number of his lectures in 1973 called, The Mother Plane. The book is based upon a vision of Ezekiel in the Old Testament of the Bible where he recorded (1:15-18), “Now as I looked at the living creatures, I saw a wheel on the earth beside the living creatures, one for each of the four of them. As for the appearance of the wheels and their construction: their appearance was like the gleaming of [beryl](#). And

¹⁴ Sufism is a mystical form of Sunni Islam wherein the focus is upon meditation and spirituality. I could not find any references to “kali sufi.” Santeria is a religion practiced originally in Cuba in which Yoruba deities are identified with Roman Catholic saints (Merriam-Webster Dictionary.)

¹⁵ <https://www.splcenter.org/fighting-hate/extremist-files/group/nation-islam>

the four had the same likeness, their appearance and construction being as it were a wheel within a wheel. When they went, they went in any of their four directions without turning as they went. And their rims were tall and awesome, and the rims of all four were full of eyes all around.”

In the book by Elijah Muhammad, he describes the wheel in the sky as the Mother Plane, which is a ship that can move in any direction and measures one half mile by one half mile. It can create mountains one mile high by sending bombs into the earth one mile below the surface, and is the vehicle for black people to liberate themselves from the white devil, destroy the old world of evil, and implement the new world of good. It is also the home of 1500 deadly prepared planes. White devils were given the authority and power to rule the black nation for 6600 years by Yakub, but the final battle is impending. The Mother Plane is a small human planet made to destroy the enemies of Allah (my paraphrasing).

Without an understanding of Nation of Islam theology, one might assume any beliefs such as these were delusions—as anyone might assume other religious beliefs were delusions if they were unfamiliar with the theology often held by millions (if not billions) of people, whether Christian, Buddhism, Judaism, or Islam. They are not.

The difference between Kori Muhammad, who has a diagnosis of schizophrenia, and in whose mind there *are* delusional thoughts of a paranoid and grandiose nature, is that he personally joins these beliefs; they become for him ideas of reference and hallucinations. If we take the Mother Plane as a specific example, when I asked him about this, he said, “I saw the mother plane in Washington, Coulee Dam, me and

my step brothers. Orange comet, formed an X, I sat up, saw an industrial plant, it was orange, a sphere, I blacked out (circa 2003). The mother wheel, I dreamed that night I was in a smaller vehicle and setting targets on cities, used to bomb cities, I was just setting the targets. On the news they said it was sky plankton. I learned in prison the mother wheel lands to refuel, the tubes that I saw....”

When I asked him about Wallace Fard Muhammad, he said, “I saw Wallace Fard, Allah, here in Fresno 1991¹⁶, 16 years old in my uncle’s truck. I looked in the mirror, a white dude, I had read Message to the Black Man (by Elijah Muhammad), there he was. I thought it was the feds, he uses telepathy, looking right at me (was it your schizophrenia?) no, because he pulled up in a black Benz, a luxury car.” He also reported recurring dreams to me, “I’ll still see baby planes in the air, saw the mother wheel hovering in 2012-13 in the news, they called it a UFO.” It is unclear whether this latter report was a recurring dream or something he actually saw.

Another important aspect to this nexus is that his exposure to the NOI theology preceded his psychotic decompensation by at least five years, providing him with familiar content around which his schizophrenic illness could elaborate and personalize his own delusions. The content of delusions are often socially and culturally dependent.

Such confusion of delusions and theological beliefs of the NOI are apparent in Dr. Kendall’s report when he identifies the following as delusions: “belief that there is a grand conspiracy orchestrated by white people intended to cause him pain, discomfort and death; numerous

¹⁶ There is no confirmed existence of Wallace Fard after he left Detroit in 1933-1934 despite extensive investigations, including by the FBI. If he was alive (born in 1877), he would be 114 years old in 1991.

delusions with racial/ethnic themes regarding persecution and subjugation; belief that he is a warrior in a racial war; general paranoid belief regarding other people intending to cause him harm” (p. 7). All these beliefs are embedded in the theology of the NOI. Dr. Kendall also identifies what I consider genuine delusions that do set him apart from other NOI members, including special abilities of telepathy and mind control, his control of the weather, his belief that a government microchip is planted in his brain, and constantly having his food poisoned by others.

Teasing these apart is difficult, but such efforts should not subsume the more important finding that I have continued to emphasize: the ego control he has over his chronic psychosis at the present time, and therefore his competency to stand trial.

6. Analysis using the Fitness Interview Test-Revised indicates that Mr. Kori Muhammad is competent to stand trial.

CALJIC 4.10 states that a jury will find a defendant competent if

1. He is capable of understanding the nature and purpose of the proceedings against him;
2. He comprehends his own status and condition in reference to the proceedings; and
3. He is able to assist his attorney in conducting his defense in a rational manner.

All three elements are required for competency, but there is a presumption of competency to stand trial, and the burden is on the defendant to show such incompetency by a preponderance of the evidence.

The FIT-R is a reliable and valid measure of competency to stand trial.¹⁷ It is a structured professional judgment instrument, an approach to assessment which has been shown to be superior to unstructured professional judgment, ie, opinion based only upon authority and experience. Structured professional judgment instruments are now utilized throughout medicine and psychology.

The FIT-R is divided into three sections: understanding the nature or object of the proceedings (6 items); understanding the possible consequences (3 items); and communication with counsel (7 items), for a total of 16 items. Each item has within it a number of questions. I will type each question and then give Mr. Muhammad's verbatim response to the question (my handwritten notes are available upon request; his answers are in italics):

1. Understanding the arrest process

Can you tell me how you came to be here in jail?

I showed them around the crime scene.

What happened when the police came?

When the police arrived, I knew they were coming, but didn't get completely naked, it was meant to happen, laid in the street, took my wands, copper helps me communicate with divine forces. Oya makes tornadoes happen, rules the market place, deals with the dead. My amulet, the skull with the crystal, lumerion, ancient technology, prior to the mid 16th century there were white and black slaves. We went to live in the jungles to conquer that life. We built pyramids everywhere, 50,000 years ago. The jungle replenished the oxygen.

¹⁷ Zapf PA, Roesch R & Viljoen J (2001). Assessing fitness to stand trial: the utility of the Fitness Interview Test (revised edition). Canadian J Psychiatry, 46:426-432; Pirelli G, Gottdiener W & Zapf PA. (2011). A meta-analytic review of competency to stand trial research. Psychology, Public Policy, and Law, 17:1-53.

Did the police read you your Miranda rights?

Yes

Did they tell you that you had the right to remain silent, talk to a lawyer?

They told me I had the right to remain silent, talk to a lawyer, and anything I said could be used against me in a court of law

Did you say anything to the police?

Vaguely, I remember

What did you tell them?

There was one interview

What do you think the police might do with that information?

Use it in court

Have you ever been arrested before?

Drugs and gun arrest, 2005, little stuff prior to that, DUI, DV, drugs

2. Understanding of the nature and severity of current charges

What are you charged with?

Murder 4 counts, attempted murder 3 counts

What did the police arrest you for?

Murder and attempted murder

How serious is that charge?

They wanna kill me

Is it a major or minor offense?

It is a quantum particle piece of retribution against white supremacy

Do you think people might be afraid of you because of what you are charged with?

Yes

3. Understanding the role of key participants

Have you ever been in court before?

Yes

How many times?

Five

What is the job of defense counsel?

Communicate to the judge, I don't think not guilty is possible.

The prosecutor?

Put me in prison or the death penalty, but the US Supreme Court says you can't give mentally ill the death penalty

The judge?

Waste taxpayers' money

The jury?

Vote 12 for 12

The defendant?

Show up

The witnesses?

Recount the crime

The police

Be witnesses

The psychologist (psychiatrist)?

Evaluate my psychological condition

4. Understanding of the legal process

Can you tell me what is meant by an oath?

Supposed to tell the truth, but they lie

What can be used as evidence in court?

Videos, victim statements

How many people are on a jury?

12

How are jurors selected?

Supposedly peers, but not with black people. We need our own land, law, and reparations. We want young men to be cultured and refined. Not savage and uncivilized. We want freedom,

justice, and equality. Separate the girls and boys til 18, decrease fights, drama, hormones.

How many jurors have to believe you are guilty for you to be convicted?

12/12

How certain does the judge or jury have to be in order to find you guilty?

Beyond a reasonable doubt

What does that mean?

It means for sure

5. Understanding of pleas

What does it mean when a person pleads not guilty?

That they are not guilty

What happens in court to someone who pleads not guilty?

Court has to figure it out

What are the consequences of pleading not guilty?

Could be found guilty

What things might a lawyer do when someone wants to plead not guilty?

Waste taxpayers' money given the evidence. I never understood why plead not guilty if they have evidence.

What does it mean when a person pleads guilty?

They admit to doing it.

What happens in court to someone who pleads guilty?

Suffer the consequences and be punished.

What things might a lawyer do when someone wants to plead guilty?

Advise them not to plead guilty

What rights do you waive when you plead guilty?

Right to a trial

Natural disasters getting worse and worse.

6. Understanding of court procedure

Who is the only one who can call on you to testify?

My lawyer

After your lawyer finishes asking you questions on the stand, who can ask you questions next?

The DA

Why does the DA ask you questions?

To prove I did it

What will the judge do if you plead guilty?

Punish me

What question would you ask your lawyer before you decide whether or not to plead guilty?

