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Waco Negotiation

TRANSCRIPTS

Received from

Department of
Justice.

CARL STERN, Public
Affairs Director

UNITED STATES DEPARTMENT OF THE TREASURY
BUREAU OF ALCOHOL, TOBACCO & FIREARMS

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TAPE 37

March 4, 1993

1 (Tape 37)

2 MR. KORESH: -- shooting to the top part of
3 the tree hoping that when the rounds hit the tree it
4 would make some kind of noise that George would say
5 hey, you know, they're shooting at me.

6 HENRY: Um-hum.

7 MR. KORESH: You see, and then he'd stay
8 behind the tree -- let Stan and Floyd get up, which
9 that's what I started doing. Well, finally what
10 happened was he, he, he would, he would glance behind
11 the tree and he would put his Uzi out with his right
12 hand shoot it like a pistol.

13 HENRY: Uh-huh.

14 MR. KORESH: And he was still zapping off
15 these rounds and stuff. So I started, I started aiming
16 a little bit lower still trying to keep above his head,
17 you know, so that he could realize, you know, just stay
18 behind the tree. Anyway, somehow some way he put his
19 hand -- he was flashing his hand -- he put his hand
20 around the tree and all of a sudden he pulled it back
21 and he stopped firing. Well, I stopped firing,
22 everybody else stopped firing. So here we are in a
23 position nobody's firing.

24 HENRY: (Laughter)

25 MR. KORESH: Okay? And we hear these sirens
off in the distance. And here I am thinking, oh,

1 | praise the Lord, here comes (indiscernible), you know?

2 | HENRY: Um-hum.

3 | MR. KORESH: Here comes the, here comes the
4 | sirens and all that and here comes the Sheriff's
5 | Department and I heard Dave say off in the distance,
6 | you know, "Here comes the Sheriff's Department, you
7 | know, good, I'm glad for that." And George just kept
8 | his good little self behind that tree and didn't do
9 | nothing anymore.

10 | HENRY: Um-hum.

11 | MR. KORESH: So, finally the sheriffs came in
12 | with several cars -- seven or eight cars came in the,
13 | the, the front gate and I'm sitting over there. And
14 | when they get towards the bend of the drive I, I stand
15 | back away from the cars still kind of ducking and I
16 | have my gun, a Ruger --

17 | HENRY: Um-hum.

18 | MR. KORESH: -- you know, in my right hand on
19 | the strap. I have one of those real nice deer straps.

20 | HENRY: Um-hum.

21 | MR. KORESH: And I have it in my right hand
22 | on the strap. And I'm kind of like walking crouched
23 | down. My hand is not on the stock of the gun. The gun
24 | is upside down being held by the strap. And the
25 | Sheriff's Department guys got out and everything and
I'm trying to walk back towards the, the houses that we

1 | just come from --

2 | HENRY: Um-hum.

3 | MR. KORESH: -- so I can get on around to
4 | those guys.

5 | HENRY: Um-hum.

6 | MR. KORESH: And so the next thing, this guy
7 | he's standing there and he's hollering at me and I, I
8 | look up and boy, he's zeroed down on me, you know, and
9 | he's got a Ruger too but he's got a government model --

10 | HENRY: Uh-huh.

11 | MR. KORESH: -- you know? And he goes, "Put
12 | your gun down." And I'm going, "Oh, yeah, okay." So
13 | I, I put it down. And he says, "Now, move on over
14 | here." You know, and I says, "No problem, you know,
15 | don't shoot, you know." So we moved all over and all
16 | the guys too likewise, you know, moved over. And we
17 | all came around, gathered around and they're like, you
18 | know, I saw Sheriff Thorn over there. I've always
19 | liked Mr. Thorn. And, you know, I, I said hello to him
20 | and stuff. He, he looked at me kind of like disgusted,
21 | kind of confused.

22 | HENRY: Um-hum.

23 | MR. KORESH: But he's known Dave for a long
24 | time and, you know, you know, Dave says, "Hello, Bill,"
25 | his name is Bill Thorn. And he goes --

 HENRY: Uh-huh.

1 MR. KORESH: -- and he goes, "Dave, I don't
2 understand."

3 HENRY: Um-hum.

4 MR. KORESH: He goes, "Well, you know, we'll
5 explain it." He goes, "We want to know." So what
6 happened was we got all together and everything and
7 this one guy he's, he's, he's, he's real nice,
8 everyone's real nice. He says, "Now, gentlemen," he
9 says, "Is this everybody now?" He says, "We need to
10 talk about this, you know. And is everyone here now,
11 you know, look around, is -- " you know, and we're
12 looking around and yeah, everyone's there that was
13 there. There was another guy but, but we had sent him
14 back. You know what we had sent him back for don't
15 you? To go back and to, and to inform the police that
16 we were still out there.

17 HENRY: Okay.

18 MR. KORESH: That we hadn't yet gotten the
19 pictures, we haven't yet found the, the, the corpse.

20 HENRY: Um-hum.

21 MR. KORESH: And he was the guy that was
22 still way over in the back part of Perry's field that
23 Harwell's helicopter, you know, saw.

24 HENRY: Okay.

25 MR. KORESH: But, you know, so what happened
was is we're all standing around there. None of us are

1 | armed. We're all standing there and, you know, talking
2 | and stuff. And some of the guys have their arms fold,
3 | you know, and they went over to George and, and they
4 | were bringing George up.

5 | HENRY: Uh-huh.

6 | MR. KORESH: And, you know, George is walking
7 | up towards us and it looks like he had some blood on
8 | his hand.

9 | HENRY: Blood?

10 | MR. KORESH: Yeah, blood on his hand. And so
11 | then all of a sudden I see these, these officers grab
12 | him and they kind of like wrestle with him and, and
13 | they pull something out of his hand. Well, you know
14 | what he had in his hand? A little .25 or a little .22
15 | or something.

16 | HENRY: Uh-huh.

17 | MR. KORESH: A little pocket gun or
18 | something. Because, you know, he was -- they was going
19 | to come over by us and he was going to, I guess, finish
20 | whatever. But anyway, I -- you know, I guess to some
21 | degree he had all the right in his mind to retaliate.

22 | HENRY: Um-hum.

23 | MR. KORESH: You know, he didn't have a mind
24 | at that time to think well, I've been shot a thousand
25 | times but I ain't been hit yet.

 HENRY: Uh-huh.

1 MR. KORESH: But anyway, the point of the
2 story was is that once we all got together and
3 everything, then this guy, you know, he says, "Now,
4 now, come on, boys, is this all of you now? Are you
5 all around? Is -- okay, now look around. Is there
6 anymore of you anywhere, you know?" "No, we're, we're
7 all here." And then -- all, all hell broke loose,
8 Henry, all hell broke loose.

9 HENRY: What happened?

10 MR. KORESH: Oh, the expression of these
11 gentlemen, the kindness, the courtesy, the good ole boy
12 attitude changed. And they told us to get on the
13 blank, blank ground, spread our legs. And this was
14 gravel, this was in the summertime. And we have red
15 ants out here that when they bite you, oh, you get a
16 little white blister on you and it itches, it hurts.

17 HENRY: Um-hum.

18 MR. KORESH: They nailed us to the -- I mean,
19 they, they, they -- and then more cars came in. And,
20 you know, a guy got out. Oh well, he got out just like
21 a, a sergeant general out of the military. He says, he
22 says, "What in the hell is going on here?" I mean,
23 he's screaming. He goes, "This is, this
24 America."

25 HENRY: (Laughter)

MR. KORESH: "Things like this don't happen

1 | in America." You know?

2 | HENRY: Um-hum.

3 | MR. KORESH: And oh boy, I mean, there was
4 | this guy there and he had -- I mean, you know, we, we
5 | brought ear plugs.

6 | HENRY: Um-hum.

7 | MR. KORESH: You know, we brought ear plugs
8 | because if we had to make any, any distractions the
9 | night before, you know, we wanted to make sure we
10 | didn't hurt our hearing.

11 | HENRY: Um-hum.

12 | MR. KORESH: So some of these guys had their
13 | ear plugs in. And this guy, this guy, this guy walks
14 | over and he sees this one guy on the ground. And he
15 | reaches down and he pulls this ear plug out of his ear
16 | and he puts his head down to his ear and says, "Did you
17 | hear me?!"

18 | HENRY: (Laughter)

19 | MR. KORESH: I mean, you know, he tells, he
20 | tells, he -- we're, we're on the ground. You know,
21 | we're like what's going on? And some of us have our
22 | hands in front of us --

23 | HENRY: Um-hum.

24 | MR. KORESH: -- on the ground --

25 | HENRY: Um-hum.

 MR. KORESH: -- and they're coming and

1 | kicking our arms so that our arms will go down beside
2 | us --

3 | HENRY: Um-hum.

4 | MR. KORESH: -- instead of, you know, in
5 | front of us.

6 | HENRY: Um-hum.

7 | MR. KORESH: And I mean like, you know, would
8 | you please leave your -- it's like kicking the arms and
9 | the wrist. You know, like whoa, you know?

10 | HENRY: Um-hum.

11 | MR. KORESH: Oh boy, was that exciting. And
12 | this one guy's walking around, you know. And, and like
13 | he's got his, he's got is hand on his pistol. He goes,
14 | he goes, he goes, "Just go ahead and move one inch,
15 | I'll blow your blank, blank heads off."

16 | HENRY: (Laughter)

17 | MR. KORESH: (Laughter) We thought we was
18 | going to have hamburgers and french fries with these
19 | guys in the beginning.

20 | HENRY: (Laughter)

21 | MR. KORESH: But I'm telling you that -- and
22 | anyway, so, so, you know, Thorn didn't do that, you
23 | know? But, but a lot of these guys -- like I'm -- they
24 | weren't too informed were they? Okay. So what
25 | happened was -- is that we all got arrested, we all got
 | chained up, put in the cop -- put in the police cars.

1 I don't like calling them cops, but --

2 HENRY: Uh-huh.

3 MR. KORESH: -- put them in the Sheriff's
4 Department cars.

5 HENRY: Um-hum.

6 MR. KORESH: And one of my pictures they keep
7 showing there on the screen, you know. They take us
8 all -- now, we're driving down to the, to the Waco
9 County there.

10 HENRY: Uh-huh.

11 MR. KORESH: And this young guy, he's, he's
12 really kind of nice, you know, and I, I said to the
13 guy, I said, "You know, you know, these handcuffs are
14 kind of tight." He says, he goes, "Well, I'm sorry,"
15 he says, "You know, it's procedure." He says, You know
16 -- he says, Besides, he says, you know, we knew you
17 guys were out here. He says, "We've been talking about
18 it all day." He says, "You guys will be out before
19 dark, just don't worry about it, you know?"

20 HENRY: Um-hum.

21 MR. KORESH: And I'm thinking, well, maybe
22 that was all just procedure or something just because
23 of George. But I mean, kicking of the arms and stuff
24 like that, you know.

25 HENRY: Um-hum.

MR. KORESH: It was, it was uncomfortable.

1 HENRY: Sure, sure.

2 MR. KORESH: But the thing of it was is that,
3 you know, it was just -- I mean, this guy was riding in
4 the front driving. I mean, it was not two, it was just
5 only one guy taking two guys in --

6 HENRY: Um-hum.

7 MR. KORESH: -- you know? And he was just as
8 pleasant as could be. Younger guy.

9 HENRY: Uh-huh.

10 MR. KORESH: And so we, we drove downtown and
11 they opened up that big thing and, and we drove in.
12 And the first thing -- we're, we're standing there and
13 they lined us all up, you know. And they, they made us
14 take these numbers or something and hold them in front
15 of us.

16 HENRY: Okay, yeah.

17 MR. KORESH: And --

18 HENRY: Took the picture.

19 MR. KORESH: Yeah, taking pictures. And
20 there is -- all of a sudden there's Dickerson --
21 Sheriff Dickerson standing over there.

22 HENRY: Um-hum.

23 MR. KORESH: And I'm like, oh, thanks, you
24 know. And I go, "Mr. Dickerson," and the guy says,
25 "Shut up."

HENRY: (Laughter)

1 MR. KORESH: I go, Well, there's Mr. -- And
2 he goes, he goes, I told you to be quiet. Uou know.
3 And they took us in and they, and they took us in the
4 room and (indiscernible) in the room and had to take
5 all our clothes off and everything and, and you know,
6 put on these white britches and everything and these
7 sandals.

8 HENRY: Um-hum.

9 MR. KORESH: And no, I'm sorry, I'm sorry,
10 they didn't do that yet. They, they put us in this one
11 tank --

12 HENRY: Um-hum.

13 MR. KORESH: -- that had just a concrete
14 floor in it.

15 HENRY: Yeah.

16 MR. KORESH: And we stayed there for most the
17 night. And then they came and took us and, and gave us
18 these, you know, clothes and, and these mats and stuff
19 and took us down to these jail cells.

20 HENRY: Um-hum.

21 MR. KORESH: Now, that's the first time I
22 have ever been in a jail cell. Now, now what happened
23 was this. You can't say nothing yet. I mean, you, you
24 can't find any sympathy yet. And no, no, before that
25 happened was they took us down and fingerprinted us.

HENRY: Sure.

1 MR. KORESH: Now, I'm a guitar player.

2 HENRY: Um-hum.

3 MR. KORESH: And, you know, a lot of people,
4 you know, they say that my ability in music is, is
5 quite above the norm.

6 HENRY: Um-hum.

7 MR. KORESH: And we've written a lot of
8 beautiful songs and stuff about the message and stuff.
9 But, you know, like I say it's just another prophecy
10 that gets kind of distorted because of the way the
11 world's attitude is. But nevertheless, this guy grabs
12 my fingers and he's like he is breaking my fingers, my
13 -- you know, grabs my finger, sticks in this ink,
14 smash, you know, I'm "Ah." Grabs it and puts it on a
15 piece of paper and smash. And I go, I go, "Sir, excuse
16 me, please." He goes, "What?" And I go, "Could you be
17 just a little more gentle?" He looks at me kind of
18 funny like, huh? You know, like aren't you a tough
19 guy?

20 HENRY: Um-hum.

21 MR. KORESH: But anyway, we went to this
22 cell. Now, we go into the cell and like, you know, our
23 hearts are thumping, you know?

24 HENRY: Um-hum.

25 MR. KORESH: This is a new era.

HENRY: Um-hum.

1 MR. KORESH: This is a new experience for me,
2 you know? No matter how many times you may or may not
3 live, it's always new and exciting.

4 HENRY: Sure.

5 MR. KORESH: So we go into these big iron
6 things. And they sent some of those younger guys into
7 one. And we were in jail with these guys that were all
8 wearing yellow ribbons. Now, you know what a yellow
9 ribbon is, don't you?

10 HENRY: Not in Waco, no.

11 MR. KORESH: It's a felony.

12 HENRY: Okay.

13 MR. KORESH: And a felony is like murder --

14 HENRY: Um-hum.

15 MR. KORESH: -- you know? Or attempted
16 murder or something to do with something bad, bad --

17 HENRY: Um-hum.

18 MR. KORESH: -- okay? So there's guys in
19 there, boy, and I'm talking about they, they are like
20 tough looking guys.

21 HENRY: Um-hum.

22 MR. KORESH: But they're all in there and we
23 come in. They're like all like, you know, side-by-side
24 down like this hallway, this run. And they're going,
25 Yeah, yeah, come on -- some black guys, Come on down
here, we all, we all done cleared out a room just for

1 | you guys, you know?

2 | HENRY: Um-hum.

3 | MR. KORESH: And they treated us with such
4 | respect and they treated us with such decency. And
5 | they were kind of like standing back from us, you know?

6 | HENRY: Um-hum.

7 | MR. KORESH: Well, we didn't know -- we
8 | thought, well, you know, we was going to get in there
9 | and get a lot of trouble, right? But these guys were
10 | just so nice. What had happened was, on the news they
11 | had played on the news that eight PLO terrorists had
12 | assaulted Mount Carmel Center.

13 | HENRY: Oh, okay.

14 | MR. KORESH: Now, that was on -- and, and
15 | these guys were watching this and they thought we were
16 | real professional killers --

17 | HENRY: Um-hum.

18 | MR. KORESH: -- terrorists.

19 | HENRY: Sure.

20 | MR. KORESH: And they treated us with the
21 | best of rest. If that had not been played you know
22 | what would have happened to us? But anyway, what
23 | happened was is that when we did get in there they
24 | found out, you know, a couple of three days or so or in
25 | the time that most of the guys stayed in there, that we
 | weren't nothing but sincere individuals that were not

1 going to stand by and let somebody dig up grandma.

2 HENRY: Um-hum.

3 MR. KORESH: And we started giving Bible
4 studies and those preachers down there started getting
5 angry because when, when they'd come in on Sunday
6 morning to, to make their little statements to the
7 preachers -- to the, to the prisoners --

8 HENRY: Um-hum.

9 MR. KORESH: -- they were starting to meet
10 with questions from the Bible that they couldn't --

11 HENRY: Answer.

12 MR. KORESH: -- answer.

13 HENRY: Yeah.

14 MR. KORESH: And so, you know, over in the
15 older cell there was a guy named Red. He was in there.
16 He, he had murdered two people. And, you know,
17 Floyd -- anyway, when we, when we left that facility,
18 and I also brought this up to the attention of some
19 people here --

20 HENRY: Um-hum.

21 MR. KORESH: -- you know, that, you know,
22 that even if we end up going to prison that remember
23 God could even work in the prisons too --

24 HENRY: Exactly.

25 MR. KORESH: -- just like he did in Waco.

HENRY: Exactly.

1 MR. KORESH: I told them, I said, Well,
2 look -- I said, When, when we left that prison some of
3 the Sheriffs Department group there stated very clearly
4 that they had never had such an orderly conduct in
5 those jail cells than what they had when we were there.

6 HENRY: That's right. And that's probably
7 what's going to happen, you know, when, when, when you
8 walk out of there. That's probably what's going to
9 happen.

10 MR. KORESH: Well, there is a truth that,
11 that sets men free even though they're, they're in
12 prisons or wherever they find themselves in.

13 HENRY: That's right.

14 MR. KORESH: And Jeremiah was put into
15 prison, Paul, I mean, you know, things appear to be one
16 way.

17 HENRY: That's right.

18 MR. KORESH: You know, David of old was a
19 warrior but like I say, you know, he ended up being
20 exiled from his own country. These are realities of
21 life that while we're living we need to always
22 experience life as it presents itself --

23 HENRY: Exactly.

24 MR. KORESH: -- and know where we're coming
25 from.

HENRY: That's right.

1 MR. KORESH: Now myself in these experiences,
2 I have had a direction, but in order to be a proper
3 judge I also have to have an experience.

4 HENRY: Um-hum.

5 MR. KORESH: So that I can look at a man one
6 day and say, well, I know where he's coming from
7 because in my experience I have experienced thus and
8 thus.

9 HENRY: Exactly.

10 MR. KORESH: So, somebody can have all the
11 right intention in the world and it turn out to become
12 wrong and misjudged.

13 HENRY: Um-hum.

14 MR. KORESH: That's why the judgments of God
15 are far more sophisticated than judgments of men.

16 HENRY: Um-hum.

17 MR. KORESH: But anyway, so you see, when it
18 all came down to it when everything was said and done,
19 when they put a \$50,000 bond on each one of us -- can
20 you imagine that?

21 HENRY: Yeah. Well --

22 MR. KORESH: A person, \$50,000 bond a -- did
23 you know there were guys in there that was their second
24 time murder and do you know that their bond was
25 \$12,000?

HENRY: Phew. That's --

1 MR. KORESH: Can you imagine that, Henry?

2 HENRY: -- that's amazing. That's really
3 amazing.

4 MR. KORESH: I had to get \$5,000 apiece.

5 HENRY: Sure.

6 MR. KORESH: And the only reason why that we
7 was -- even could find a bondman is because after
8 awhile people began to realize that we weren't what
9 people were saying we were.

10 HENRY: Sure, but it took time.

11 MR. KORESH: Huh?

12 HENRY: But it took time.

13 MR. KORESH: I'm sorry, I didn't understand.

14 HENRY: But it probably took some time.

15 MR. KORESH: Oh, yeah. Well see, I had to
16 pay the \$5,000, Paul paid the \$5,000, another guy paid
17 the \$5,000. Well actually, you know, we paid it. And,
18 you know, it's like, phew, \$15,000 already out the
19 pocket --

20 HENRY: Um-hum.

21 MR. KORESH: -- and nothing's gotten done
22 except we're outside, you know, trying to work on
23 getting the other guys out.

24 HENRY: Um-hum.

25 MR. KORESH: And we're trying to -- now see,
I, I kept going down there to the, to the D.A.'s

1 office --

2 HENRY: Um-hum.

3 MR. KORESH: -- because I wanted to know what
4 was going on.

5 HENRY: Um-hum.

6 MR. KORESH: They wouldn't let me talk with
7 Thorn or any of the Sheriff's Department. You know, I
8 wanted to know what was happening.

9 HENRY: Um-hum.

10 MR. KORESH: You know, and, and come to find
11 out, do you know -- when that took place do you know
12 where the casket was?

13 HENRY: Where?

14 MR. KORESH: Right beside that tree where
15 George had ran to in that (indiscernible) shed.

16 HENRY: (Laughter) That's amazing, huh?

17 MR. KORESH: You see? So, so they had moved
18 it.

19 HENRY: Um-hum.

20 MR. KORESH: Okay. So what happened was is
21 that all of the -- they, they charged us for attempted
22 murder and conspiracy to murder. And anyway, Gary
23 Coker wanted to take the case. He's a fine man here in
24 Waco --

25 HENRY: Um-hum.

MR. KORESH: -- Mr. Coker. And he, he was

1 surprised. He thought it was going to be just a real
2 easy case.

3 HENRY: Um-hum.

4 MR. KORESH: So he -- I think he did it
5 for -- I don't know, but it came out -- per person it
6 came out a very reasonable attorney's fee.

7 HENRY: Okay.

8 MR. KORESH: You know, very reasonable. But
9 he took the case and he came in and he wanted to talk
10 with me. And he didn't talk with many of the guys
11 because he figured that in all analogies he already
12 knew his plan of, of, of defense.

13 HENRY: Strategy? Um-hum.

14 MR. KORESH: Yeah. So, what happened was is
15 that we went to court and, and, you know, our case took
16 two weeks? And even the, the D.A. would not -- okay,
17 for instance, this is some of the things that happened.
18 The judge was a visiting judge because during the same
19 time there was another trial that Vick Fasel was
20 doing --

21 HENRY: Um-hum.

22 MR. KORESH: -- about a man that was accused
23 of burning two of his children in a, a, a back garage.

24 HENRY: Um-hum.

25 MR. KORESH: Okay. So anyway, what happened
was is that the District Attorney would, would, would

1 | hire these professional analysts to analyze certain
2 | things. Like this one guy was a professional in
3 | regards to paramilitary weaponry and tactics.

4 | HENRY: Um-hum.

5 | MR. KORESH: So object number one, they
6 | presented to the jury some bailing wire. And what
7 | happened was is that Shaba stands in front of the jury
8 | and says, now -- he's talking to this guy and says,
9 | Now, now, possibly -- this was taken from the prisoners
10 | here. Now, what was this used for do you think? What
11 | was this intended for and its intended use?" And the
12 | guy goes on to explain that in certain paramilitary
13 | groups it's known that, you know, such a wire is used
14 | for strangling, for, you know, suppressing oxygen to
15 | the person by wrapping around it's neck. And he goes,
16 | Can you kind of illustrate how this might be done? So
17 | the guy gets up from the thing, walks down in front of
18 | the jury, grabs this wire and puts it around Shaba's
19 | neck and -- you know, this is, this is extreme, right?

20 | HENRY: Right.

21 | MR. KORESH: And so the jury's like going
22 | (indiscernible) and their eyes are getting real big,
23 | right?

24 | HENRY: Uh-huh.

25 | MR. KORESH: And so anyway, they also, they
also had some -- a red piece of shirt --

1 HENRY: Um-hum.

2 MR. KORESH: -- several pieces of, of red
3 checkered shirt there.

4 HENRY: Um-hum.

5 MR. KORESH: And Shaba is saying, Now, what
6 might this possibly be used for? And he says, Well,
7 usually through different means whether simple or
8 complex, such things or items can be used as, as
9 signaling devices, things to signal a, a movement or a,
10 a preconceived intention, you know." And so the jury
11 is like well, wow, you know, all these neat
12 paraphernalias here. So anyway, so I was there talking
13 to my attorney --

14 HENRY: Um-hum.

15 MR. KORESH: -- and saying, Well, what is
16 going on here?

17 HENRY: Um-hum.

18 MR. KORESH: And so I was telling him what
19 these things were used for. So anyway, Shaba makes his
20 points and then it's time for the next lawyer --
21 witness -- you know, witness -- examine the witness.

22 HENRY: Um-hum, um-hum.

23 MR. KORESH: And so what happened at that
24 time is that Paul Fatta is there on the, on the stand
25 and, and Shaba is asking him. He says, Well, Mr.
Fatta, is it not true that, that you were using these

1 | things for signaling devices? Isn't -- the way you
2 | communicated to everybody in regards to the way you'd
3 | move on the property and, you know, you would flank Mr.
4 | Roden and, and, and kill him? And he goes, No, sir,
5 | that is not true. He goes, Well, just what is the
6 | truth about this then? And Paul goes, Well, do you
7 | really want to know? And the jury kind of like -- I
8 | mean, the judge kind of like, you know, looked at him
9 | and says (indiscernible) you know (indiscernible) made
10 | a statement to him and Shaba goes, Oh yes, I would like
11 | to know. And he goes -- Paul goes, Toilet paper.

12 | HENRY: (Laughter)

13 | MR. KORESH: And Shaba looks at him kind of
14 | funny. He goes, Would you, would you explain that?
15 | And Paul says, We were down at the barn, we'd been out
16 | all night. Some of the guys needed to relieve
17 | themselves --

18 | HENRY: (Laughter)

19 | MR. KORESH: -- and all we found down there
20 | was an old shirt. So we tore the shirt up and we gave
21 | it to the different guys in case they had to relieve
22 | themselves for toilet paper.

23 | HENRY: Uh-huh.

24 | MR. KORESH: And he goes, Toilet paper. And
25 | he's got the thing and he's holding it up in front of
 | Paul, right?

1 HENRY: Um-hum.

2 MR. KORESH: And he just -- like a comedy
3 show, he just like -- he goes, Toilet paper. And he
4 just drops it like yech.

5 HENRY: Yeah.

6 MR. KORESH: I mean, but you know, this is,
7 this is life and death stuff here. So then what
8 happens was is now, he -- so he, he questions about
9 the, the, the, the wire there, what was it used for?
10 Why would this stuff be found? And so then what
11 happened was is Mr. Gary Coker says, you know, he,
12 he -- he intervened.