I really don't care, I did my job

7. Appreciation of range and nature of possible penalties

Will you plead guilty or not guilty at your trial?

I don't know. I need to wait til this part is over. I know how court proceedings work.

If you are found guilty as charged, what are the possible sentences the judge could give you?

LWOP, not death penalty because of my mental health condition

If a jail sentence is received, how long might it be?

Life

Where would you serve such a sentence?

Prison. I would prefer death row. My own cell and go into the yard. San Francisco is really nice. I'd more likely kill someone in prison, and I don't like scumbags, they are really shitty persons who deserve to die and I don't think the country will last that long, 25-30 years, the only promise of life is death.

8. Appraisal of available legal defenses

How do you think you can be defended against these charges?

Yes, they know I have a higher power backing me, our own reparations and laws

How can you explain your way out of these charges?

I'm not pussy footin' out of this, "please don't punish me." My daughter, my best friend Chris, my son, my grandma.

What do you think your lawyer should concentrate on in order to defend you best?

I'd rather be considered a mad man than a racist. Oppression makes the wise man mad. Oppression and schizophrenia is a double whammy. Our sojourn here on slave ships, the time we endured as slaves. No equal footing, yet we contributed to this country's wealth and culture, but received nothing. Then the cocaine epidemic, Iran, Contra, Nicaragua, rebellions overseas, white supremacists, gunning down black people, media manipulation, people hanging from trees, kidnapping black women and children and organs missing. It was justice, a quantum particle of a piece of retribution. Nat Turner, a hero. Then John Brown, Chris Dorner and LAPD a hero too. He told people the police would indiscriminately kill black people. Black men are 6% of population, but 40% of police killings. Cosmo in New Orleans. Police aren't the problem technically. The white supremacists. Cosmo. We are the real black revolutionaries. The problem is white supremacy.

9. Appraisal of likely outcome

What do you think your chances are to be found not guilty?

I won't be found not guilty

Does the court you are going to be tried in have authority over you?

No. This is just a flesh body. I will be more deadlier when I leave this body. The court is not my judge, it is Allah.

Do you have to abide by the court's decision?

My flesh does.

10. Capacity to communicate facts to lawyer

Tell me how you got arrested

On street

What do the police say you did?

First words: give me your right hand.

What actually happened?

Laid prone on the street after killing those 3 people.

What did you see, hear, or think?

After shooting the PG&E guy, 'get more.' I was being persecuted by Carl Williams, see the guard coming down behind, both of them, gotta get out. Making sure I didn't waste my ammo. But when the guard ran I knew I could spaz out. I remember bits and pieces. Running, but I left my amulet upstairs cause of its power. I have a relationship with the amulet, different stones, increase heat waves, thunderstorms, but all that's in me anyway. I was most upset about my amulets than killing him (any remorse?) no. When Trump was elected the onion layer of hate began to come out. Make America great again by harassing niggers. A pilot program to harass blacks. Carl won't harass people anymore. (the first victim in the PG&E truck?) saw truck and remembered my dad, instead of treatment, they fired him (were you angry?) no, happy he was there and I could get revenge. (the second victim?) he ran into the house (the third victim?) thinking about lynchings, slavery, genocide, kidnapping of black children, retribution (he reports some dissociation during the killing). No feelings. Reloaded. The fourth victim. I was on autopilot,

something driving me. Everything happened like it was supposed to. On April 18, I learned about the five black children kidnapped in New Jersey. The children and the Facebook murder, all we do is kill each other. They know how it feels now.

When and where did all of this take place?

Fullerton and Divisadero, Fresno.

Why did the police arrest you?

Murder

What did you say to them?

Free black people.

11. Capacity to relate to lawyer

What do you think about lawyers in general?

I don't think much at all.

Would you trust your lawyer enough to tell him confidential information?

Nothing is really confidential

How do you get along with your lawyer?

He's alright

Do you have confidence in your lawyer?

No, I don't have confidence in the system.

Do you think he's trying to do a good job for you?

Good things don't always lead to great things.

Do you agree with the way he's handled your case so far?

No, it needs to speed up

What about his plans to handle your case?

Why seek a second opinion? Cancelled the July 7 appearance.

What has my attorney been talking to the DA for?

12. Capacity to plan legal strategy

If your lawyer can get the DA to accept a plea bargain wherein

you plead guilty to a less serious charge in return for the DA dropping a more serious charge, would you agree to it? Why/why not?

I don't think it's possible

If your lawyer decides that you should not testify, would you go along with him?

No, I want to tell my side of the story

What will you do if you disagree with your lawyer about how to handle your case?

Make it known to the court

Should you talk with a lawyer before pleading guilty?

I don't know. I just wanna go to trial. If I plead guilty I waive my right to appeal. That's why I want to fight, I want to be able to file appeals.

What questions should you ask your lawyer if you are thinking about pleading guilty?

No response

Do you understand the consequences of being found incompetent to stand trial?

I go to the hospital, medicine and therapy. 6 months. I don't know if there is a limit.

13. Capacity to engage in own defense

Suppose your lawyer finds a way to get your charges dropped. Would that make you happy? Would you go along with his plan?

Won't happen.

Suppose the DA makes some legal errors and your lawyer wants to appeal. Would that make you happy? Would you accept it?

Yes

Suppose your lawyer can get the DA to agree to a plea bargain in which you would probably get a shorter sentence than if you went to trial. Would that make you happy? Would you accept that?

Yes

14. Capacity to challenge prosecution witnesses

Suppose a witness against you told a lie in the courtroom. What would you do?

Tell everyone, I would yell it, I'd scream it out, liar.

Is there anybody who is likely to tell lies about you in this case, why/why not?

Someone said I tried to take her pizza. A woman said I got irate with a customer when I fixed her washer/dryer. The (other) security guard, (he said) I tried to kill him, I did not.

15. Capacity to testify relevantly

Do you think you will have any problems answering your lawyer's questions or testifying in court?

No

Do you have any difficulties in communicating that will interfere with your ability to talk to your lawyer or testify in court?

I'm competent to stand trial. What is the criterion? Maybe lack of education.

16. Capacity to manage courtroom behavior

Do you think it's important to control yourself in the courtroom and not interrupt the proceedings?

Unimportant. That's conditioning, like sheep, cattle.

When is the only time you can speak in the courtroom?

You can speak anytime you want to.

What do you think would happen if you spoke out, interrupted the court proceedings, or moved around the courtroom without permission?

Judge will tell me to be quiet. They gotta do their job, I do mine. I can't sell out people who want to be free. The Madhi is my judge.

7. Mr. Muhammad's lack of cooperation with his attorney and behavior in the courtroom, if such occur, will be a measure of unwillingness, rather than inability.

As I have detailed above throughout these opinions, there is strong evidence, particularly surrounding his impression management depending upon whom he is interacting with, that Mr. Muhammad does not show impairments in his deliberate control of his thoughts, ability to manage his emotions, and ability to choose his behaviors; including the articulation of his delusions—which are real—when they advance his ideological beliefs, which are, in turn, a blend of black separatism and revenge, certain elements of the Nation of Islam theology, the liberation of black people, and the use of violence against white supremacists (any white adult males) whom he sees as the central problem that must be eradicated.

Thank you for this referral.

J. Reid Meloy, Ph.D., ABPP
Clinical Professor of Psychiatry (voluntary)
University of California, San Diego

Fellow, American Academy of Forensic Sciences

Evidentiary Review by Dr. Meloy

Bates 4079-4168 Photos of Suspect at Booking; photo of one victim

Dr. Kendall 1368 report; interview on May 5, 2017

Interview was stopped after one hour due to grossly psychotic behavior of the defendant including paranoid and grandiose delusions, thought disorder, an inability to be directed, and expansive mood.

Examiner notes inconsistency in record; he reports def was raised primarily by father, mother declared unfit. Drug and alcohol abuse. Physical and sexual abuse of def reported, drugs and guns in home, engaged in juvenile delinquent behavior, witnessed sexual violence,

Disorganized home and upbringing, raised by various relatives as a adolescent. Legally changed his name after joining Nation of Islam.

Transient lifestyle, living with various women, some courses in community college in Fresno, no stable job history. Typical ASPD history following conduct disorder likelihood during childhood and adolescence;

Denies history of head injury or medical trauma to CNS, motor vehicle accidents, seizures. Reports hx of asthma.

Six children, multiple intimate relationships with various women. Most recent with Patricia Whyms, one child with her. Domestic abuse.

Criminal hx: as adolescent, stealing a gun and discharging it at school, and check fraud; as adult receiving stolen property, DUI, domestic battery, weapons possession and discharge while arguing with girlfriend in WA, possession of cocaine with intent to distribute and possess of firearm, sentenced in 2006, released in 2011. Then period of positive drug testing, residential treatment, incarceration for use,

Hx: Alcohol, marijuana, meth, cocaine, mushrooms.

Mental Health Hx: major mental disorder since juvenile, now 38 years old: fixed paranoid, grandiose, and racially focused delusions (primary), also auditory and visual hallucinations, mood dysregulation, confusion, depression, violent behavior.

Types of delusions:

Grand conspiracy organized by white people to cause him pain.

Delusions with racial and ethnic themes regarding his subjugation.

He is the black Jesus

A warrior in a racial war

He is long lived "Yakub" in a racial war

Meds make him evil and homicidal

Other people cause him harm and intend to do so

He can enter the TV and participate in programming

Telepathy, mind control, control of weather, and clairvoyance

TV and radio sending him messages (ideas of reference)

Microchip planted in his brain

Food is constantly being poisoned

Other paranoid and grandiose delusions endorsed

Psychiatric hospitalizations in Sacramento (2), Fresno (1), and Butner, NC (1) (incomplete list). Outpt rx since 1990s, typically noncompliant with meds, leading to decompensation and violence. Antipsychotic and anti depressant meds, both IM and oral.

Dx by hx: Schizo, major depression, conduct disorder, generalized anxiety disorder, delusional disorder, PTSD, Cannabis and alcohol abuse, psychotic disorder NOS

Current care in Fresno County Jail: multiple psychotic sx, including thought disorder and delusional thought content.

White people kidnapping black women and children to harvest their organs and he must protect them

Far Muhammad is on the mother ship 40 miles above the earth and can read and control his mind

He is a black dragon lion hawk and can control the weather and aspects of nature

Can implant thoughts into others' minds

Paranoid delusions about people harming him

Auditory and visual hallucinations

Current meds: ziprasidone (Geodon), 20 mg am, 40 mg hs; but refuses to take, "it gives me lucid dreams and makes me more homicidal."

Current MS: delusional, paranoid, not in control of his thoughts, cognitively impaired, expansive mood, acute psych distress;

CST: too impaired to understand nature of his charges or consequences of his current situation; could not understand trial process nor roles of participants; could not make coherent and rational decisions about court process;

Does not have capacity to assist his attorney in a rational manner

He could not prepare and conduct his own defense without an atty.

Does not currently pose a danger to self or others.

Current dx: schizophrenia, alcohol cannabis and stimulant use disorder; antisocial personality disorder.

Treatment is likely to restore him to mental competency.

Is not able to understand nature and purpose of proceedings.

Not presently able to assist counsel in a rational manner.

Not presently able to prepare and conduct his own defense in a rational manner.

Recommend a finding of IST.

Criminal Complaint 17902331

Count 1-murder of Carl Williams III on April 13, 2017

Count 2-att murder of Oscar Menjivar on April 13, 2017

Criminal Complaint 17902482

Count 1-murder of Zachary Randalls on April 18, 2017

Count 2-murder of Mark Gassett on April 18, 2017

Count 3-murder of David Jackson on April 18, 2017

Count 4-att murder of Stephen Walter on April 18, 2017

Count 5-shooting at an occupied motor vehicle on Apr 18, 2017

Count 6-att murder of Michael Flores on Apr 18, 2017

Count 8-att murder of Mark Greer on Apr 18, 2017

Count 9-possess of firearm by a felon

Bates 1-127, Motel 6 Police Reports

1-25 year old security guard Mr. Carl Williams is the victim; shooting occurred in parking lot, witnessed by desk clerk, alittle after 2300.

Def fired at him numerous times while he was speaking to Lisa Martin, associated with Muhammad. On surveillance video.

“This is my hood I will kill you,” KM says to clerk after being called to come to office to pay his \$6 fee for being in same room as Lisa Martin; he then left, and shortly thereafter fired 5 shots at victim. KM fled scene. Def had long dread locks and was wearing an orange reflector jacket. Woman may have been arguing with victim when vic was shot.

16-Lisa Martin had returned to her room, had to be forcibly removed by police and not cooperative nor compliant.

45-Four .357 speed loaders in backpack of KM found in Martin’s motel room.

67-autopsy. Six gunshot wounds to victim, back, shoulder, arm, elbow. Dr. Chambliss: cause of death due to left lung and aorta, multiple gunshot wounds.

78-def and vic talking about racism, became heated, def then walked in back of vic and pulled out a handgun and shot him multiple times, then shot rounds into the air. Observed by fellow security guard Menjivar.

79-Alan Bradshaw, another security guard, also saw def just after shots fired at vic, but did see him run and fire shots into the air.

104-KM was riding a bike to the motel; the victim in this case was a supervisor called to the motel to help out with argumentative guests, including Martin and KM.

107-“yea, I did it, I am sorry, I shot them” said to officer upon arrest on April 18.

108-April 18, 2017 KM police interview (recorded):

He reports he has not taken his meds for six months, but knows what he did and that he is responsible. "he became fed up and believed his people needed their own land and laws." (grievance toward security guard and moral outrage).

109-he intended to kill Carl for disrespecting him. He was not going to go down for just killing Carl, and decided to kill as many white male adults as possible.

110-they all died because of racism and fuckery.

125-April 13, 2017, Motel 6, 4245 N Blackstone Ave, Fresno. Room #203 was where defendant and Ms. Martin were located prior to killing. Def utilized a .357 mag revolver and also had 3 additional speed loaders in his motel room possession.

Federal Mental Health Records 1754-1949

Dob 3/21/78

Dr. A.A. Howsepian report, July 11, 2005

1772-Extensive history of MI including schizophrenia and bipolar disorder reported by his mother and the defendant. In this case he is charged with possession of cocaine and firearm.

Fresno records indicate 5150 on Jan. 1, 2000 with dx of psychotic disorder NOS, previously treated with Zyprexa in records as outpatient in 1998. Other dx include alcohol abuse and intoxication, conduct

disorder, PD, ASPD, anxiety disorder; father also confirms hx of schizophrenia and noncompliance with meds; patient in Fresno County Mental Health since 1992.

1773-April 8-13, 1998, is treated at Sacramento County MH and comes in paranoid and leaves stabilized on Zyprexa 10 mg hs. Good response to neuroleptic meds when hospitalized within 5 days; thinking more goal directed. When brought in was paranoid with formal thought disorder, tangential; this dissipated with meds.

1774-reports being thrown out of Nation of Islam in 1996 and started his own religion (failure to affiliate).

1775-after discharge stopped taking meds after six months since it made him drowsy and he needed a job.

1776-second hospitalization in 2000 (22 years old). At a party, drinking, and then wound up in hospital. This time at Fresno MH, discharged and eventually stopped meds for same reason as in 1998 (20 years old then).

1777-heavy use of alcohol, MJ, cocaine, and meth through the years. reports being caught with a gun at school at age 12. Prior weapons arrest in Washington State in 2004 (year prior to this current charge). Multiple weapons with him during this arrest in December 27, 2004. So these charges are actually close in time. 9 mm, 7.62 assault rifle, 40 cal semi auto rifle. Reportedly an active Garrett Gang member by Fresno PD.

1778-due to ringing in ears believes gov planted a microchip in his brain when he was a child when he injured his finger. Given alternative possibility of tinnitus.

1779-states married once to a prostitute for six months, Ms. Lisa Cooper (no stable sexual pair bond); claims six children with multiple partners, and seventh on the way.

1780-reports unstable parenting, raised by father, then mother, grandparents, etc. Mother tried to kill him and his sister; father tried to run him over for envy due to his looks. Reports sex abuse when 5 by male.

States he joined Nation of Islam when 16, and changed his name to KM when he was 20; denies activity in group for past nine years.

1781-paternal grandmother reports MI in family hx; got involved with Nation in high school and this had a significant impact on his life; his mother reports a nervous breakdown at age 23 and hospitalized with ECT (unconfirmed); Sandra Natale (an intimate of his and a school psychologist) when interviewed reported that paranoia and depression were real. He always needed a firearm with him.

1782-his paternal grandmother reported that he would get into high school fights with blacks and whites, but did not become paranoid until he joined the Nation. But relations with whites always more strained. Ms. Natale also stated that he would be paranoid when abstinent drug use for several months. He believed America was the evil force in the world (ideology).

1784-began talking about the Mother Ship after joining the Nation, their influence, age 19, and it would take all black people away.

1785-Ms Lillian Holly, his mother reported that she had him until age 2. Then went to his father. She is an alcoholic. Reported that his father tried to kill him twice, age 5 and 9, running over him with a vehicle and

trying to poison him, because kids were in his way; schizophrenic maternal grandmother locked him in a room for a day. Ms Holly said she tried to kill herself and her children when KM was 12 because she was depressed. Stopped by another (this is also reported by KM).

1786-reports to this examiner ideas of reference, auditory hallucinations, somatic and grandiose delusions, paranoid.

1788-cognitive functioning: M-FAST

1790-states he has not been a good Muslim due to drug use and weapons.

1794-DIAGNOSIS: Schizophrenia, undifferentiated type, cannot rule out schizophrenia, paranoid type or other psychotic disorder; polysubstance dependence, PTSD, depressive disorder; ASPD (provisional);

Psych does not believe he is malingering general MI or specific sx for a finding of IST or NGRI. Extensive hx of schizophrenia on mother's side of family, including maternal grandmother, aunts, cousins, nephews, and uncle. Refuses to reveal special powers because he will be killed if he tells psych.

1795-see analysis of differentiating between Nation of Islam teachings and his psychosis; also,

1796—further numbered details concerning genuineness of psychosis, with emphasis on formal thought disorder, affect, absence of drama and exaggeration, and hallucinations.

April 27, 1998 neg tox screen when viewed as psychotic by PACT; also psychosis predated his use of stimulants.

1797—paranoid sx, PTSD, substance abuse, and racial, religious, and political views all push him to bear arms.