13 HENRY: Um-hum.

14 MR. KORESH: And they asked Stan Silva which
15 is a real, real short guy --

16 HENRY: Um-hum.

17 MR. KORESH: -- to stand up.

18 HENRY: Um-hum.

19 MR. KORESH: And he, and he said, Mr.
20 Silva -- because they had all of our hunting -- they
21 call them army fatigues but they're not. They're K-
22 Mart, you know, some of them were just green. They're
23 for like weather. They're, they're just jump suits is
24 what they are.

25 HENRY: Uh-huh.

MR. KORESH: Some of were camouflage, some of

1 | them were just straight green.

2 | HENRY: Um-hum.

3 | MR. KORESH: And he goes, Mr. Silva, can you
4 | identify from this collection of garments here which
5 | garment you were wearing on the night of this -- or the
6 | day of this thing that took place? And, yeah, because,
7 | you know, he, he saw and he, he had the, the thing on
8 | the back of it, you know. Plus there was a tear he got
9 | from -- the barbed wire. He says, Well, would you
10 | please put this on? So Stan -- and this, this jump
11 | suit was borrowed. Stan put it on and he looks at the
12 | jury and he says, Now, is there something interesting
13 | or unique about the sizing of this garment? The thing
14 | was like four or five inches longer in the legs than
15 | what this guy needed.

16 | HENRY: Um-hum.

17 | MR. KORESH: He says, Well, what could you
18 | possibly use this barbed wire here for -- I mean, this,
19 | this wire here for? And he goes, Well -- he says, for
20 | the reasons I used it. And he, and he says, Can you,
21 | can you show me? And the same piece of wire which had,
22 | which had been wrapped around and around, Stan pulled
23 | up the bottom of the pants like he had them before,
24 | tucked them over and wrapped the wire around and around
25 | them to make them short so they wouldn't fall down
 | below his shoes.

1 HENRY: Oh, okay.

2 MR. KORESH: You see, now all of this took
3 place. And, and the judge started getting furious
4 because Shaba never would -- everything that they
5 questioned us we answered.

6 HENRY: Um-hum.

7 MR. KORESH: And it was just, it was just so
8 obvious. You know, oh, Dickerson, he looked like a
9 ghost. For being a black lieutenant --

10 HENRY: Um-hum.

11 MR. KORESH: -- when he came to the, to the,
12 to the witness stand --

13 HENRY: Um-hum.

14 MR. KORESH: -- you could tell he was, he was
15 sick, you know, because he knew what our conversation
16 was, he knew what was happening. Anyway, we finally
17 did get an injunction against George and we finally did
18 move on to the property.

19 HENRY: Um-hum.

20 MR. KORESH: Now, when we got on this
21 property all the pornography that was on here -- oh,
22 that wasn't the big thing. The big thing was is where
23 Donny Joe Harvey, which he fled when, when all the
24 sheriffs and all them came in.

25 HENRY: Um-hum.

MR. KORESH: Donny Joe Harvey, he had like

1 | Coke machines out here --

2 | HENRY: Um-hum.

3 | MR. KORESH: -- that had been stolen from
4 | Waco.

5 | HENRY: Um-hum.

6 | MR. KORESH: Well, I didn't know then, but
7 | Coke machines, some part of them are used for making a
8 | certain kind of drug.

9 | HENRY: Drug?

10 | MR. KORESH: Right.

11 | HENRY: Uh-huh.

12 | MR. KORESH: Something to do with the
13 | condenser or -- anyway -- but anyway, he also had --
14 | they had just lots and lots of needles, syringes. See,
15 | we went though the whole place, had to clean it up.

16 | HENRY: What not?

17 | MR. KORESH: Huh?

18 | HENRY: I didn't hear that part.

19 | MR. KORESH: We had to go through the whole
20 | place and clean it up when we --

21 | HENRY: Okay.

22 | MR. KORESH: -- first got back on the
23 | property.

24 | HENRY: Um-hum.

25 | MR. KORESH: Okay, because see, some of us
were already released because we paid the, we paid

1 the --

2 HENRY: Posted the bond?

3 MR. KORESH: Posted the bond, right.

4 HENRY: Uh-huh.

5 MR. KORESH: Okay. I turned in at least a, a
6 catalog of at least 30 to 40 sheets of notebook paper
7 typed and, typed and handwritten that had nothing but
8 the subject matter of how to make illegal drugs. And
9 the main one was the, the, the process and
10 manufacturing of methamphetamine.

11 HENRY: Okay.

12 MR. KORESH: And I turned it in to the
13 Sheriff's Department.

14 HENRY: Um-hum.

15 MR. KORESH: And, you know, none of that
16 stuff came up?

17 HENRY: You're kidding?

18 MR. KORESH: It -- no, I'm not kidding. Not
19 any of that stuff came up in our trial. Well,
20 afterwards, after the case, after they went two weeks
21 which they were saying was about a week and a half too
22 long --

23 HENRY: Um-hum.

24 MR. KORESH: -- for our case --

25 HENRY: Sure.

MR. KORESH: -- we got out and people from

1 | all over Waco came up to me and they were telling me
2 | that the reason why they was trying to hook us was
3 | because the District Attorney's office and certain
4 | people in the bureaucracy downtown, now this is just
5 | hearsay --

6 | HENRY: Um-hum.

7 | MR. KORESH: -- except for the investigations
8 | of, you know, some of Vick Fasel's secretaries and
9 | stuff like that that got busted?

10 | HENRY: Um-hum.

11 | MR. KORESH: You remember all that I'm sure.

12 | HENRY: Um-hum.

13 | MR. KORESH: He's always been under
14 | (indiscernible) investigation -- remember the cocaine
15 | deal --

16 | HENRY: Oh, okay.

17 | MR. KORESH: -- where he was caught with coke
18 | and all that?

19 | HENRY: Um-hum.

20 | MR. KORESH: You know, he gets paybacks and
21 | stuff from the drug manufacturers out through here for
22 | not hassling them.

23 | HENRY: Oh, okay.

24 | MR. KORESH: So, you know, that was one of
25 | the things that we messed up when we came out and did
all that --

1 HENRY: Okay.

2 MR. KORESH: -- was that we, we messed up --

3 HENRY: I see what you're saying.

4 MR. KORESH: -- another, another place for
5 them to make these drugs.

6 HENRY: Sure. I see what you're saying.

7 MR. KORESH: You know, and they were saying
8 the place is perfect out here because --

9 HENRY: Sure.

10 MR. KORESH: -- you know, you can see all
11 around and all that and --

12 HENRY: Um-hum.

13 MR. KORESH: -- and the houses and
14 everything.

15 HENRY: And it's far enough away I guess.

16 MR. KORESH: Yeah.

17 HENRY: Yeah, that makes sense.

18 MR. KORESH: So, you know --

19 HENRY: Um-hum.

20 MR. KORESH: -- that, that was the whole
21 thing.

22 HENRY: Um-hum.

23 MR. KORESH: So, you know, we expected in the
24 minimal that all of that actually -- we actually hoped
25 to have been heroes.

HENRY: Um-hum.

1 MR. KORESH: I mean, you know --

2 HENRY: Well, you know, as, as bad as the --

3 MR. KORESH: But we were bad guys though.

4 HENRY: Yeah, well, bad as the judicial
5 system is, it's, it's the best that there is in the
6 world and thank --

7 MR. KORESH: Not, not the judicial system --

8 HENRY: -- and thank God that, you know --

9 MR. KORESH: -- the people misusing the
10 system --

11 HENRY: Well, that's true --

12 MR. KORESH: -- in some degree.

13 HENRY: -- that's true, that's true. But,
14 you know, justice was, was served in this case. Okay.
15 Let me ask you this: what time are you going to give me
16 Kevin?

17 MR. KORESH: Well, I think, I think -- what
18 time is it now?

19 HENRY: I think it's like 1:25.

20 MR. KORESH: Okay. Once, once it, once it,
21 gets light we'll send him out. Now, here's another
22 thing I was talking to Jim about.

23 HENRY: Okay. Let me ask you this.

24 MR. KORESH: Right.

25 HENRY: I'll, I'll call you, I'll call you
and if you're asleep tell -- ask somebody there that

1 | it's okay to wake you up because when I call you --

2 | MR. KORESH: Oh, that's --

3 | HENRY: -- because when I call you and you're
4 | asleep everybody's afraid for goodness sakes.

5 | MR. KORESH: What are they afraid for?

6 | HENRY: I don't know. They don't want to
7 | wake you up.

8 | MR. KORESH: Well, because I probably don't
9 | get as much sleep as, you know --

10 | HENRY: Well, but you've been resting now,
11 | right?

12 | MR. KORESH: Yeah, this is the first time
13 | I've gotten a lot of sleep.

14 | HENRY: Well, okay, well, good. I'm glad to
15 | hear that. I'm glad to hear that.

16 | MR. KORESH: I mean, I can't say it's a lot.
17 | I don't, I don't know, it's --

18 | HENRY: Well, yeah, that's true.

19 | MR. KORESH: I'm not wearing a watch, you
20 | know?

21 | HENRY: Yeah.

22 | MR. KORESH: But here's, here's another deal.
23 | Now, listen to me, Henry.

24 | HENRY: Okay.

25 | MR. KORESH: Around the perimeter of the --

 HENRY: Um-hum.

1 MR. KORESH: -- property -- now, I've talked
2 to Jim about this. Now, some of the law-enforcement
3 agencies -- hello?

4 HENRY: Yeah.

5 MR. KORESH: Okay. They, they left their
6 firearms here.

7 HENRY: Firearms?

8 MR. KORESH: Yeah, their, their pistols.

9 HENRY: What are you talking about?

10 MR. KORESH: Well, I'm saying some of the,
11 some of the agents Sunday when they took them away --

12 HENRY: Uh-huh.

13 MR. KORESH: -- they left their firearms
14 here --

15 HENRY: Okay.

16 MR. KORESH: -- on the ground and stuff.

17 HENRY: Yeah.

18 MR. KORESH: Now, I want to know how I can
19 return these to you guys.

20 HENRY: You have them?

21 MR. KORESH: Yes.

22 HENRY: Well, just leave them there. Just
23 leave them there, you know, and when everybody walks
24 out, you know, we'll, we'll clear them.

25 MR. KORESH: Well, that's what Jim says.

HENRY: Yeah.

1 MR. KORESH: But like I say, you know,
2 it's --

3 HENRY: Yeah.

4 MR. KORESH: -- it's -- you know, I, I
5 suggested what I would do is I would, you know, take
6 the uppers off of them, you know --

7 HENRY: Yeah.

8 MR. KORESH: -- and send, send the, send the
9 uppers, you know.

10 HENRY: No, we, we -- don't, don't send any
11 weapons out because, you know, people will get
12 confused. We don't want --

13 MR. KORESH: Well, that's why, that's why I
14 wanted --

15 HENRY: -- any confusion.

16 MR. KORESH: -- you to, to know ahead of
17 time.

18 HENRY: Well, I appreciate, I appreciate your
19 telling me that, you know.

20 MR. KORESH: And then I was going to send the
21 lowers with like another kid.

22 HENRY: No, no, no, don't do that.

23 MR. KORESH: All right.

24 HENRY: Don't do that because --

25 MR. KORESH: No problem.

HENRY: -- you know, people, you know,

1 | they'll, they'll say see, his intention was this, his
2 | intention -- just leave them there.

3 | MR. KORESH: All right.

4 | HENRY: Just leave them there and then when
5 | we clear the place we'll clear it.

6 | MR. KORESH: No problem.

7 | HENRY: Okay. I want you to be thinking in
8 | terms of -- and I think you're very well prepared, I
9 | honestly believe that you're very well prepared to, you
10 | know, come out when you feel the time is right for you
11 | to come out.

12 | MR. KORESH: Well, we're looking to the
13 | throne aren't we?

14 | HENRY: Yes. So --

15 | MR. KORESH: Have you had God talked to you
16 | before?

17 | HENRY: What?

18 | MR. KORESH: Have you ever had God talk to
19 | you before?

20 | HENRY: I believe so.

21 | MR. KORESH: What did he say to you?

22 | HENRY: In some ways he has said do the right
23 | thing, treat everybody in such a fashion that
24 | regardless of, of what they've done -- like I've worked
25 | a lot of bank robberies, and --

 MR. KORESH: Oh, really?

1 HENRY: -- and, and you, you know, some of
2 these, some of, some of the bank robbers that I've
3 worked with, they haven't been the best people, right?

4 MR. KORESH: Huh.

5 HENRY: I mean, some of the, some of the,
6 some of the stuff that -- but everybody -- a lot of the
7 arrests that I've been involved in have been early-
8 morning arrests. You know, by the time you process the
9 individual and what-not he's hungry, he has anything to
10 -- you know, had anything to eat. They're still human
11 beings, they still need to eat, they still need to be
12 taken care of. So --

13 MR. KORESH: Right.

14 HENRY: So, you know, I try to treat
15 everybody -- and I feel that this is something not that
16 comes from me, you know, but that it comes from God, so
17 that people can be treated in a -- the right way. So
18 that because, you know, as he said, whatever you do the
19 least of my brothers you do unto me. So --

20 MR. KORESH: That's what he says isn't it?

21 HENRY: Exactly. So, I feel that it's
22 important to treat people -- you know, or even like if
23 you see somebody that drinks or whatever and he hasn't
24 had anything to eat, it's difficult for me in any case
25 to say no to him if he comes and asks me for money. I,
I, I have a -- not that I have difficulty: I don't like

1 | to say no to anybody.

2 | MR. KORESH: Well, that's good
3 | (indiscernible).

4 | HENRY: If they're in need, if, if they're in
5 | need, you know. So, I think that that's what we need
6 | to do.