1800-pre-psychotic prejudices and race distortions dynamically feed on his actual psychosis, and also in reverse; fears he will be killed by veterans, white supremacists, or gang members if released from jail; also believes he will be spirited away in the Mother Ship at the end time conflagration.

This psychiatrist finds him incompetent to stand trial.

1800-Sacramento County jail records begin; he indicates that he was in a mental hospital in past month and also drinks alcohol.

1816-Sacramento records, March-April, 2004

1821-Jan 2004

1831-signs contract to not attempt suicide, Aug 23 2005, in Fresno jail, as Cory Taylor.

1833-para sx dx 8/2/05 Fresno jail.

1845-Zoloft added 8/17/05

1855-5/7/98 Zyprexa 10 mgs hs prescribed

1856—1/4/2000 states he is leaving Fresno County 1/14/2000 and doing good. Denies psych sx.

1859-paranoid, intox 5150 admission to Fresno County on 1/1/00, recorded hx of schizo in family.

1860-Psychotic NOS and Alcohol intox dx on admission.

1874-vomited over admissions paperwork; grossly intoxicated and making suicidal statements.

1877-hx with Fresno County since 1992 when admitted in Feb to pre-adolescent day treatment; seen again at age 15 due to fighting and expulsion from several schools; also seen at PACT 4/98. Worked for past month at Macy's, did clerical work before that for 3 months. Some junior college. Living in Sacramento, came over to celebrate New Year's in Fresno.

1879-"I see no reason to kill anybody right now."

1880-Cannabis abuse added as dx; came in angry, settled down once limits were set.

1893-5/7/98 admission Psychotic Disorder NOS; cannabis abuse; alcohol abuse; ASPD traits. Paranoid ideation, polite, lives with grandmother; denies prior contact with Fresno CMH until shown his record.

1894-brought in by GM on April 27, 1998 (10 days prior to this visit) for being delusional, bizarre; admits to not taking his Zyprexa.

1900-dx on April 28 with Psychotic Disorder NOS too. Charged with threatening mother of his child by police.

1901-client believes he can get into the cartoons, confused, 4/28/98

1902-Psychotic disorder NOS by MFCC. Given Zyprexa 10 mgs

1904-followed since 1992 with dx of conduct disorder and GAD, now seen as paranoid schizophrenic.

1906—is a Muslim, per father is plotting and planning to annihilate the white race.

1907-scaring grandmother who is fearful he will lose control and hurt someone on the streets. Walking around house talking nonsense.

1911-admission to Fresno CMH as paranoid schizophrenic Apr 27, 1998.

1912-in Sacramento CMH Apr 8-13, 1998 for paranoia, disorganized speech, and delusions by roommate. Responded well to Zyprexa. Then admitted into Fresno CMH two weeks later. Dx with Psychosis NOS rule out schizophrenia in Sacramento.

1915-on admission dx Sacramento with brief psychosis and personality disorder NOS

1916-released from jail 10 days before this for checking writing scheme; was held in jail for 5 days.

1922-obsessed with relation to world; wants to help children; pressured speech, expansive but anxious; pseudoreligious, tangential associations, turns discussions into abstractions,

1923-Psychotic Disorder, r/o bipolar disorder.

1924-required R&S and Haldol IM due to assaultive out of control behavior on April 9, 1998.

1929-4/11/98 nursing note: says he was member of Nation of Islam but for only a year and then left to form his own group (failure to affiliate). Progress notes describe a clear manic or hypomanic condition while on unit, not withdrawn schizophrenia, although expansiveness is also quite paranoid.

1931-talking incessantly and rambling (Apr 9).

1936-joined Nation at age 16, left after two years to form his own group (note difference from above).

1939-thoughts were racing, grandiosity; R&S began because he was standing on table with arm toward ceiling and would not get down, began to swing at staff.

1940-Ms. Lassiter an aunt reports by telephone that he goes to extremes with religious beliefs and was kicked out of Nation of Islam to form his own group; only eats white beans.

1941-appears to have changed his name in 1995 at age 17 to Mohammad.

1944-H&P: no acute medical conditions.

1948-Psych Report by Michael Barnett, M.D., January, 2012

January 17, 2012

“I was playing like I was crazy when I cut my case.”

Malingering; polysubstance abuse in remission; no need for treatment.

This evaluation done for probation; states he spent six years in prison for weapons and drugs, released in March, 2011, then did six months at Turning Point in Porterville; now probation requests a psych eval. This psychiatrist is in Visalia.

MOTEL 6 VIDEOS

Video 1—4/13/17 at 2311, appears shots fired; they lock door, call 911.

Video 2—shooting, five shots at guard, also appears to shoot at someone up the stairwell. Does not shoot at woman, who calmly walks up stairs after shooting. Kori M walks off. Draws gun from front of pants while facing away and walking from guard, then turns and fires. Guard talking to both woman and Kori M but latter does not seem to say anything. Black woman attempts to leave, held there by elderly man and security guard. She has all her stuff with her. No evidence of agitation or obvious arousal in KM just prior to shooting or in motel reception area. Appears to want to conceal weapon until last second before turning and shooting guard.

Video 3-parking lot SW.

Video 4-security guard checks on room several times; girlfriend comes down second floor walkway; two guards talk to woman occupant of room; supervisor there too. Supervisor has no hood; both walk away; stand at end of walkway. KM comes out with traffic orange vest on, he walks by them; KM walking slowly. Woman walks from room now; KM returns to room but door locked, walks away. Original guard comes back and puts key in door, leaves again. Woman picks up stuff from room and leaves;

Video 5-brief argument with Ms. Martin by one of the guards concerning behavior of resident who was smoking and no one did anything.

Video 6-2317 argument between security supervisor and Ms. Martin as she stands on steps, just prior to killing I think.

Video 7-(is he going to register?) You have to register as a visitor?
Alright. Ok. Yea he come down. (Ok thanks). Must register after 10
pm.

**Telephone calls with reporter Matt Mendez, April 22 2017 (full
transcription available in docs)**

11963611 at 1357-no formal thought disorder; thinking logical and
sequential; no pressure of speech; no circumstantial or tangential
speech; "I just snapped and I killed him." I saw my face on TV. I deal
with a lot of racism on my bicycle, people calling me nigger....I got fed
up with the racism....since incumbent has become President....it has
gotten worse. (Can you call me on a recorded line at 3 pm?). I'm not a
racist (did you intentionally kill all white men?) "Yes. You can't kill them
all to get rid of the problem." "White men are oppressing the white
people." "My best friend is white and my GGF was white." "didn't want
to engage police, they arrested me peacefully." "I haven't taken my
meds cause I sleep all day." (9:04)

119969650 at 1537. (20:41). Security guard came banging on the door,
told me she and I had to leave. Sec guard arguing with her and being
very disrespectful so I shot him. I guess his name was Carl....they were
harassing us for no reason, no disorder, no drugs, nothing illegal, six
dollar extortion fee...he kept harassing us for no reason...didn't shot
him because of race...kept harassing us. We were just hanging out,
relaxing in hotel room. I used roof to escape....(no formal thought
disorder, attentive, logical, sequential, not expansive pressured speech,
no flight of ideas). Black children being kidnapped in NJ last week, a
month ago 12 black children missing, why isn't there public outrage?

Illegal organ harvesting in prison. (childhood?) our community was targeted with crack cocaine cause we were advancing too fast...I didn't have plans to shoot anyone...speed loaders upstairs, but kept my gun on me so she wouldn't know I had one...we need our own land and our own law...we need reparations....(do you think white men deserved to die?) do you think black children deserve to be missing? My issue is racism, discriminated against, called nigger, I'm not racist, I hate racism, and basis are white men, they are all racists. I can't be racist cause I can't develop such a system, I do not have that power. Racism is systematic form of oppression...(shooting spree?) freedom for my people, we will intensify the storm, we will turn our country into a lake of fire, the white gov time is limited; people with nasty attitudes toward black people caused me to go on a shooting spree, the injustice of black people in America...(did you kill Tuesday?) Yea. No regrets, I wish we didn't live in type of world where this didn't have to happen. We live in a world that upholds white supremacy. He yelled Allah Akbar, acknowledges this. Nothing to do with terrorism or racism: just human dignity and right to fight back. I didn't go into this with idea to get away. We need our own land and own laws. (where you get your gun?) I'm a gang member. I curse the blood line whoever called my GM a black bitch. I lay the gun down and gave myself up. As long as we have drugs and sex we are complacent in our own oppression. The main people who push white supremacy are white men. Kidnapping our children, setting laws to oppress people, it has to stop. People have to learn to stand up against white supremacy. (does killing people help your cause?) You didn't care about this til now...let black people with reparations, own laws and land, we can govern ourselves.

119971088 at 1600. (20:37). Continued call. (no formal thought disorder, no pressure of speech, racing thoughts, not tangential, not circumstantial). This is the price I have to pay to fight for my people...when I ride my bike people call me nigger and try to run me over...I did 6 years for 10 grams of crack...I'd have 1000 grams of powder for same amount of time...(discusses his perspective of injustices, but no formal thought disorder continues)...I wish there was a world where everyone was treated equally....no one cares why children are kidnapped...(calm, controlled voice)...denies ever shooting anyone else, just shot a dog when he was 12....this is a covert war, that is what it is....why do people hate us so much? I apologize to community of Fresno, but I don't apologize to white supremacy, it must die for people to live....the shooting spree was my response to white supremacy...(you killed a PG&E worker). Did he die? (yes). My dad didn't get treatment from PG&E, he saw the truck, walked around and shot the driver who was Hispanic...white supremacy has to die....in order for humanity to live....unfortunate that innocent lives have to be taken....when you see black people hop out of the UFO, the Motherwheel, and will destroy America...they're eating black people at parties....I started thinking about all the injustices my people go through, and that's why I snapped, saw the PG&E truck, brought back memories of my dad working for PG&E, make them feel like we felt... I thought I hit second guy the way he hit the ground, went to the next person, only regret I had was shooting at car with women and children, but I missed, no intent to hurt women or children....

119972459 at 1616 (13:38). Wants U.S. Virgin Islands for black people, but not all black. The fuckery is not going to be allowed. Tropical climate, geared for our tropical people, separated from land where

atrocities happened, give us time to heal and mend (no formal thought disorder, no pressure of speech, racing thoughts, no tangential or circumstantial thinking). I am a Voodoo high priest. I practice black mystical Islam, mix of voodoo and Islam. My life and my death is all for my people...black children and women eaten and killed, organs illegally harvested, I gave my life for freedom of my people. I deserve whatever I get...I did what I did to fight against an unjust racist system...I didn't see white guy in truck, just the truck, then requests subscription to Fresno Bee, denied by reporter. Last two killings, nothing going through my mind, I snapped, all I knew was white supremacy had to die, and those that benefited the most were white men, so I needed to kill as many as I could....if I kill three I get a lapel pin from the Mother Wheel. I wasn't thinking through the whole thing, like I was possessed by something. My schizophrenia, I don't know, definitely not like Dylann Roof. I was in the streets, he did it out of hate, I did not, I did it to fight white supremacy. Had to die for humanity to live. 1 black death angel alone can destroy America, and we have 7. (Is this deliberate siloing? Impression management? Sounds like delusional material but no structural change). I ain't no house nigger, I am a conscious awakened black man, I love my people, if I have to die because of it, so be it...I know what I did was wrong, I did it for the betterment of humanity.

Bates 1719-1753. Reviewed transcripts of above telephone conversations.

Bates 1060-1455 Triple Homicide Police Reports (187)

April 18, 2017 at 1045

1064-black male and white male arguing, suddenly black male shot at white male. Witness Garcia.

1121-five different crime scenes.

1148-witnesses report hearing 5-8 gunshots with several pauses in between rounds.

1167—Edna Lopez and her daughter: he shot at their car, she states, “it looked like suspect was going to hesitate like he did not want to shoot them.” This correlates with KM statement that he regretted this targeting of women, since he only intended to target white males.

1167-statement of adult daughter, Serina Carrillo, also consistent, stating that subject seemed hesitant to shoot at them. He then fired as they drove away over their car.

1234-decedent Mark Gassett shot 4 times, one into his heart and one into his right lung. Cause of death homicide.

1235-decedent Zachary Randalls hit twice, one wound causing his death entering his right side and penetrating a lung and his heart.

1237-David Jackson shot twice, in jaw and lower back. Cause of death shock and blood loss.

Summary:

1237-on April 18, starting at 1045-1049 on 300 block of N. Van Ness, KM went on shooting rampage, ending at N Fulton and E Divisadero, killing three innocents.

1246-walked with a purpose; a determined look on his face;

1247-described as power walk; then took off running.

1291-interview of Lisa Ruberio: had hired him once; said he changed his name to KM in his youth but when he was in prison and out, he was a Christian. Known as a ladies' man, but also had mental health problems and took meds. She was a catholic charities supervisor, and KM had been hired into one of its work programs circa 2011.

1300-summary of KM statement to police day of arrest: states he did kill man at hotel because he was harassing him, and also white males today. "since Trump became president they done lost they fucking mind. I'd rather die fighting and fight for something than to sit and let them think they gonna keep oppressing my people like this, and its unfortunate the innocent had to die." He stated he targeted white males and his religion is voodoo, Kali Sufi, black mystical Islam. Pays homage to different gods like in Santeria.

1301-saw two men in PG&E truck but only killed white guy. Then shot at old white man, they were collateral damage. Saw him image on channel 30 that morn, and decided best thing to do was to kill as many white men as he could. Knew he was going to jail for life, so didn't want to go to jail for killing just one idiot, so wanted to kill more. Said he would have killed more if he could, and thought to kill that am came after he saw him image on TV. He knew he could not leave city.

1302-used a black Python .357 magnum revolver. States he carries gun on his left hip inner holster cause it is easy to conceal and maneuver and walk with it there. He then shot Steve Walters twice, he fell down, but then ran into a house. States he yelled Allah Akhbar x3 for black liberation, not Islamic terrorism. States he would have killed Walters if he had stayed on ground. He continued walking towards Fulton

avenues and shot Mark Gasset real close since he did the Chinese thing when he died; chuckled and laughed when asked like in the Chinese kung fu movies.

1303-he then saw three men at bus stop and attempted to kill them; had to reload. "it was like the nigger got fed up, and instead of killing black people he be killing white folk, white men in particular."

1304-then laid his gun on top of his jacket and laid down for police to come and arrest him. Did not want to engage with police since he believed community had a good relationship with them; detectives note that KM has been cooperative and respectful throughout their interactions with him.

1305-he acknowledges wrongfulness of killing; states he threw cell phone away to avoid being tracked that morning. A call for freedom and a cry for freedom for his people.

1315-"I did it. I shot em. I'm KM. You guys are looking for me."
Statements to arresting officer Borrego.

1323-it appears that KM spoke to an Hispanic male who then took the gun and ran and hid behind some bushes, and then took off. KM was then arrested without incident.

1327-interview of D. Packard, in relation with KM Feb 2015-Feb 2017.

1328-KM has been a father figure to her 3 yo child.

She said KM has an infatuation with guns. He had schizophrenia and would take Seroquel, but only prn when needed. He would fall asleep and then appear refreshed due to the meds.

1329-he had Muslim beliefs but was not practicing when he lived with her for those two years. She affirmed that he had anger toward the white race because they got privileges he did not get.

1330-it appears that KM left a backpack and another bag in her house without her knowledge, which contained weapons related evidence.

1337-as soon as he saw officer Borrego in his car, he went prone on the sidewalk. During the body search he yelled, Allah Ahkbar! When the chief arrived, he said, "I'm sorry chief."

1351-1455 dispatch logs, ambulance reports, evidence gathering reports, entering and exiting crime scene reports.

Bates 1456-1753. Background report and transcripts.

1456-parents Vincent and Lillian Taylor.

1457-Teresa Canady (aunt):

1458-Melissa Hamilton (apt manager): saw KM rooting through trash in June 2016. Said he would slap her, and then left.

Interview of mother Lillian Taylor and sister, Patrice McPhearson; converted to Islam 15-16 yo, and was a Lt in Nation of Islam. Advised to do check fraud, and when arrested, advised to "play or act crazy" to avoid legal. He did this as a juvenile and then treated at MH facility.

1459-mom said his mental capacity was different but not crazy. Had issues with social injustice, used his own meditation and remedies to balance himself; cocaine, meth, SPICE (herbs and manmade chemicals, fake weed, sold as incense), marijuana. Vincent told mom that he

wanted to blow up downtown Fresno or the courthouse. Father abusive, crack addict, fired from PG&E.

Interview of Glenestine Taylor, his grandmother: good student, attended school, intelligent and respectful.

1460-interview with Kendra Taylor, cousin; had a child from white man, KM did not like this. Practiced voodoo religion, smoked sage and marijuana.

Interview with brother Greg Chris Shehanian: foster child, KM white brother, KM not a racist, he only hates white supremacy. Really into his belief system including voodoo influences.

Interview of Damone Kelly: a cousin, states KM father tied a woman to a chair and raped her in front of KM. used crack cocaine. Last saw him two years ago, two different people, Kori and Muhammad.

Interview of Patricia Whyms, dated KM. pregnant. Abused by him. Jealous and controlling. Not a racist, aware of his NOI beliefs.

1462-interview of KM by police.

1464-I got mental health issues....I haven't seen a doctor in a while, kept cancelling my appointments.

1465-no Seroquel for six months

1466-I feel like our people, we need our own land...and our own laws.

1467-like kidnapped 12 black children in Washington last week, black guy killing people on Facebook, old black man for nothing.

So when I seen my face come up, I know that they gonna be looking for me, I didn't want to do nothing to law enforcement so I just found some white men to kill (precipitating event)...because those are the ones killing babies...since Trump became president, they done lost they fucking mind, I'd rather die fighting and fight for something then to sit and let them think they gonna keep oppressing my people like this, and its unfortunate the innocent had to die, ...there's 60 thousand plus black women missing right now in America and no one even care about.

1468-he targeted them, didn't want to kill Mexicans or black people....the little fancy dinner parties where they eat people.

Now I practice voodoo.

1469-Kali Sufi, black mystical Islam.

Like Santeria for the Mexicans.

1470-they were just collateral damage, I mean, they been killing us so long...we kill each other at random all the time anyway, so....when I converted to Islam I got rid of my slave name.

RATIONALE IS THAT HE DID NOT WANT TO RUN, PUT ANYBODY ELSE IN JEOPARDY, OR HAVE A CONFRONTATION WITH LAW ENFORCEMENT AFTER HE SAW HIMSELF IDENTIFIED ON TV— PROCEEDED TO BEGIN KILLING WHITE MEN.