7 | MR. KORESH: Well, like I say, give me a call
8 | in the morning then we'll get this underway. And I'll
9 | just, like I say, put these things out of the way, all
10 | right?

11 | HENRY: Well, you know, one of the things
12 | that, that we want to do is we want to follow his path.
13 | We want, we want to do the right thing.

14 | MR. KORESH: You mean the path of the just in
15 | Isaiah 26 --

16 | HENRY: Right.

17 | MR. KORESH: -- which is of rightness --

18 | HENRY: Um-hum.

19 | MR. KORESH: -- where the most high ways --
20 | and the path -- in the way of God's judgments?

21 | HENRY: Yes.

22 | MR. KORESH: That's those seven seals.

23 | HENRY: Um-hum. See, and that word needs to
24 | get out. And I think that you have been primed and you
25 | are ready to come out and let everybody know or let
everybody hear the word that you need to convey to

1 everybody just like you convey to everybody there and
2 just like we've talked about. This is not the -- this
3 is in a simple fashion, this is in simple terms so that
4 everybody can understand.

5 MR. KORESH: Yeah. It is simple for those
6 that have ears to hear.

7 HENRY: Yes.

8 MR. KORESH: We're learning something tonight
9 aren't we?

10 HENRY: Yes, we certainly are.

11 MR. KORESH: And we don't want God's chariots
12 to come and burn us do we?

13 HENRY: I'm sorry?

14 MR. KORESH: We don't want God's chariots to
15 come and burn us do we?

16 HENRY: That's right. You know --

17 MR. KORESH: It's kind of like, you know,
18 you'd, you'd think that -- you know, it's neat how that
19 these, these tanks can zero right in on a target --

20 HENRY: Um-hum.

21 MR. KORESH: -- I mean, just like right in on
22 target. They could shoot a fly off of a, you know, off
23 of a, a fence post --

24 HENRY: Um-hum.

25 MR. KORESH: -- with a 25 millimeter.

HENRY: Um-hum.

1 MR. KORESH: That's neat.

2 HENRY: Well, you know, God can inspire me
3 and he can inspire you and he can inspire both of us
4 and in talking to each other I think we come to, to not
5 just understand one another, but understand other
6 things that are important and significant and that we
7 need to understand. I don't -- you know, I
8 don't -- you've alluded to at, at certain times that,
9 you know, that we're enemies and things of that type.

10 MR. KORESH: Well, it's just a natural course
11 in regards to regards to the spirit and flesh.

12 HENRY: Um-hum.

13 MR. KORESH: And those that are born of the
14 spirit are those who are both of the truth of God.

15 HENRY: Um-hum.

16 MR. KORESH: Now, you cannot know in the
17 flesh where I come from, you cannot know me in the
18 flesh.

19 HENRY: Um-hum.

20 MR. KORESH: You can't look into my head and
21 know where I'm coming from, so therefore you're of the
22 world, you're carnal.

23 HENRY: Um-hum.

24 MR. KORESH: But if you will open your eyes
25 and open your ears and receive of the spirit of words,
then you'll see by words, another form of communication

1 --

2 HENRY: Um-hum.

3 MR. KORESH: -- and by sight looking in
4 scripture --

5 HENRY: Um-hum.

6 MR. KORESH: -- you'll see that where I come
7 from. I come from an understanding --

8 HENRY: Um-hum.

9 MR. KORESH: -- that's higher than what you
10 ever perceived.

11 HENRY: Right.

12 MR. KORESH: And as the heaven is higher than
13 the earth so are my ways higher than your ways.

14 HENRY: Um-hum.

15 MR. KORESH: And when it comes down to it,
16 the judgments of God shall stand.

17 HENRY: That's right.

18 MR. KORESH: And the world is being given an
19 opportunity at the present to just judge one thing.

20 HENRY: Um-hum.

21 MR. KORESH: And God is taking consideration
22 and taking, you know, proper account of every thought
23 and every word proceeding out of the, the sons of men
24 right now.

25 HENRY: Um-hum. See --

MR. KORESH: Psalm 45 --

1 HENRY: Um-hum.

2 MR. KORESH: -- the first seal, is it or is
3 it not?

4 HENRY: Um-hum. Well --

5 MR. KORESH: So anyway, let's, let's -- I
6 mean, you know, my voice is coming up better and all
7 that, but if it's at all possible, you know, if you
8 could let me just -- it's getting kind of cold here
9 too.

10 HENRY: Okay. Well, I feel that this meeting
11 has been most worthwhile, it has been for me. I think
12 that, that we're growing by the, by the truths that
13 we're seeing. I, I know it impacts me. I hope that,
14 that some of the things that you say impact you in such
15 a fashion that you will see what you need to see, feel
16 what you need to feel, hear what you need to hear so
17 that at the right moment you'll do what you need to do.

18 MR. KORESH: Right.

19 HENRY: Okay.

20 MR. KORESH: I'm ready and willing.

21 HENRY: Okay. Now, we will see Kevin
22 hopefully in the morning.

23 MR. KORESH: Yeah. Give me a call and we'll
24 send him out.

25 HENRY: Okay, and you're going to tell Steve
that if you're asleep --

1 MR. KORESH: Wake me up.

2 HENRY: -- or Rachel to wake you up. Because
3 what I'll do is I'll call you and if you're asleep
4 they're going to be hesitant, I know that --

5 MR. KORESH: Well, look, I'll tell you what.
6 I'll leave the phone right here by me then --

7 HENRY: Oh, okay.

8 MR. KORESH: -- instead of moving it down,
9 all right?

10 HENRY: Okay. Now, how -- when I spoke to
11 you at some point, I guess it was yesterday, you told
12 me that you were numb because you couldn't move and
13 whatnot.

14 MR. KORESH: All right. Well, what I, what I
15 started -- since the, since the blood's stopping --

16 HENRY: Uh-huh.

17 MR. KORESH: -- what I've started to do is
18 that, of course when I originally went down, remember I
19 was on the floor, a hard floor --

20 HENRY: Um-hum.

21 MR. KORESH: -- you know, and I -- you know,
22 I couldn't, I couldn't shift -- I didn't know how to
23 shift my weight at first.

24 HENRY: Yes. Now can you actually move your
25 legs?

MR. KORESH: I can move my right leg and my

1 left leg, I can move it forward and move it back a
2 little bit with some pain and I'm doing it as I'm
3 telling you about it.

4 HENRY: Uh-huh.

5 MR. KORESH: But like I say, you know, the,
6 the senses are coming back.

7 HENRY: Good.

8 MR. KORESH: The -- you know, the pain
9 spectrum has, has changed from the, from the numb hurt
10 to a more sharper identifiable pain which means the
11 nerves are wakening up now.

12 HENRY: Okay.

13 MR. KORESH: You know, the initial shock
14 is -- you know, like I say, you know, when, when you
15 see the bullet hole and everything, you know, it, it,
16 it went in from like a side, hit the top part of my
17 hip --

18 HENRY: Um-hum, um-hum.

19 MR. KORESH: -- bone and, and spun around and
20 came out through the back.

21 HENRY: Okay.

22 MR. KORESH: So, you know, it's like -- you
23 know, it's -- it didn't hit any of the, any of the
24 vital inside -- like if it hit my colon I'd be dead
25 now.

HENRY: Sure.

1 MR. KORESH: So, you know --

2 HENRY: Sure.

3 MR. KORESH: So, we're still with you.

4 HENRY: Well, good, good. Okay.

5 MR. KORESH: And --

6 HENRY: As I said, I think that this has been
7 a good meeting.

8 MR. KORESH: Well, I've enjoyed it.

9 HENRY: If -- just in case that, that Rachel
10 moves the, the phone after you're asleep you tell
11 Rachel to, to wake you, okay?

12 MR. KORESH: All right.

13 HENRY: Okay.

14 MR. KORESH: Okay. Hey, Jamie? In the
15 morning -- no, no, no, don't move this phone, have
16 anybody move it. Okay? I got a call coming in the
17 morning. It's going to be Henry. So wake me up.

18 HENRY: What time is, is a good time? As
19 soon as it starts to, to lighten up?

20 MR. KORESH: Usually around 6:30 to 7
21 o'clock.

22 HENRY: Okay.

23 MR. KORESH: Okie doke? And that'll be a
24 good time.

25 HENRY: Okay. I may call you a little bit
before that just to make sure that we get everything

1 squared away.

2 MR. KORESH: Yeah well, you know, we, we got
3 the procedure already down.

4 HENRY: Okay. Okay.

5 MR. KORESH: Just, just give us, you know, a
6 decent light to where he can, he can, he can walk out
7 there, okay?

8 HENRY: Okay.

9 MR. KORESH: Okie doke.

10 HENRY: It's been good talking to you.

11 MR. KORESH: Nice with you too.

12 HENRY: You take good care.

13 MR. KORESH: Bye-bye now.

14 HENRY: Okay. Bye-bye.

15 (Tape ends.)

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UNITED STATES DEPARTMENT OF THE TREASURY
BUREAU OF ALCOHOL, TOBACCO & FIREARMS

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TAPE #38

March 4, 1993

1 (Telephone ringing)

2 MR. KORESH: Hello? Hello? Hello? Hello?

3 HENRY: Good morning.

4 MR. KORESH: Yes.

5 HENRY: How are you this morning?

6 MR. KORESH: Well, let me check. Cold.

7 HENRY: Are you cold?

8 MR. KORESH: Yeah. Say, Henry?

9 HENRY: Um-hum.

10 MR. KORESH: Yeah.

11 HENRY: How do you feel, other than cold?

12 MR. KORESH: Well, I feel all right. I just
13 -- kind of chilly.

14 HENRY: Um-hum.

15 MR. KORESH: Okay. All right. What time is
16 it?

17 HENRY: 6:30.

18 MR. KORESH: 6:30. Okay. Once it gets, once
19 it gets light outside Kevin is going to be out, all
20 right?

21 HENRY: Okay.

22 MR. KORESH: It's still dark now.

23 HENRY: Okay.

24 MR. KORESH: I thought it was -- I thought it
25 got light earlier.

HENRY: Is it still dark out there?

1 MR. KORESH: Yeah. Sherrie? Sherrie? What
2 time does it get light outside? Huh? Oh, about
3 another say, 10, 15 minutes I guess then, huh? All
4 right.

5 HENRY: Okay.

6 MR. KORESH: Okay.

7 HENRY: Do you want me to call you back in
8 just a little bit?

9 MR. KORESH: Yeah. We're, we're just going
10 to, we're just going to get little Kevin and stuff and
11 get him ready.

12 HENRY: Okay.

13 MR. KORESH: Okay. Thanks a lot.

14 HENRY: Okay. Well, I'll call you back in
15 just a little bit.

16 MR. KORESH: Okay.

17 HENRY: Okay.

18 MR. KORESH: Bye.

19 HENRY: Bye-bye.

20 * * * * *

21 MR. SCHNEIDER: Hello?

22 HENRY: Hello.

23 MR. SCHNEIDER: Who --

24 HENRY: Steve?

25 MR. SCHNEIDER: Yes.

HENRY: Is David around?

1 MR. SCHNEIDER: Yes, just a moment.

2 HENRY: Thank you.

3 MR. SCHNEIDER: They're asking for you,
4 David. I guess he'll be right with you in a little
5 bit. Kevin will be out here in a little bit.

6 HENRY: Okay.

7 MR. SCHNEIDER: Let's see, what, what --
8 okay. Yeah, they're going to -- they'll keep you
9 posted. He's -- they're, they're getting him ready or
10 whatever I guess and then --

11 HENRY: How old is Kevin?

12 MR. SCHNEIDER: I believe he -- let's see, I
13 would think he's 10 or 11, I believe, 11 years old.

14 HENRY: Okay.

15 MR. SCHNEIDER: Yeah.

16 HENRY: Okay. Well, we'll kind of go in the
17 same fashion that we've been going. What's Kevin's
18 last name?

19 MR. SCHNEIDER: Jones.

20 HENRY: Jones. Okay. We'll do it just like
21 we, we did it yesterday. We'll, we'll follow that same
22 routine. I think it's been working out real good.

23 MR. SCHNEIDER: Okay.

24 HENRY: He, he can walk up to the armored
25 ambulance, okay?

MR. SCHNEIDER: All right.

1 HENRY: He's, he's, he's in good shape, but
2 as I say, he's not hurt or anything like that, right?

3 MR. SCHNEIDER: No, not at all.

4 HENRY: Okay, good.

5 MR. SCHNEIDER: No, he's fine.

6 HENRY: Good. Did you sleep okay?

7 MR. SCHNEIDER: Right. Well, yeah, I've,
8 I've had a pretty good sleep.

9 HENRY: Good, good.

10 MR. SCHNEIDER: Yeah.

11 HENRY: Had a real good conversation with
12 David.

13 MR. SCHNEIDER: Oh, good.

14 HENRY: I mean, a, a long conversation
15 with -- it went real well.

16 MR. SCHNEIDER: Good, good.

17 HENRY: Um-hum, um-hum.

18 MR. SCHNEIDER: When, when were you able to
19 talk with him?

20 HENRY: Last night.

21 MR. SCHNEIDER: Oh, I see, okay.

22 HENRY: Um-hum, um-hum.

23 MR. SCHNEIDER: That's right, I, I remember
24 it now, yeah.

25 HENRY: And then, and then --

MR. SCHNEIDER: Don't mind me, I, I'm a

1 little bit sleepy yet.

2 HENRY: Oh, yeah.

3 MR. SCHNEIDER: I'm just kind of -- dozed off
4 for about 10, 15 minutes there.

5 HENRY: Um-hum.

6 MR. SCHNEIDER: Okay.

7 HENRY: David is awake now though isn't he?

8 MR. SCHNEIDER: I believe so.

9 HENRY: Okay.

10 MR. SCHNEIDER: Yeah.

11 HENRY: Okay.

12 MR. SCHNEIDER: Just a minute.

13 HENRY: Okay.

14 (Indiscernible voice in background.)

15 MR. SCHNEIDER: Yeah, he says he'll be
16 talking. Pardon? He -- when he went to sleep he got
17 chilled and so he's going to -- he wants to get warmed
18 up here I guess.

19 HENRY: Oh, okay. Is it cold there?

20 MR. KORESH: Yeah, it, it was kind of a
21 chill.

22 HENRY: Uh-huh.

23 MR. SCHNEIDER: It's kind of cool.

24 HENRY: Um-hum.

25 MR. SCHNEIDER: So, yeah, they're, they're
getting him ready now.

1 HENRY: Um-hum.

2 MR. SCHNEIDER: He's I believe here
3 somewhere.

4 HENRY: Um-hum.

5 MR. SCHNEIDER: Pardon?

6 (Indiscernible voices in background.)

7 MR. SCHNEIDER: Yeah, they're checking now, I
8 guess.

9 HENRY: Okay.

10 (Indiscernible voices in background.)

11 HENRY: Once we get him here what we'll do is
12 we'll work on the same thing. That is to say, we'll,
13 we'll give a call back again so --

14 MR. SCHNEIDER: Okay, good.

15 HENRY: -- so he can talk to his mom and --

16 MR. SCHNEIDER: Right.

17 HENRY: -- everybody can feel comfortable
18 with, with the way things are going.

19 MR. SCHNEIDER: Okay. Here's, here's Sita.

20 HENRY: Oh, okay.

21 SITA: Who is it?

22 HENRY: Sita, this is Henry.

23 SITA: Oh, hi, Henry. Good morning.

24 HENRY: How are you? Good morning. How are
25 you?

SITA: I'm fine now.

1 HENRY: You sound real good.

2 SITA: Oh, thank you.

3 HENRY: Did you get a good night's sleep?

4 SITA: Yes.

5 HENRY: Well, good, good, good.

6 SITA: I just went to check on Kevin and he's
7 putting his shoes on.

8 HENRY: Oh, okay, good, good.

9 SITA: And he's trying to, trying to say
10 good-bye with the rest of the kids.

11 HENRY: Uh-huh. Well, that's important.
12 That's very important to the kids. In the setting that
13 you have there everybody becomes quite close to one
14 another and it's important for everybody to feel that,
15 that even though the separation may just be a temporary
16 separation, that they, that they have a chance to say
17 good-bye to one another.

18 SITA: Well, one of them he said, "I'll see
19 you later."

20 HENRY: Good.

21 SITA: (Laughter)

22 HENRY: (Laughter) Well, you know, that's
23 what we would like to continue. We'd like to continue
24 bring the, bring the kids out so that, so that
25 everybody can feel like they are going to be reunited.
You know, it's just a, a slow process but everybody's

1 going to be reunited, I really believe that. And if
2 you feel comfortable at, at some time we'd like to get
3 you out too because I think that, that a lot of people,
4 you know, are looking at you because -- you may not
5 feel this way, but I think it's very important, you
6 know, because everybody traditionally considers
7 Hispanics and considers Orientals to be very close to
8 their, to their family and it's so, it's true. And I
9 think it's very important and if -- I think if you were
10 to come out to rejoin your, your children I think a lot
11 of people would have a lot of, of respect for you and
12 would not -- you know, you wouldn't lose any respect
13 or, or anything like that. And you, you are considered
14 a leader, I think.

15 SITA: Me?

16 HENRY: Yes. Well, you're an important
17 person for goodness sakes, you know? Your, your
18 children are important to you. I think everybody
19 realizes that. And when, when a person is considered a
20 -- an important person, you know, you're considered a
21 leader.

22 SITA: Well, I'm not an important person.
23 I'm, I'm not a leader, that's for sure.

24 HENRY: Well, of course you are. Why do you
25 say that?

SITA: I just don't.

1 HENRY: What, what you've been doing is
2 you've been facilitating the moving of, of the kids.
3 You know, it takes somebody with leadership to, to
4 accomplish something like that. I mean, you could have
5 just sat back but you didn't.

6 SITA: No, I --

7 HENRY: I think it's helpful.

8 SITA: I think God gave me the courage to --

9 HENRY: Well --

10 SITA: -- do what I have to do.

11 HENRY: -- absolutely, absolutely. It takes
12 courage, determination and, and faith in God which is
13 all -- you know, all attributes that you have. I think
14 a lot of times we tend to underestimate, you know, what
15 we can do and our abilities and what -- I -- you know,
16 I think you've got a lot of courage and a lot of
17 determination and I think it's real good and people
18 will follow you, you know, more than you -- but you --

19 SITA: Just a minute.

20 HENRY: Okay.

21 SITA: He's getting his shoes on. I just
22 woke him up. Sorry.

23 HENRY: That's okay. I think you, you know,
24 God has given you courage and he expects you to, to act
25 in the fashion that you feel comfortable with, you
know. And, and certainly because your family is so

1 | important to you, you -- you know, you have to do
2 | things that you have to do even if takes a sacrifice
3 | because, because they're important to you.

4 | SITA: Um-hum.

5 | HENRY: Um-hum. How old are your kids?

6 | SITA: Angelica has just turned six last
7 | month --

8 | HENRY: Uh-huh.

9 | SITA: -- January 19, Crystal is three and a
10 | half.

11 | HENRY: Oh, okay. Okay. It's difficult to
12 | be, you know, to be separated from them but you'll be
13 | joining them I'm sure soon.

14 | SITA: Yes, I'll be joining them. I'll see
15 | all of them.

16 | HENRY: Um-hum. How old are you, Sita?

17 | SITA: I think 34 or 35.

18 | HENRY: (Laughter)

19 | SITA: (Laughter)

20 | HENRY: Well, good. At, at, at -- you know,
21 | at, at their age, it's, it's, it's very important, very
22 | important for them to, to have the closeness of a
23 | mother. I mean, the separation is just for
24 | temporarily, but, but the -- but the -- still, kids at
25 | that age they really need their mothers, I mean more so
 | than their fathers.

1 SITA: Oh --

2 HENRY: Okay?

3 SITA: Wait, wait. Just a minute. Kevin?

4 You get -- we're on the phone. Give me the phone.

5 Just a minute. Let me get this -- can you hear me?

6 HENRY: Yes. I hear a lot of static. It
7 almost looked like you're breaking away.

8 SITA: Yeah, this phone is so delicate, even
9 -- the thing is -- I think we got that --

10 HENRY: Have you, have you had breakfast?

11 SITA: Huh?

12 HENRY: Have you had breakfast?

13 SITA: No, not yet.

14 HENRY: Not yet? Has Kevin had breakfast?

15 SITA: No, I just woke him up just now.

16 HENRY: Okay. What we'll do is we'll get him
17 something here.

18 SITA: Yeah, as long as not pork or anything
19 or that -- anything else.

20 HENRY: Oh, no, no, no, no. We understand
21 that. I think we're very clear on that. We, we're
22 going to --

23 SITA: I'll, I'll be grateful.

24 HENRY: Yeah, we're, we're going to make sure
25 that, that none of the kids -- you know, I mean, I
think they've been told and I think everybody here

1 realizes that, that that's not an option, so --

2 SITA: Um-hum.

3 HENRY: -- we'll, we'll work on that.

4 SITA: Thanks. I appreciate that.

5 HENRY: You're welcome, Sita, you're welcome.

6 The kids are important and, you know, everybody wants
7 to make sure that, that, that they're treated properly
8 and that, you know, that everybody there feels
9 comfortable with, with what's -- how they're being
10 taken care of. We're also trying --

11 SITA: Is there any way I can talk to the
12 kids?

13 HENRY: I don't, I don't know. Probably the
14 best way would be if you came out.

15 SITA: There's more children here. I'll be
16 happy -- more happy when they are okay with me, all of
17 them are safe.

18 HENRY: Okay, okay.

19 SITA: But if there is any way I can talk to
20 them? Are they all in one place?

21 HENRY: To be honest with you, I don't know.
22 I'll have to check and, and see where all of them are.
23 I honestly couldn't tell you.

24 SITA: Could you, please?

25 HENRY: Would, would -- I will. Is coming
out not an option that, that, that, that you're

1 | comfortable with?

2 | SITA: No.

3 | HENRY: Could you come out with some of the
4 | children yourself?

5 | SITA: Not yet, no.

6 | HENRY: Okay, okay.

7 | SITA: Thank you very much.

8 | HENRY: Okay. Well, if you change your mind,
9 | you know, we'll be delighted, you know, to, to
10 | facilitate that for you to make it easy for you.

11 | SITA: Um-hum.

12 | HENRY: Later will you walk out? When you
13 | say not now, how about later?

14 | SITA: Um-hum.

15 | HENRY: Okay. How much later?

16 | SITA: I don't know. We have to wait and
17 | see, and Kevin just came here now.

18 | HENRY: Okay.

19 | SITA: He's saying good-bye to his father.

20 | HENRY: Okay.

21 | SITA: You want to talk to him?

22 | HENRY: No. If you want to go ahead and, and
23 | send him out, have him walk to the armored ambulance at
24 | -- which is at the end of the driveway.

25 | SITA: Okay.

 HENRY: Okay?

1 SITA: Just a minute. His -- hello?
2 HENRY: Yes? Sita?
3 SITA: Wait, wait. Hello?
4 HENRY: Yes? Sita?
5 SITA: Just a minute.
6 HENRY: Okay.
7 (Indiscernible voices in background.)
8 (Music in background.)
9 SITA: Henry?
10 HENRY: Yes?
11 SITA: Oh, thought I lost you a few minutes.
12 HENRY: (Laughter)
13 SITA: Well, I didn't lose you, but --
14 HENRY: (Laughter)
15 SITA: -- the line is --
16 HENRY: Yes. It sounds like it's a bad line.
17 We'll have to see if we can get you a phone or
18 something. Let me know when he's coming out. Is David
19 asleep?
20 SITA: Sorry?
21 HENRY: I'm sorry?
22 SITA: I thought you were saying something.
23 HENRY: I said, is David asleep or is he just
24 -- I know he was cold and he was trying to get warmed
25 up.

 SITA: I -- I don't know if he caught a chill

1 or not, but he's shaking.

2 HENRY: Oh, okay. He's what?

3 SITA: He, he just --

4 HENRY: He's shaking?

5 SITA: Yeah.

6 HENRY: Okay. He's shivering?

7 SITA: Yeah. We just gave him an extra --

8 HENRY: Blanket?

9 SITA: -- blanket.

10 HENRY: Okay, good.

11 SITA: Try to warm him up.

12 HENRY: Warm him up?

13 SITA: Um-hum.

14 HENRY: You don't think he's got a fever do

15 you?

16 SITA: I'll, I'll have the nurse check her --

17 HENRY: Okay, good.

18 SITA: -- get her -- get his temperature.

19 HENRY: Okay, good, good. You got to be

20 careful --

21 SITA: Okay.

22 HENRY: -- you got to be careful with, with

23 David because, I mean, he looked like he was doing

24 better and better, but I mean there's always a

25 possibility that, that he could be going into shock.

If that's the case we'll have to get him out very

1 | quickly.

2 | SITA: Oh, I guess you don't have to worry
3 | about him.

4 | HENRY: Well --

5 | SITA: He's --

6 | HENRY: -- don't say you don't. You never
7 | know for sure. Somebody's going to have to stand up
8 | for him and --

9 | SITA: Okay.

10 | HENRY: -- and let him know it. If he's got
11 | fever you're going to have to call right back, okay?

12 | SITA: Okay. Kevin's going to --

13 | HENRY: He's going to walk out now?

14 | SITA: He's going to -- not yet, but he's
15 | getting ready to walk out in the front gate.

16 | HENRY: Okay.

17 | SITA: Okay?

18 | HENRY: Okay.

19 | SITA: I'll just --

20 | HENRY: Don't, don't hang up until, until we
21 | get him going out.

22 | SITA: Yeah, where the, the guard shack used
23 | to be.

24 | HENRY: He's over by --

25 | SITA: (Indiscernible) guard shack?

 HENRY: He's -- is he over by the guard

1 shack?

2 SITA: Huh? Well, I just heard that there's
3 no guard shack in front of the gate anymore.

4 HENRY: Okay. That, that's, that's where
5 he's going?

6 SITA: Yeah.

7 HENRY: Yeah.

8 SITA: Same place.

9 HENRY: Yes.

10 SITA: Okay. Just a minute. Rachel want to
11 talk to you.

12 HENRY: Okay.

13 SITA: Oh --

14 HENRY: She doesn't want to talk to me?
15 Thanks a lot.

16 SITA: (Laughter)

17 HENRY: (Laughter)

18 SITA: Okay. He's ready now.

19 HENRY: Okay. Is he going to walk out?

20 SITA: Yeah, he's --

21 HENRY: Let, let me know when he's walking
22 out.

23 SITA: He's going to walk out now. He's --
24 have to get, get your -- all your stuff ready? Where
25 is it? Okay. Just a minute, okay?

RACHEL: Okay. They're going to -- they're

1 going to the door. They're going to be coming out.