1473-I sat there for 30 mins (Starbucks) just thinking what I was gonna do, and then I walked and hid in some more in some of the alleys and cuts and stuff.

1474-I thought the best thing to do was kill as many white men as I can.

Tossed his phone before he began shooting.

1476-tracking purposes.

1479-so I didn't want to sit in jail for life for just killing one idiot—one racist idiot. I might as well get some more....this might sound far fetched, but I'm killing people right now with my magic. People are dying as we speak from curses I cast. I kill people on the constant with my curses, so people are gonna continue to die....I just had to do that with my hands because it—it was just my time to do it.

1480-he would have shot more if there were more white men around there.

1483-if I'm gonna go down for murder just one person, I might as well just take them all.

1493-I blacked out after I shot the white guy.

1494-what did you do right after that? Crossed the street, and I was looking in other cars to see if I could see some more white men. I only wanted to kill white men.

1495-right after I shot the old man and reloaded I started screaming Allahu Akhbar just in case I died.

This is for black liberation...

1496-what you're doing is for God. It's not your own personal glorification. It's for a bigger picture.

1498-I guess I shot him pretty good because he did the whole Chinese thing when they die, when they die they just go.....they start doing that.

1500-face or chest....I was trying to kill him (third vic)

1501-when he laid on the ground then he started doing the Chinese thing, and I shot him again.

1503-he had two speedloaders with him, usually has four.

1505-second speedloader bullets fell out cause he was trying to do it fast, "cause I didn't want them to get away from me" (men at bus stop)

1506-he described it as "crazy nigger's shooting people...went crazy and said fuck it."

1507-reports that children walking with him and someone spit in front of them, he confronted them, and they apologized.

1510-he saw the officer, took off his jacket and shirt, laid gun down on ground, and then went and laid down in street. Said to officer, free black people....

On the Virgin Islands, 17 trillion in immediate material wealth and a cataclysmic national disaster strike on America shall increase.

1513-a little intox on nite of 13, not today the 18th, maybe a little MJ

1514-three to seven children, three confirmed. Maybe 7 with paternity tests.

1516-been single for awhile. 6 mothers. Children aged 11-24 age.

1519-charged with discharging firearm in middle school, shot up a truck.

1520-second baby, Avay, moma Shayla Hackett, molested by his dad, and they moved out.

1521-Tanisha is oldest daughter from Meredith Scott; then Amaya, Tanique, Kareen, Alega, and Corey, children in that order (7)

1522-mothers are Patricia Williams, Shayla Hackett, and Lisa Cooper

1524-Marlene Diori his fed PO, off probation September 2016 following fed time for weapons and drugs convictions.

1525-returned to Fresno 2011, then only busted for smoking weed.

1528-lived with his GM Ernestine Taylor until two weeks ago when she kicked him out for practicing voodoo.

1533-I was like man I shot him (laughing)—motel killing

1537-saw the other guard did have a gun—but he wasn't there, "I just emptied when I seen I didn't have to worry about the other guard." The supervisor Carl whom he killed was not armed; other armed guard at the hotel was not present at the moment of the shooting.

1540-they harvesting black people organs right now.

1545-he still talking crazy and I snapped.

1548-and I'm like exaggerating what they did what they currently do, or they're little funky ass attitude they got now since Trump became president.

1550-I feel that terrorists who do that shit (kill themselves) are weak minded...they don't want to live with their actions.

1562-Kali Sufi he does, black mystical Islam voodoo

1564-most white men and pedophiles child molesters and rapists.

1654-a message for freedom, justice and equality...we want our own

land with our own laws...I wouldn't have done all this if the security guard...I reached a boiling point...

1656-he wanted to kill the security guard because he was persecuting him.

1661-True Story Kori on itunes (couldn't find this when search done)

1662-this album will convey his thinking he states.

1668-he shot second victim twice, and then needed to reload. Second victim got up and ran into a house.

If Thursday hadn't happened (motel killing) this would not have happened today.

1673-then third victim was shot from a few feet, went down and shot 2-3 more times, "to kill him" cause he was still alive.

He had been running yelling Allahu Akhbar, but then after killing this third victim, he began to walk to bus stop.

1674-had to reload, dropped gun, then reloaded and shot at them at bus stop.

1677-kidnapping us, practicing genocide on us, reached my boiling point, my breaking point—doesn't believe he would have turned himself in.

1678-I apologize to the community of Fresno, I didn't do it out of pure hatred, I did it out of revenge for what's happening to our people.

1678-to his family: tell them I love them and sorry I let them down.

1680-second interview of KM at 2354 April 18 2017

1681-states that Carl was the first person he ever killed.

1683-he mistakenly fired at woman in a car after he shot the second victim who ran into a house.

1689-we should at least have a dialogue on how to respect one another and treat each other regardless of race....I got a sick grandma. I got a lot of stuff going on...I thought security guards were just supposed to report crime...not harass. So at least have a dialogue on how to treat one another.

1690-I practice so I can retrieve it efficiently. I've been carrying a weapon since I was twelve....pulls it out from left side with right arm, and fires with one arm straight.

1694-during mouth swab: they aint gonna try to make a clone of me? They could make a clone and send it to Afghanistan and fight ISIS?

1695-has some type of copper brace on knee, states he went in and set a dude's car on fire and almost set him on fire, and _____ his knee.— back in 2002.

Feels like a NASA suit.

1704-on phone to his mother: the security guard that I killed kept talking crazy. So I just shot him. I didn't plan on killing nobody today until I saw my face on the Channel 30 app, and I wasn't going to be running, putting my family in jeopardy and risk getting shot by the police cause I'm an armed fugitive. So I just went and killed as many white men as I can.

1705-I got fed up with the racism and the fuckery...racism led to the cause of their death. So greed and racism got them killed...got him killed.

1706-they kind of did me better than Dylann Roof, cause I got Carl's Jr

and um me and ed's pizza.

1707-its just that somebody got to fight the battle. Everybody want to talk the talk, but nobody want to put in the work. That coward Dylann Roof went inside a church, that was easy. Its harder to run down and chase people and kill em, that shit aint that shit hard, especially while running and shit (laughs). Its unfortunate for the community....cause we have a good community in Fresno, I think the relationship between law enforcement and black people more better than the civilians cause people are nasty out there, since Trump became president, its gotten awful.

1708-get you some money momma (for interviews).

1714-my little portion of justice in this world to come (this is call to his mom, Lillian Holly who lives in Sacramento at the time).

End of this file.

Video Review of Crime Scenes with KM in Car

4-18-2037 beginning: Discusses oppression and methods of whites doing so.

4-18-2107: brief video, persecution of blacks and racism, jobs, housing, drives a person crazy....I reached my breaking point.

Photos of Crime Scene

1950-1992

1993-2686 street photos, photos of Mark Gasset in street (2647) with bullet wound to left chest, defensive wounds to arms, wound to back,

near elbow, first victim in PG&E truck (2686).

2687-2759 KM possessions, also food bag, "we all love each other...you matter...we all love you in this beautiful world" (2758)

2760-2885 Mark Gassett autopsy photos; appears to be taking Trazodone and Fluoxetine, and Aripiprazole, and lorazepam. Evident wounds to heart/lung and through back; wound to wrist.

2886-2978 David Jackson autopsy photos; shot through jaw, teeth, right side of face. Bullet wound lower back center.

2978-3098 Zackery Randalls 34 yo autopsy. Heavily tattooed. Wound right shoulder, penetrating wounds through chest.

3099-3153 KM booking photos; t shirt, "Outdoor State of Mind" and amulet around his neck: copper wires, shell, various rocks; long pants.

3154-3255 Carl Williams autopsy photos.

3256-3869 Photos from Motel 6 crime scene, April 13, 2017. Lisa Martin ID 54 yo woman (3842); bullet holes in clothing examined.

3870-3941. Herndon Milburn photos.

3942-4078. Search warrant photos rooms at motel.

4079-4117. arrest photos.

4118-4167. duplicate arrest photos.

4168. one photo of Carl Williams as security officer, head and shoulders.

KM Audio taped interviews (2)

(Transcripts and summaries already reviewed)

Very calm, articulate, no evidence of formal thought disorder, no emotional lability, speech is not pressured, no evidence of psychosis, no evidence of delusion (14:2:53), attentive, no evident memory impairment from morning's events, logical and sequential recall in response to detective's questions; laughter appropriately with detectives, both detectives appear to be Caucasian. No hostility evident toward detectives.

Telephone Calls from Jail (will be transcribed May 4-6)

May 4, 2017—

1748: 120738291 I snapped. A couple dollars on my commissary. Give it to grandma, www.mycarpack.com, Chris helping around the house, and putting money on my books...in the belly of the beast....20 cents per minute....I love you too uncle...I did that for our people....alright, yes sir, love you....

1636: 120731111 (speaking to a woman). I don't argue with dudes...I'm not gonna sit and argue on the phone....I'm in here....(he is talking about another male to her)...complaining about dad to her....how can you be mad at people for lying to you when you be lying all the time? (she laughs). Complains then about mom....next court date May 12 at 0830. I love y'all, remember to tell mom about the _____. 22 vets kill themselves every day in America,...I know I can't make somebody do something, but I try to guide them on the path...I don't want him caught up with any gangs, he will be big, a big dude....maybe he can do some good for the community...