2 HENRY: What now?

3 RACHEL: I said they're going to the door.

4 They will be -- he will be coming out.

5 HENRY: Okay. Is he -- tell me what he's
6 wearing.

7 RACHEL: He's -- Kevin. He's wearing a blue
8 jacket.

9 HENRY: Okay. He, he doesn't have a blanket
10 on him?

11 RACHEL: What?

12 HENRY: Okay. Go ahead.

13 RACHEL: A black hat and a blue jacket.

14 HENRY: Okay. That's fine.

15 UNIDENTIFIED VOICE IN BACKGROUND #1: Black
16 hat and a blue jacket.

17 UNIDENTIFIED VOICE IN BACKGROUND #2: Black
18 hat and a blue jacket. All right. He should be
19 wearing a black hat and --

20 HENRY: Now, make sure that, that Rachel
21 is --

22 UNIDENTIFIED VOICE IN BACKGROUND #3: That's
23 Rachel, that's Rachel.

24 HENRY: Is this Rachel?

25 RACHEL: This is Rachel.

HENRY: Oh, I'm sorry, Rachel. I thought I

1 | was still talking to Sita.

2 | RACHEL: (Laughter)

3 | HENRY: (Laughter)

4 | RACHEL: Totally different accent.

5 | HENRY: I'm sorry. I'm sorry. Is --

6 | everything seems to be okay from this end. Is
7 | everything okay from that end? One of the concerns I
8 | have is, is, is David is, is shivering. Is he okay?

9 | RACHEL: Yeah. Well, you know, it's cold
10 | here. I mean I'm cold myself when I get up out of the
11 | blankets.

12 | HENRY: Okay. Okay, but I, but I just want
13 | to make sure that that's what it is --

14 | RACHEL: Yeah, it --

15 | HENRY: -- and Dave's not running a fever.

16 | RACHEL: No, it's just that he's got a -- no.

17 | HENRY: Okay. Make sure somebody takes his
18 | -- you know, just in case, we're still not out of the
19 | woods with him, make sure somebody takes his
20 | temperature, you know, because if he, if he starts to
21 | go into shock or something like that we'll have to get
22 | him out right away.

23 | RACHEL: Yeah. Well, it's not that -- he
24 | said we still haven't got our phone yet.

25 | (Indiscernible male voice in background.)

 HENRY: Oh, okay. We'll --

1 RACHEL: And the phone cord.

2 HENRY: Okay. What we'll do is, is I'll make
3 sure that we work on that immediately if not sooner.

4 RACHEL: Okay.

5 HENRY: Okay? Now, now, is --

6 RACHEL: Because we paid the money. I mean
7 it's been days now.

8 HENRY: Okay.

9 RACHEL: We sent money --

10 HENRY: Okay.

11 RACHEL: -- \$1,000 and haven't got nothing.

12 HENRY: Okay. That's fine. I'll, I'll make
13 sure that it gets taken care of immediately.

14 HENRY: Okay. Is Kevin on his way out?

15 RACHEL: Yeah.

16 HENRY: Okay. Okay.

17 (Indiscernible in background.)

18 RACHEL: He said he'll make sure that it's
19 taken care of immediately. What?

20 UNIDENTIFIED VOICE IN BACKGROUND #4: Do you
21 see him coming out?

22 HENRY: Is he coming?

23 RACHEL: He, he said to tell you that he
24 knows that word.

25 HENRY: What? That he what?

RACHEL: He knows --

1 HENRY: Tell him it'll be 2,000 years.

2 (Laughter)

3 RACHEL: He said to tell you it'll be 2,000
4 years.

5 HENRY: But it'll be immediately.

6 RACHEL: He said are you talking man's time
7 or God's time?

8 HENRY: (Laughter) Is, is, is, Kevin coming
9 out the door?

10 RACHEL: He must be. I don't see him. They
11 went, they went --

12 HENRY: Okay.

13 RACHEL: -- down so I --

14 HENRY: Okay.

15 RACHEL: -- you know --

16 HENRY: I, I'll tell you what we're going to
17 do. We're going to pick him up and we're going to
18 bring him, you know, here. We'll initiate a phone call
19 so that he can talk touch base with his mom. Who's his
20 mom? Is his mom there?

21 RACHEL: No.

22 HENRY: His mom is not there?

23 RACHEL: Uh-uh.

24 HENRY: I don't mean right there right now,
25 but I mean so that he can call back.

RACHEL: No.

1 HENRY: No?

2 RACHEL: Uh-uh.

3 HENRY: Well, can, can he talk to somebody,
4 to you or to somebody?

5 RACHEL: Yeah, he can.

6 HENRY: Okay. Okay. Is his father there,
7 somebody?

8 RACHEL: That's -- he's my cousin.

9 HENRY: He's your cousin? Oh, okay.

10 RACHEL: I mean, sorry, not my cousin.
11 That's my nephew.

12 HENRY: Oh, okay. Well, that's fine. We'll,
13 we'll have him talk to you, you know, once he gets
14 here. And then what I think what we'll do is I'll talk
15 to Jim, okay?

16 RACHEL: Um-hum.

17 HENRY: And maybe he can give you a call and
18 we can work out the details of how we're going to get
19 the phone to you.

20 RACHEL: Okay.

21 HENRY: Okay?

22 RACHEL: All right.

23 HENRY: And then we also probably need to
24 work on a couple of things that we have pending from
25 yesterday.

RACHEL: Okay.

1 HENRY: Okay? Well, tell David that we'll
2 give him a call shortly and then we'll talk to, to
3 either you or him or, or the two of you.

4 RACHEL: Okay.

5 HENRY: Thank you, Rachel.

6 RACHEL: All right.

7 HENRY: You take care.

8 RACHEL: Okay, you too.

9 HENRY: Bye-bye.

10 RACHEL: Bye.

11 * * * * *

12 RACHEL: Hello?

13 JIM: Hello, Rachel?

14 RACHEL: Yes.

15 JIM: This is Jim.

16 RACHEL: Hi.

17 JIM: How are you doing?

18 RACHEL: Fine.

19 JIM: Kevin just came over here.

20 RACHEL: Okay.

21 JIM: Do you want to talk to him?

22 RACHEL: Yes.

23 JIM: Okay, hold on.

24 (Pause)

25 RACHEL: Kevin?

KEVIN: Hello?

1 RACHEL: How are you doing?
2 KEVIN: Fine.
3 RACHEL: Are you in the hangar?
4 KEVIN: Huh?
5 RACHEL: Are you in the hangar?
6 KEVIN: Yeah.
7 RACHEL: Do you see any of the other
8 children?
9 KEVIN: No.
10 UNIDENTIFIED MALE VOICE #5: Not yet.
11 KEVIN: Not yet.
12 UNIDENTIFIED MALE VOICE #5: Are you --
13 RACHEL: Are they going to take you to them?
14 KEVIN: Yeah.
15 RACHEL: Okay.
16 UNIDENTIFIED MALE VOICE #5: Tell her the
17 ride in the tank -- the --
18 KEVIN: The ride in the tank was bumpy and
19 loud.
20 RACHEL: Yeah?
21 UNIDENTIFIED MALE VOICE #5: Were, were the
22 agents nice to you?
23 KEVIN: Yeah.
24 UNIDENTIFIED MALE VOICE #5: Tell --
25 KEVIN: The agents were nice to me.
RACHEL: That's good.

1 UNIDENTIFIED MALE VOICE #5: Did they get you
2 something to eat, a donut?

3 KEVIN: They got me some, something to eat
4 too.

5 RACHEL: What did you eat?

6 KEVIN: Donuts and Coke.

7 RACHEL: Well, that's a real nutritious
8 breakfast isn't it?

9 (Laughter in background.)

10 JIM: Tell Rachel we'll do better -- say Jim
11 says we'll try to do better --

12 KEVIN: Jim says we'll try to do better.

13 RACHEL: (Laughter) okay.

14 UNIDENTIFIED MALE VOICE #5: Tell her you
15 love her and you'll see her soon.

16 KEVIN: I love you and we'll see you soon --

17 RACHEL: I love you --

18 KEVIN: -- bye.

19 RACHEL: -- I love you too, okay, bye-bye.

20 JIM: Hey, Rachel?

21 RACHEL: Yes?

22 JIM: He looks fine.

23 RACHEL: Okay.

24 JIM: And sorry about the donuts.

25 RACHEL: Oh, that's all right.

JIM: There's not much in this hangar here.

1 JIM: -- and I don't have any windows.

2 RACHEL: Yeah, the -- well, I think one of
3 the reasons it's much cooler in here too is because the
4 windows are broken out.

5 JIM: Oh, yeah.

6 RACHEL: So --

7 JIM: Okay. Well, let's hope the weather
8 holds warm because that's -- do, do you have some
9 heaters that can keep you warm in there?

10 RACHEL: No.

11 JIM: No?

12 RACHEL: Well, we did but not anymore.

13 JIM: Well, don't you have propane or gas or
14 anything?

15 RACHEL: Yeah, but you know what happens if
16 you fire and shoot at those --

17 JIM: They --

18 RACHEL: -- the place will blow up.

19 JIM: Yeah, yeah. Well, we want to be
20 careful we don't have no fires. But you still have
21 blankets and --

22 RACHEL: He's asking about heaters -- if we
23 have heaters.

24 JIM: Huh?

25 RACHEL: Yeah, we have blankets here.

JIM: Okay. Is David doing all right?

1 | again.

2 | JIM: Do we -- the remaining children,
3 | Rachel, can you give me an idea of their ages?

4 | RACHEL: Let me check the (indiscernible)
5 | just a second.

6 | JIM: Why don't you run it down to me? That
7 | may help me get some stuff prepared.

8 | UNIDENTIFIED MALE VOICE #6: The names too.

9 | RACHEL: Jim?

10 | JIM: Yeah?

11 | RACHEL: This is our hour of worship so we'll
12 | talk to you later, okay?

13 | JIM: Oh, okay. Will you call me after?

14 | RACHEL: Okay.

15 | JIM: Thanks, Rachel.

16 | RACHEL: All right. Bye.

17 | JIM: Bye.

18 | * * * * *

19 | RACHEL: Hello?

20 | JIM: Hello?

21 | RACHEL: Hello?

22 | JIM: Hello? Well, I got -- hold on, got no
23 | volume on -- hello?

24 | RACHEL: Hello?

25 | JIM: Can't hear --

 RACHEL: It's Rachel.

1 JIM: Hello?
2 RACHEL: Hello?
3 JIM: Yeah, I can't hear you too good. This
4 is Jim.
5 RACHEL: This is Rachel.
6 JIM: Can -- Rachel, can you hear me?
7 RACHEL: Uh-huh.
8 JIM: I can barely hear you. Okay. Hold on,
9 let me call you back in just a second.
10 RACHEL: Okay.
11 JIM: Okay.
12 * * * * *
13 RACHEL: Jim?
14 JIM: Yeah, hi, Rachel.
15 RACHEL: Can you call back? Because I'm
16 trying to help David get up.
17 JIM: I can't -- hold on a minute. Hey, I'm
18 sorry. I couldn't hear you.
19 RACHEL: I said call back later. He's up
20 halfway and I got to finish helping him and so I got to
21 go.
22 JIM: Okay, okay.
23 RACHEL: Okay? Call, call back later, okay?
24 Bye.
25 JIM: Okay.

* * * * *

1 UNIDENTIFIED MALE VOICE #7: What time is --
2 (Indiscernible voices in background.)

3 JIM: Hello?

4 RACHEL: Hello?

5 JIM: Rachel?

6 RACHEL: Yes.

7 JIM: This is Jim.

8 RACHEL: Hi.

9 JIM: I just wanted to tell you they're
10 having a press conference on the TV.

11 RACHEL: Okay.

12 JIM: Channel 10, I think they told me. Try
13 10 or 8.

14 RACHEL: How do you turn this on? How do you
15 -- that's all? Because he said it's on Channel 10 or
16 8. Press conference. Is, is it on 25 too?

17 JIM: Twenty-five, I don't know. I don't
18 know. Can you get 10 or 8?

19 RACHEL: No.

20 JIM: Oh, okay. All right. Let me go watch
21 it.

22 RACHEL: Oh, we, we got 25 here.

23 JIM: Twenty-five? All right. Let me see if
24 it's on there.

25 (Indiscernible voices in background.)

JIM: Rachel can't get 8. She can get

1 Channel 25. Is it on 25?

2 RACHEL: Sorry?

3 JIM: I, I was talking to a guy here to see
4 if --

5 RACHEL: Oh, okay.

6 JIM: -- see that if he'd check if it was so

7 Channel 25. We don't get 25.

8 RACHEL: Oh.

9 JIM: You get it and we don't.

10 RACHEL: Well, what picture do you see?

11 Would it be the same or --

12 RACHEL: I got, I got to walk in to the next
13 room.

14 UNIDENTIFIED MALE VOICE #8: It's the news
15 media.

16 JIM: It's just the news, you know, news
17 media and, you know, with the -- let, let me watch it
18 and see what they say and I'll call you back. Is that
19 all right?

20 RACHEL: Jim?

21 JIM: Yeah?

22 RACHEL: We're listening to a radio station.
23 It's not KRLD, it's a different one, and two of the ATF
24 agents confirmed that they fired first.

25 JIM: Oh, I didn't, I didn't hear that.

RACHEL: And that it was, was an accident.

1 JIM: Oh. Well, I think you guys need to --

2 RACHEL: And that he was at the door and they
3 heard him -- they -- yeah, they heard David yell out,
4 there's women and children here --

5 JIM: Um-hum.

6 RACHEL: -- and let's talk about this.

7 JIM: Yeah.

8 RACHEL: They confirmed it anyway.

9 JIM: Okay.

10 RACHEL: Okay. Let me know what kind of
11 picture you have. But the picture we're seeing, the
12 man is wearing a red sweatshirt or -- of some sort.

13 JIM: Okay. That's it. A red sweater.

14 That's --

15 RACHEL: Yeah, okay.

16 JIM: -- FBI agent.

17 RACHEL: Yeah, okay, that's the one. Okay.

18 JIM: Okay.

19 RACHEL: All right. Thanks.

20 JIM: Watch that and I'll call you back.

21 RACHEL: Okay, thanks. Bye.

22 JIM: Okay, bye.

23 * * * * *

24 RACHEL: Were you watching it?

25 JIM: Yeah.

RACHEL: They said that the women and

1 RACHEL: Yeah.

2 JIM: Is there, is there something you want
3 us to get for the rest of the kids? I can probably get
4 some food up here or something if you --

5 RACHEL: Yeah, that'd be good.

6 JIM: Okay. Well, tell me --

7 RACHEL: (Indiscernible)

8 JIM: -- so tell me what, I mean, for the
9 next ones that come out because I can have it ready.

10 RACHEL: Well, they don't cook there, they
11 probably just have packaged stuff, right?

12 JIM: Well, you tell me what you want and
13 I'll arrange to get it for them. You just tell me.
14 What, what -- do you like them to have fruit or --

15 RACHEL: Yeah, they like to eat fruit. I'm
16 trying to think of breakfast food, you know?

17 JIM: Yeah, what -- well, this morning, you
18 know, let's think. I mean, because they come out, I
19 think they're hungry, they want to have a banana or --

20 RACHEL: Yeah, they, they like bananas. They
21 like fruit a lot.

22 JIM: Bananas?

23 RACHEL: We, we eat a lot of fruit too.

24 JIM: They've been get, getting fruit one of
25 the agents told me. They were getting some fruit, but
I'll make sure that's what they, they get some more if

1 | you like if that's what you want.

2 | RACHEL: Okay, and maybe some sort of protein
3 | or something.

4 | JIM: Protein. Okay. Juice too?

5 | RACHEL: Yeah, they, they like to drink
6 | juice.

7 | JIM: Okay. We'll, we'll arrange to get some
8 | orange juice and some fruit up here, okay?

9 | RACHEL: Okay. They like hot dogs, I know
10 | that.

11 | JIM: Hot dogs.

12 | RACHEL: (Laughter)

13 | JIM: Not this early. (Laughter)

14 | RACHEL: (Laughter)

15 | JIM: Later on maybe.

16 | RACHEL: Yeah.

17 | JIM: We're get -- working on the phone
18 | getting authorization to get the phone, okay?

19 | RACHEL: Okay, and the --

20 | JIM: And --

21 | RACHEL: -- cord too, right?

22 | JIM: And the cord, right, right, and we, we
23 | passed that on. I, I should hear something back on
24 | that shortly.

25 | RACHEL: Okay.

 JIM: Okay?

1 RACHEL: I think 150' is what he asked for.

2 JIM: How, how many feet, 150?

3 RACHEL: Was it 150'? Yeah.

4 JIM: Does anybody else need to talk to Mark
5 before he goes to be with the other kids? Or I'm
6 sorry, Kevin?

7 RACHEL: Kevin -- no.

8 JIM: No? Okay. Okay, good. The other day,
9 you know, David said that once we started with the kids
10 again, you know, he'd just make it a continual process
11 so you might talk to him about seeing, you know, who he
12 wants to send next, and I'll arrange for the fruit and
13 juice and stuff.

14 RACHEL: Okay.

15 JIM: And, and later on in the day if it --
16 as lunch progresses, you, you tell me if it -- you
17 know, and I'll make sure what you want them to have.

18 RACHEL: Okay.

19 JIM: No pork and I understand that.

20 RACHEL: Right.

21 JIM: But I mean we'll -- you tell me, Jim,
22 just get them a hot dog and a Coke, you know, or
23 something and we'll arrange that, okay?

24 RACHEL: Okay.

25 JIM: But you may want to think about who's
-- you know, these, these kids that are about 11, 12,

1 | it's good to -- you know, it's real easy for them to
2 | walk to that armed ambulance.

3 | RACHEL: Um-hum, um-hum.

4 | JIM: You know, the smaller ones, you know,
5 | we might have to do that a little different. I don't
6 | know. We'll have to talk about it.

7 | RACHEL: Okay.

8 | JIM: But Sita, you know, has been real good
9 | about walking them down there --

10 | RACHEL: Um-hum.

11 | JIM: -- and so if there are some infants you
12 | know or little children that need to be carried down
13 | there --

14 | RACHEL: Okay.

15 | JIM: -- we can work it out, you know?

16 | RACHEL: All right.

17 | JIM: Okay? And somehow, you know, we got to
18 | wrap them up warm --

19 | RACHEL: Um-hum.

20 | JIM: -- and get them down there gently
21 | and --

22 | RACHEL: It should warming up today, huh?

23 | JIM: I think so. I'm, I'm sorry. The
24 | reason we keep asking about the weather is we're in
25 | this big hangar --

 RACHEL: Yeah?

1 RACHEL: Yeah, he's doing fine.

2 JIM: His wound pretty -- is it better?

3 RACHEL: Yes.

4 JIM: Okay.

5 RACHEL: Seems to be healing pretty good.

6 JIM: Good. Well, that's good news. We
7 were, we were worried. There was kind of crucial
8 period, you know --

9 RACHEL: I mean it's, it's still pretty
10 painful.

11 JIM: Is it? We've been worrying about some
12 gangrene or something, you know.

13 RACHEL: No.

14 JIM: Okay, good. Keep it clean, you know?

15 RACHEL: Um-hum.

16 JIM: That nurse I talked to, Julienne --

17 RACHEL: Um-hum.

18 JIM: -- Julienne, is she from Jamaica?

19 RACHEL: I don't know.

20 JIM: She had an accent like Jamaica or West
21 Indies, you know? But she seemed to be taking care of
22 it well.

23 RACHEL: Yeah.

24 JIM: You know, she seemed to know that --
25 how to dress it and so forth.

RACHEL: Yeah, she took care of it yesterday

1 MR. KORESH: Now, what I tell you doesn't get
2 out.

3 JIM: Um-hum.

4 MR. KORESH: You're just, you're just
5 smoothing me --

6 JIM: No.

7 MR. KORESH: -- to try and use psychology on
8 me and I'm using psychology on you, and you're trying
9 to convert me and I'm trying to convert you.

10 JIM: Um-hum.

11 MR. KORESH: You know, that's what's going on
12 here. And the thing of it is is that I don't know what
13 your education is, but I don't have one.

14 JIM: Um-hum.

15 MR. KORESH: But I am --

16 JIM: Well, I'm, I'm --

17 MR. KORESH: -- a truth.

18 JIM: -- surprised at that. I'm --

19 MR. KORESH: I have a truth.

20 JIM: Um-hum.

21 MR. KORESH: You know, God does not use
22 educated men, God uses the foolish things of the world
23 to confound the wise, the weak things to overthrow the
24 strong, the things that appear to be not to overthrow
25 the things that are.

JIM: Um-hum.

1 MR. KORESH: Now, that's why I was trying to
2 tell Henry last night --

3 JIM: Um-hum, right.

4 MR. KORESH: -- well, I read some prophecies
5 to him. Did, did he tell you anything about it?

6 JIM: Yeah, um-hum, right, he told me this
7 morning. We discussed it.

8 MR. KORESH: And I told him, like I said, my
9 original promise I still abide by. I don't care what
10 happens to me. I want to live and I want these people
11 to live to bear witness to a truth.

12 JIM: That's right, um-hum.

13 MR. KORESH: And God's standing back to see
14 just exactly -- because he's going to make an example.
15 He's going to -- as it says about -- in the
16 (indiscernible) God is going to uncover the skirts of
17 the well-favored harlot --

18 JIM: Um-hum.

19 MR. KORESH: -- who through her sorceries --

20 JIM: Um-hum.

21 MR. KORESH: -- and through her merchandise
22 have deceived all nations.

23 JIM: Um-hum, um-hum.

24 MR. KORESH: So, you know, you just
25 like --

JIM: Well, I understand.

1 MR. KORESH: -- like -- okay, for instance,
2 capitalization, right?

3 JIM: Um-hum.

4 MR. KORESH: Catholicism incorporated a way
5 of bringing about income and means to revolve the
6 economies of their empires --

7 JIM: Um-hum.

8 MR. KORESH: -- through a traditional system
9 of, of buying and selling. That's where Christ's mass
10 got its prospective parts of gift-giving.

11 JIM: Um-hum.

12 MR. KORESH: Because now, now, in a, in a
13 system, the capitalistic system, if you did not have
14 the spiritual, traditional promotion of gift-giving --

15 JIM: Um-hum.

16 MR. KORESH: -- at Christmas, Easter and
17 Halloween --

18 JIM: Right.

19 MR. KORESH: -- the whole economy -- economic
20 system would fall through.

21 JIM: I see.

22 MR. KORESH: If people held their money and
23 stuff like that, department stores and all that that
24 has stocks and stock markets and all that --

25 JIM: Um-hum.

MR. KORESH: -- would fall.

1 JIM: Um-hum.

2 MR. KORESH: You realize that, don't you?

3 JIM: I do, and I'll tell you the truth,
4 sometimes I think that stock market is controlled by
5 some people behind it.

6 MR. KORESH: Well, in Daniel --

7 JIM: They, they say it's not, but --

8 MR. KORESH: Well --

9 JIM: -- I'm not sure I believe that.

10 MR. KORESH: -- it is. In Daniel's prophecy
11 it tells you about the King of the North.

12 JIM: Um-hum.

13 MR. KORESH: And it tells you about how he
14 works amongst the nations and it says he shall have the
15 power of all the shares of silver and gold.

16 JIM: Um-hum.

17 MR. KORESH: Okay?

18 JIM: Um-hum.

19 MR. KORESH: Now, the thing of it is is that
20 you asked yourself which was the northern kingdom of,
21 of ancient Grecia --

22 JIM: Um-hum.

23 MR. KORESH: -- when it split into four
24 parts?

25 JIM: Um-hum.

MR. KORESH: Well, all the way to the west,

1 | northwest --

2 | JIM: Um-hum.

3 | MR. KORESH: -- which incorporated Rome,
4 | which also finally became what we known as the Vatican
5 | when, when Rome became ecclesiastical --

6 | JIM: Um-hum.

7 | MR. KORESH: -- or political/religical. My
8 | mind.

9 | JIM: Yeah.

10 | MR. KORESH: Religio/political.

11 | JIM: Right.

12 | MR. KORESH: So the thing of it is is that
13 | the power of Rome converting to spiritualistic --
14 | aspect --

15 | JIM: Um-hum.

16 | MR. KORESH: -- of humanitarianism was so
17 | dramatic and so powerful -- did just exactly what
18 | Christ said it would do.

19 | JIM: Um-hum.

20 | MR. KORESH: It became an abomination --

21 | JIM: Um-hum.

22 | MR. KORESH: -- that made those who followed
23 | it desolate.

24 | JIM: Um-hum.

25 | MR. KORESH: Because they, they were totally
cheated and directed away from the Last Testament of

1 Christ --

2 JIM: Um-hum.

3 MR. KORESH: -- which was the message to John
4 in the Revelation.

5 JIM: Um-hum.

6 MR. KORESH: That's why this foundation is
7 called --

8

9 (Tape ends abruptly).

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U.S. DEPARTMENT OF THE TREASURY
BUREAU OF ALCOHOL, TOBACCO & FIREARMS

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TAPE #39
3/4/93
11:00 a.m. - 11:45 a.m.

1 DAVID: Look, I got to get on this toilet
2 somehow, Jim.

3 JIM: Okay.

4 DAVID: Pray for me for that.

5 JIM: Okay, buddy, let me give you a break.

6 DAVID: Well, like I say, just give me thirty
7 minutes or so, and I --

8 JIM: Okay, listen, I really need to talk to
9 you, because we got a few issues to discuss.

10 DAVID: Okay.

11 JIM: And one is, let me tell you this one
12 before you go, because there's some, there's a cattle
13 rancher out there --

14 DAVID: Uh-huh.

15 JIM: And he was chasing a bunch of cows off
16 way to the right of your place, there, you know his
17 cows hadn't eaten in five days --

18 DAVID: -- right.

19 JIM: Well, he was out there chasing them,
20 okay. And I want you to just pass the word. I don't
21 want nobody to think --

22 DAVID: Hold on, is it Mr. Perry's hand over
23 there?

24 JIM: Yeah, one of those guys over there.

25 DAVID: No problem. We see him all the time.
We wave at him.

1 JIM: Okay, and also another thing happened,
2 was we had some water pump go out. You know when you
3 go out to Double E Rd. to 2491?

4 DAVID: Yeah.

5 JIM: There's a big water pump down there?

6 DAVID: Yeah.

7 JIM: Well some of the neighbors have called
8 the sheriff because their water went out, okay?

9 DAVID: Uh-huh.

10 JIM: And the sheriff's come up and asked us
11 to get in there cause all the agents are blocking that
12 area.

13 DAVID: Right.

14 JIM: And they want to let these county water
15 fixers get in there and fix the pump. I just want to
16 let you know.

17 DAVID: Yeah, no problem.

18 JIM: Okay, if you see people over there,
19 it's pump, pump.

20 DAVID: Well, there's people there every day.

21 JIM: Oh yeah, okay, but they may be on the
22 pump, and they're pump people, you know?

23 DAVID: Yeah.

24 JIM: Okay, you get fixed up. Hey, is Rachel
25 there?

DAVID: Yeah, she's here, you want to talk to

1 her?