1616: 120729576 discussing problems with hearing on phone....(talking to a woman). I've gotta sit with my back hunched....(phone in your

cell?) yea. How many interviews did you do? (four or five). They listened to the whole interview (of Pablo). (interviews coming in back to back). They can do whatever they want, BET is owned by this white dude, whatever...(talks about getting his son on the right track, ride along for kids) don't want to have to curse him to make him do it, someone talk to him....talks to young girl (maya?) ...(love you too). Talk to you later....(no indication of any mental disorder).(call me around 5). Around 5? Ok. I tried to call grandma and it is blocked....(discusses other family relationships in a coherent manner)...

1537: 120729152 (talking to woman)...

1444: 120723287 Someone rapping on the phone....Kori interrupts him and reminds him of limited time....back to rapping....talking of USA Today....MSNBC tape...CNN Facebook page...discussions with unknown male...do articles with link....discussion, I think, of phases for publicizing rapping...Kori discusses various programs on computer that could be used for video editing...tries to explain to man....you got Premier....discusses zip drives and backups....photoshop, adobe, teaches all to you....Graphic communications...fear is just an illusion....you don't want to be a target by being flamboyant...you need to give me some interviews so we can get some publicity....I need more phone interviews, with BET, News 1, want to stay in the news cycle...get the message across that there needs to be a sword of justice in this country....any publicity is better than no publicity, always remember that,....better they hear from me than my cousin, we just keep pushing, staying in the news cycle, we'll keep the momentum, I'm gonna write some new stuff too...

DAY OF 1368 EVALUATION:

May 5, 2017—

1018: 120768747 (talking to a man). (call me back at 2 o'clock and I should be at grandma's. You gotta give me time to set it up....give me 800 number again) OK. Alright. Bye.

1409: 120784378 Kori...I called grandma's form and they said accessed denied and kicked me off...the phone was blocked....(call me back in 30 minutes). Bye.

2058: 120815209 Kori...hello? Hello? (just working on the album...call grandma cause we only got two dollars left). My uncle tommy taking her some money to put on my books....that ain't gonna do it....just calling, I can't call her cause they still have a block on the phone (call your dad). He ain't answering the phone (I'll go over there this weekend). Okay. I'm gonna try to call my dad and get some minutes on my phone and some money on my books (from grandma). Alright.

May 6, 2017-

1708: 120859152 (unknown woman, "don't fuckin hey me...I've been sitting by my phone like a sadass puppy dog...I put money on there the same day....i've been needing you, where have you been, what the fuck? I miss you so much") I ain't got no female funding me, my grandma....naw (he doesn't love Lisa). I was just passin time, only know her for two weeks, did you get my letters? The only thing I regret is not being there for you all and my family....you and Chris would be able to get it (GM money)....he told me he would go to GM and get me some money, my dad won't do it, my dad on some weird shit, he feels guilty for what he did...(listens patiently to woman discussing her frustration and fatigue as a mother, and problems she is having with KM grandmother (continues to listen patiently as she tells him how much his GM needs him, and how she needs him). (constant talking, about physical therapy). Can't you come and put money on my books Monday? \$7.58 now. He's scared of you, he said you put up a fight (laughing)....she is now laughing too. Appears to be talking about KM's

father....(do you want me to send pictures?) Yea. I coulda woulda shoulda, everything was geared up for this moment (it wasn't; but you took one for the team). (I feel I will see you in this life, fuck ya, call me right back please). He hangs up.

1731: 120860915

Summary of telephone interviews by DA investigator

4567-They start talking about Muhammad's attorney, the man says the attorney looks like he smokes weed. Muhammad says the attorney falls asleep when they're talking.

Muhammad says his attorney is a socialist and he's cool. Muhammad says he's not taking a deal for life without parole and that it wasn't a hate crime, because he didn't do it out of hate, but instead, he did it for the dead and the missing and all the "shit" blacks went through. Muhammad says if he hated white people he would have "been killing them", but it's not about that. He expressed that the black man went through a lot and got fed up. He said he really did it out of love.

4574—in one call he points out to the caller that if he takes a plea, such as LWOP, he loses his right to appeal (May 2).

4582-tells caller he knows he is competent and what a trial, judge, and his daddy is.

4583-Muhammad says a psychiatrist who is a black man talked to him yesterday. Muhammad says he told the psychiatrist about what's going on & what he believes, & that of course they think he's crazy because of that, he guesses. Muhammad says, "coupled with my schizophrenia, mixed with oppression." The woman says she doesn't want them putting him in a mental institution & injecting him with "shit." Muhammad says he knows how to "circumvent that" & knows how to

“pretend.” Muhammad says he’s been there before, so he knows what to do. He says that if “you’re acting a fool & not taking nothing, they’ll force it on you.” The woman says she doesn’t want him taking anything, Muhammad says he knows how to do it & knows what he’s doing. He said he’s been through it “back in ’98.”

Jail Evaluation July 19-20, 2017

See handwritten notes and FIT-R

Reading of The Mother Plane by Elijah Muhammad 1973 (50 pages)

www.memps.com

Various sermons by Muhammad during 1973 with a focus on the book of Ezekiel and the Wheel in the sky, the Mother Plane. The plane is a ship that can move in any direction and measures one half mile by one half mile. It can create mountains one mile high by sending bombs into the earth one mile below, and is the vehicle for Black people to liberate themselves from the devil, destroy the old world of evil and implement the new world of good. It is also the home of 1500 “deadly prepared planes.” White devils were given the authority and power to rule the Black Nation for 6000 years by Yakub, but the final battle is impending. The Mother Plane is a small human planet made to destroy the enemies of Allah.

Review of Medical/Mental Health Records from Corizon

4/19/17 0232. Initial intake: emergent mental health due to reported history of schizophrenia and AH and VH.

4/24/17 Psychiatrist initial evaluation

Dr. Randy Shahbazian. "he believes Fard Muhammad on the mother ship 40 miles above the earth can read his mind and control his mind." Delusions, VH, AH, paranoid and grandiose. No HI or SI reported. "complex, racially and religiously based delusional system." Hears and sees the missing black women and children, "Kory, help me, help me!" episodic. Also VH of skulls trying to destroy white supremacy. "a little quantum fragment of justice has been delivered for the people" referring to his murders, and why he is no longer homicidal.

DX: Schizophrenia spectrum disorder, r/o schizophrenia, substance induced psychotic disorder, schizoaffective disorder; cannabis use disorder; alcohol use disorder; r/o amphetamine use disorder; rule in ASPD. GAF 43, financial difficulties, likely homelessness. Rx: Ziprasidone 20 mgs am, 40 mgs hs.

5/8/17 psychiatrist scheduled. Geodon makes him feel "real aggressive" and to have "lucid dreams." Feeling sad, mental anguish, fondled by officers during search. SI. A "black dragon lion hawk" who kills people with his mind. AH of women and children. Can control earthquakes and weather systems. Denies VH but sees women and children in his mind. Wants to file a grievance with ACLU. Seroquel begun 100 mgs q hs for 7 days, then increase to 200 mgs q hs.

NOTE THIS IS THREE DAYS AFTER DR. KENDALL EVAL WHEN HE HAD BEEN PRESCRIBED GEODON WHICH HE DID NOT LIKE.

5/22/17 Psychiatrist scheduled. Wants more Seroquel, "I'm good." Only wants to hurt and kill the people who kidnapped the women and children. Saw them as quick VH in front of his eyes a week ago.

Sleeping 5 hours/nite. Weather events a form of retribution for injustices and he and people like him are controlling these phenomena. "my expertise is heat waves, floods, tornadoes, plagues and possessions." Seroquel increased to 300 mgs q hs.

Refusing asthma meds 5/24-7/19 most of the time (ciclesonide)

5/24/17 Medical eval, no acute distress.

6/12/17 Psychiatrist scheduled. Still hears and sees women and children and a "black guy hanging from a tree." Reads to cope. More depressed lately, continued suicidal thoughts, hanging himself. Wants to kill other inmate Javier who is yelling "nigger this and nigger that." Sleeping good. Wants more Seroquel.

6/12/17 Seroquel (quetiapine) increased to 400 mgs hs this date and administered successfully through 7/19/17 (end of my records)

6/14/17 Individual counseling. Denies SI and wants meds.

6/23/17 Individual counseling. Feels depressed and periodic AH.

6/28/17 Individual counseling. Denies AH/VH and SI/HI.

7/5/17 Individual counseling. "I'm a little depressed." Declines individual counseling.

DR. HURL TELLS ME THESE ARE VISITS AT THE CELL DOOR FOR A FEW MOMENTS BY THE LMFT, AND HE DECLINES ANY ONGOING COUNSELING OR GROUP THERAPY.

7/10/17 Psychiatrist non clinical contact note. "Pt has picture of Elijah Muhammad in his cell window with handwritten message about the day of judgment." Mental Health Dx:

Other specified schizophrenia spectrum and other psychotic disorder

Cannabis use disorder, moderate

Alcohol use disorder, moderate

Adult antisocial behavior

Schizophrenia

7/14/17 individual counseling. No SI/HI. Sleepy, little rest.

7/19/17 individual counseling. Guarded, soft spoken, logical, no evident psychosis. "Seroquel makes me sleepy."

COURSE OF TREATMENT: PATIENT INITIALLY PSYCHOTIC AND DOES NOT LIKE GEODON—TAKES IT ONLY TWICE; ONCE ON SEROQUEL, BEGINNING MAY 8, AND DOSAGE IS INCREASED, HE RESPONDS BY SHOWING LESS PSYCHOTIC SYMPTOMS, NOW TITRATED TO 400 MGS HS. GOOD MEDICATION EFFECT.

Dr. Hurl reported to me on July 20 meeting that Muhammad is seeing 3x a week, and is offered 2 group and 1 individual sessions a week, which he refuses. He is therefore seeing at his cell door 3x week by an LMFT (licensed marriage, family therapist) for a visit lasting a few minutes.

Further Telephone Calls from Jail

July 18, 2017 125791089. (19:50). Talking to mother. She does most of talking, KM is listening. She is talking about her cat, he listens and laughs. Then talk shifts to his father; I think this is his mother, but not sure. "Now they want another opinion again...." Asks if another woman is getting better. "Now I got to wait for another psychological evaluation. My atty told me they were getting another opinion...." "they're gonna see in the second opinion if I'm competent to stand trial or not." "did they show a video of me?" They said what you had said.

She changes the subject, he goes along. Discussion of some bill for which she paid half. I didn't have no receipt, I couldn't argue the point—it was cash. “Did you hear anything about the law suit?” They said they couldn't do it. “Talk to you next week, mom, I love you.”

July 18, 2017 125808636 (19:39). Talking to man. “DA wants to get a second opinion all of a sudden...” Now talking about recordings, and playing some for KM....male rapping....”I can't really hear my part though....” He turns down beat and plays it again for KM....”yeah I heard it....yeah...” He's got the silk screen machine set up for the shirt....”yeah” “you can play the beat too and I will go right on in....I slept all Sunday cause I was up all night....” KM begins rapping from jail through phone while friend records it....His friend forgets to mute the vocals, so they begin again.... “that's the deal, black liberation....listen to this, pay attention to the message....” Unable to understand....”black liberation got me facing the nation...pay attention to the message....white devil get it too...better tie your shoes....I'm a revolutionary....that's the deal, black liberation got me facing the nation...pay attention to the message you miss...I'm so rude with tools...let my people go....still contemplation....satan....” “Wanna hear the other ones I wrote too?” Yeah. “black power....urban guerilla...I kill with my hands and I kill with my mind....” “I'm gonna do it right...” “If I take a deep breath...you ready?” “the urban guerilla in the heat of the night....”

July 18, 2017 125810683 (20:22). Same friend, and continued rapping. “The vision I see....” He is reading it and rapping, but keeps running out of breath. Say the last part again, “the chaos and mayhem is driving them crazy....its liberation time let's get our people work...the ying and the yang....” Keep given me those lyrics, yeah. (able to maintain complete focus on rapping—with patience, articulation, and repetition as needed). “naw, MF I'm mad, gonna get your ass....when I hear the battle cry I'll be ready to rumble....” “harvesting the organs,

sex slaves and shit, at least I know I'm all right" begins rapping again, "I live for the revolution, I don't know about you....fighting for my people who are dead or are missing....over 400 years that's why I'm impatient...west side Fresno is where I'm from, when we go on the hunt with the hundred..." stops rapping. "we're already doing it (rising up)...they gave a black man 90 years for carjacking....what I did was a love crime for my people, it wasn't no hate crime..." that's real, it is....we became more like them, like hating....I love you cuz....alright..."

CALLS DURING MY TWO DAYS OF INTERVIEWS JULY 19-20

July 19, 2017 (day of my evaluation) 125860441 (2:45) postponed her visit at 1345 due to my interview. He explains to her and she is also talking to jail rep. He is calm and rational, "I love you, bye." She will return later this day (and did for the visit).

July 19, 2017 125882467 (19:41) Speaking to male. Begins rapping to his friend without music in background. Now just music is playing. Talking about recording directly over the phone, and asking about technique to do so. Talks about providing KM with hygiene products, "I'm OK with my hygiene for now." Then books, "get them on Amazon." Laughing together. Friend calls him nigger through most of conversation, with affection, mutual laughter. *No mention of interview, ideological drive, delusions, etc.* Discussion of other people, family, laughter, recording, music, KM begins to rap and they laugh together.

July 19, 2017 125898743 (3:40). Talking for 3 mins., KM knows time given money on call. "Contact with Lisa?" "Pick that up....get the ____?" "keep the earphones, interface....yea, pick it up, the laptop, figure out how you're going to get it to me....everything good? I'll be right back out there....did you get my letter? (young voice male), love you too brother, I'll put more money on this "when?" next week or so.

July 20, 2017 125945655 (20:34). Female voice (Teresa) discussing her aches and pains and medications. He listens. The DA requested another psychological exam for another opinion, asked me about psychological questions, stuff about my beliefs, court proceedings, more questions than last one asked, they put it off til August 22 (next hearing). Am I competent to stand trial. My attys getting another doctor, if DA challenges, then we got a trial. (they just playing games)...Lisa came on Tuesday, visited me, later on that day, (child's voice in call), my atty was a little late, I pretty much understand what they are saying, findings by the 17th, 22nd would be when we are in court, this one came from San Diego (what?!) yeah. ...He came yesterday and today, no he said he was done and got all the info he needed (what?!) (how long took the others?) 20 minutes. Going over spilled milk, over what they already know....I don't really care now, I did my job and now they do theirs. They know how it feels now....so let them do what they gonna do....(what paper you been reading?) I got that, checking that out...waiting for The Final Call, didn't come yet, supposed to get it on Tuesday, they hold it from me for awhile, they don't like what they read...they open em up the letters....anything gang related....drugs...(got fan mail too....said she see me on the news, Tuesday, channel 30 or 24....yeah...(now a third voice)....did you enjoy your flight? I didn't know that OJ Simpson's daughter lives in Fresno...

Confirms he likes being in a cell by himself...no one in cell making noise and passing gas...single cells 17...high profile cases,...Teresa talking about her old girlfriends from Louisiana....he listens...major surgery, jury duty, she describes being in Texas, her boys,...take care, bye, bye.

July 20, 2017 125951280. Girlfriend is ranting about third female at courthouse. Most of call is unintelligible.

No calls July 21

July 22, 2017 126093064 (20:30) woman, baby talking. Asked if she

received his letter, she confirms. How are you doing Kori? “I’m numb to everything, don’t have no feelings no more, I just don’t care, about the case, I did my job, they can do theirs, I don’t care if I get life, death, hospital, I don’t care, they think nigger’s life is dog shit, begins rapping, (I give a fuck, I really do)....(that’s the last thing I want to hear about the death penalty)...(plenty of cases where people who murdered did not get the death penalty)....(don’t think I’m throwing in the towel, I do, like I’m giving up on you, I’m not, don’t give up on yourself, I’m for you, I’m still going to be there no matter what the outcome...for me it’s easier to know that I’m not going to give up....I would have left when you were walking the streets, just don’t give up....) she talks about her crying...(you do stupid shit all the time, I don’t know why you got this hold on me, but you do)....(she talking about guy that escaped from custody across the street, embarrassing the police department)...(call me back I didn’t give you a chance to talk)...

July 22, 2017 126095104 (20:45). Same woman, call back (you got the mike)....(my whole body is hurting, they called me they had it approved, more hours, six more visits, PT was only for my sciatic nerve, my back, it’s everything, ankle, leg, arm, my left side, let’s talk about you). I read, read, conjure up evil in these mother fuckers, and jack off (laughter...I really enjoy sucking it, every day, that is a gift that you politely gave every other bitch, that’s not a waste at all, I’m just hurt that I can’t have it, how do you sleep?) My Seroquel...good sleep...I could not take it if I didn’t want to, they don’t care, going out tomorrow, early in the morn, 0615, later, (may not take his meds). He came and saw me two days in a row, that’s good, I don’t care, he was cool, a white dude from San Diego, (yea, I saw him) he had read Mother Wheel by Elijah Muhammad, little pamphlet, I don’t know why he asked me about that, my experiences with the Mother Wheel...(maybe he did research on that)....do they have anything on me on FB? (she returns to talking all the time, he listens). Laughter. (I miss you so much, I do).

July 22, 2017 126097203 (19:48) Talking again to male friend who is involved in rap music production with him. “did he email you those lyrics yet?...gives him username and password to an account....music played by friend as background....they have me doped up on this damn Seroquel....damn....part of the psychiatric deal....he came 19th and 20th”(subject changed by friend to talking about his business)....laughter....together....(no specifics related to evaluation or to ideological beliefs.)..what is that nigger’s name that is always doing that dumb shit?

July 22, 2017 126099218 (19:57) talking again to same male friend as above....(young boy talks to him now)....new video game? You’ve been practicing your timetables? Bye bye....(now talking to his sister)...(nice to hear, did some interviews at work, they sucked, I picked one gal, kinda disheartening) what was position for? How many people do you have to hire? One more left. Laugh. The pool might be better next week...I go outside two days a week...she then begins singing at his request....He is very attentive and complimentary of her work, both lyrics and song. I think this is sister of Chris. Love you too, sister bye bye.

Review of transcribed jail calls around May 5, 2017

Review of transcribed jail calls July 19-20, 2017