2 JIM: Yeah.

3 DAVID: Okay, Rach?

4 RACHEL: Hello?

5 JIM: Rachel?

6 RACHEL: Yes.

7 JIM: Okay. Listen, is there anything I can
8 talk to the doctor about? David said he was having
9 trouble getting on the toilet there.

10 RACHEL: Is there anything what? I'm sorry.

11 JIM: Anything I could -- I got a doctor
12 here.

13 RACHEL: Uh-huh.

14 JIM: That I could get to in a few minutes.
15 And, you know, do you want me to ask him about, you
16 know, his injury or anything you can tell me, you know
17 that might assist him? The doctor yesterday was
18 querying me if he was able to have a bowel movement,
19 how that was affecting, you know, it would be related
20 to his general condition.

21 RACHEL: Uh-huh. So you want to know --

22 JIM: Well, just let us know if he, if he
23 does, because the doctor said, urination and bowel
24 movements --

25 RACHEL: Oh, well he's been urinating.

JIM: He's been urinating, that's good.

1 RACHEL: Yeah, since the beginning.

2 JIM: Any blood or anything? He hasn't been
3 urinating blood has he?

4 RACHEL: I don't believe so.

5 JIM: Okay, okay, that's good. If he can
6 have a bowel movement that would probably be pretty
7 good.

8 RACHEL: Yeah, that's what he's going to try
9 to do.

10 JIM: Okay, well listen, I want to tell you
11 something.

12 RACHEL: Okay.

13 JIM: You told me and David told me about
14 what happened, and I think it's important that your
15 story and your side of it, your side of this event gets
16 out, okay?

17 RACHEL: Uh-huh.

18 JIM: And when you come out, you can tell it.
19 And, there's a lot of reporters here that have
20 expressed a desire to interview David when he comes out
21 and I think it's important that your side of this side
22 of this gets out and I wanted you to know that Henry
23 and I understand that and I'm not telling you that
24 every agent here understands that, okay? I'm not
25 trying to tell you that, what I'm telling you is that
Henry and I do and I think you should get an

1 opportunity to do that. You will when you come out,
2 okay?

3 RACHEL: Okay.

4 JIM: So just keep that in your mind. I know
5 now it's frustrating, but I think that after awhile as
6 we talk and David decides it's time to walk out, this
7 is one benefit and that is to get his part about the
8 events that occurred, out. I know he wants to do that.

9 RACHEL: Uh-huh.

10 JIM: The Christian Broadcasting Network has
11 told us that 95% of the calls about David's radio
12 message were positive and the people were just very
13 enthused about it.

14 RACHEL: Well, that was KBBW?

15 JIM: Yeah, uh-huh, and this guy Craig Smith?

16 RACHEL: Uh-huh.

17 And they were, he said there was a little waning, you
18 know, I mean, some doubt, I mean, of course after David
19 didn't come out, you know, which he said he would.

20 RACHEL: Uh-huh.

21 JIM: But I mean, I talked at length with
22 that, about that with David and he told me, he said
23 Jim, I didn't say I'm not coming, he said I'm just not
24 coming right now.

25 RACHEL: Right.

JIM: So, I understand that. But, I think

1 | one thing I want you to remember is about these events
2 | that they need to be told, okay?

3 | RACHEL: Right.

4 | JIM: And, you know, if something was done by
5 | these agents or whatever, it needs to be investigated,
6 | looked at, you know what I'm saying? So, people want
7 | to hear your side, okay?

8 | RACHEL: Uh-huh.

9 | JIM: They do, they are interested, not only
10 | the media, but the public, okay?

11 | RACHEL: Right.

12 | JIM: So just keep that in mind. That's real
13 | important. Okay?

14 | RACHEL: Okay.

15 | JIM: You know, I'm just, I wonder, I mean
16 | David has really talked to me at length about his Word
17 | and I'm just, you know, he's told me so many things,
18 | that I'm just curious if this isn't, if this thing
19 | isn't maybe one of God's ways of testing his resolve,
20 | you know, to spread the Word, you know, beyond, beyond
21 | that temple there, that church there, you know what I'm
22 | saying?

23 | RACHEL: Uh-huh.

24 | JIM: Do you know what I mean? I know that
25 | David communicates and, and, has a lot inside, you
 | know, he's just a real, I don't know how you would

1 describe, I would say he's a holy man or a pious man
2 and he's got a gift or something. But what I'm just
3 saying is, it may be God's way of, so you know, God
4 sometimes his messages may not be as, just like the
5 Bible, you kind of, kind of, you know, catches and
6 describes things a little different, if you know what I
7 mean.

8 RACHEL: Uh-huh.

9 JIM: When I was a kid I remember at a sermon
10 where they talked about the Red Sea, you know.

11 RACHEL: Yeah.

12 JIM: And the, and the preacher said that it
13 wasn't exactly as the people walking out of Egypt over
14 the ocean, but what it was, was the Israelites, walking
15 through a swampy marsh on foot to get back to the Holy
16 Land and the Romans on chariots got bogged down in this
17 place actually, which was actually called the Reed Sea,
18 you know, and they got stuck and, you know how the
19 Bible talks about chariots of fire.

20 RACHEL: You mind repeating that story?
21 That, I don't know if I quite follow you on that.

22 JIM: Well, I'm just saying, you know the way
23 the Bible talks in symbols.

24 RACHEL: Yeah.

25 JIM: At least that's what I'm just getting
around. Now I'm just wondering if this event isn't a

1 way where God's testing, you know, David's resolve to
2 spread his word beyond Mt. Carmel, you know, that's all
3 I'm saying.

4 RACHEL: Yeah.

5 JIM: He knows more about that than me. You
6 know, I'm no theologian.

7 RACHEL: Me neither.

8 JIM: I'm just a policeman.

9 RACHEL: I'm not a theologian myself.

10 JIM: I'm a policeman, you know. You're a
11 mother, right?

12 RACHEL: Yeah, right.

13 JIM: But, so, but anyway, I think that those
14 are just some things -- you feel strongly about and I
15 know David feels strongly about and I think are
16 positives that he will get his side out. Your side
17 will be heard. The public will know, the world will
18 know, and I think that's important. So, are you still
19 with David? Are you helping him or is he --

20 RACHEL: Yeah, I think, well because I'm on
21 the phone with you right now, I think someone else is
22 trying to help him get up.

23 JIM: Oh, okay.

24 RACHEL: So.

25 JIM: Okay. Well two things I told him was
that there's a rancher who's chasing some cows out over

1 | there off to the right, out in the field, his cows
2 | haven't eaten.

3 | RACHEL: To the right of the house here?

4 | JIM: Yeah. Said his cows hadn't eaten, you
5 | know, in five days and David said he thought it was Mr.
6 | Perry's ranch hand or something?

7 | RACHEL: Uh-huh.

8 | JIM: So just if you see anybody out there,
9 | just tell everybody. And the second thing that
10 | happened was some of your neighbors were without water.

11 | RACHEL: Some of our neighbors what?

12 | JIM: Are without water.

13 | RACHEL: Oh, really.

14 | JIM: Apparently there's a pump station right
15 | at the end of Double E Ranch.

16 | RACHEL: Uh-huh.

17 | JIM: And some pump, water pumps or water
18 | tower pumps or something, and that broke down.

19 | RACHEL: Uh-huh.

20 | JIM: And so the sheriff had called and asked
21 | if could get some of these county engineers in there to
22 | fix that water pump, so of course we're going to allow
23 | them to do that. But, you should be, you should know
24 | that there could be people around that water pump.

25 | RACHEL: Oh.

 JIM: That's a pretty good way from you.

1 RACHEL: Down there at those two little
2 towers down there at the end of the road?

3 JIM: Exactly.

4 RACHEL: Right.

5 JIM: But pass the word through.

6 RACHEL: Okay.

7 JIM: Because one of these mechanics might
8 have to climb up there or something, you know what I'm
9 saying?

10 RACHEL: Climb up on to the tower?

11 JIM: Yeah, I don't know. I mean they didn't
12 tell me they had to climb up there.

13 RACHEL: Yeah.

14 JIM: But I don't want some mechanic to climb
15 up there with a wrench and, you know, somebody thinks
16 he's, you know, going to shoot or something.

17 RACHEL: Well I notice they feel pretty bold
18 in bringing their tanks onto our property.

19 JIM: Yeah.

20 RACHEL: When the agreement was, I mean this
21 is coming from myself --

22 JIM: Yeah.

23 RACHEL: The agreement was made that, you
24 know, nobody would come on to the perimeter.

25 JIM: Right.

RACHEL: And it's just not being upheld.

1 JIM: Yeah.

2 RACHEL: I mean they were right here
3 practically in our back yard.

4 JIM: I understand. I understand.

5 RACHEL: So who's in charge of that?

6 JIM: Well, there's a lot of commanders here
7 and you know, there's people on the ground out there
8 and, you know, I think some of the maneuvers they're
9 doing, they're trying to keep, you know, the police and
10 agents safe out there. They don't want to have
11 anything that anybody could hide behind.

12 RACHEL: Well, hey, we're not starting
13 anything and we never have and we're not set on
14 starting anything.

15 JIM: I understand.

16 RACHEL: I mean, you start it then you start
17 it.

18 JIM: Right, I understand. Well, we're not
19 planning on starting anything either. And, but those
20 vehicles, you know, will move around, but you know,
21 nobody's coming in there or anything. Did David say
22 who the next child was he wanted to send out.

23 RACHEL: No, he hasn't talked about it. He,
24 I think he's trying to go to the bathroom right now.

25 JIM: There was a little girl named Heather,
I think that was, we talked about one time that was a

1 | sister of Kevin and Mark, is that right?

2 | RACHEL? Kevin and Mark, yeah, they have a
3 | sister.

4 | JIM: Is her name Heather?

5 | RACHEL: Possibly so.

6 | JIM: Okay, I may be wrong in that, but I
7 | thought it was Heather, and I think, I think they were
8 | even asking for her. I think Mark had talked to her
9 | when he came over here or something. I think you might
10 | just check with --

11 | RACHEL: Oh, I don't know.

12 | JIM: There's so many children.

13 | RACHEL: I talked to Kevin, that's all I
14 | know. I didn't talk to Mark.

15 | JIM: Yeah. Well, there's a lot of children
16 | in there and I'm sure it's hard to keep up with every
17 | one of them, huh?

18 | RACHEL: Uh-huh.

19 | JIM: But, how are you feeling today, okay?

20 | RACHEL: Yeah, I'm kind of coming down with a
21 | cold here, you know, got kind of chilly, sometimes late
22 | at night.

23 | JIM: Yeah, I have to check with David on
24 | Heather, I think the boys want her, you know, they've
25 | kind of been asking. See if that's who he had in mind.

 RACHEL: Okay.

1 JIM: You think you got a cold?

2 RACHEL: Yeah, I caught a cold. It's pretty
3 chilly in here.

4 JIM: Through all this, you know, and then
5 you get a cold too, isn't that terrible?

6 RACHEL: Yeah, yeah.

7 JIM: Well keep your strength up and --

8 RACHEL: Yeah, I'll get some vitamin C and
9 try to keep it from getting too bad.

10 JIM: Yeah, yeah, don't let it because it'll
11 drain you down, you know.

12 RACHEL: Sorry?

13 JIM: I said those colds will drain you.

14 RACHEL: Oh yeah.

15 JIM: You know you start to feel real weak.
16 I mean you need to keep fluid in.

17 RACHEL: Yeah, they do.

18 JIM: Chicken soup, you know, they say, can't
19 hurt it. If it don't help, it can't hurt.

20 RACHEL: Yeah. Did I talk to you this
21 morning or was that Henry?

22 JIM: No, that was me. Well you might have
23 talked to Henry real early.

24 RACHEL: No, cause I remember now that I said
25 Jim, and then after I got off the phone, like it sure
sounded like Henry to me.

1 JIM: Henry left, no I think it was you and
2 me because Henry left early.

3 RACHEL: Oh okay.

4 JIM: Yeah. I think that was you and me.
5 That's when we were talking probably about Kevin.

6 RACHEL: Cause I think I mostly talked to him
7 since this has been going on. I don't think I've
8 talked to you.

9 JIM: Not as much.

10 RACHEL: Before today or maybe --

11 JIM: Oh no, we talked.

12 RACHEL: I talked to you yesterday, then,
13 right?

14 JIM: Yeah, oh yeah we talked, we talked
15 Monday too, I think, briefly, briefly.

16 RACHEL: Well he was the one I guess I talked
17 to in the night. He's just, he's very persistent,
18 going about every angle to try to find some answers or
19 something.

20 JIM: Well, he's concerned about you. I
21 mean.

22 RACHEL: I know.

23 JIM: I mean, he's, he's a real good guy, I'm
24 telling you. I've, he's, he's just concerned. That's
25 the reason. You know, he --

 RACHEL: Well, it's your job.

1 JIM: Yeah, well, we're concerned. I mean we
2 have kids and we have families and we want everybody to
3 be safe, you know.

4 RACHEL: Uh-huh.

5 JIM: I know you do too. So that's all
6 Henry. He's interested in your welfare. He's been
7 just real happy talking with the kids and stuff, you
8 know. He's a good guy.

9 RACHEL: Yeah, he sounds like a pretty good
10 guy.

11 JIM: He really is. He's a real gentle kind
12 of person.

13 RACHEL: Oh, I'm, I'm trying to remember
14 something I heard them say on the T. V., it's just now
15 coming back to my memory. He was talking about, oh, I
16 think I remember now, he was talking about Robert --

17 JIM: Ro --

18 RACHEL: -- the agent, well they didn't
19 mention any names, of course they wouldn't.

20 JIM: Yeah.

21 RACHEL: I take that back.

22 JIM: Right.

23 RACHEL: They just mentioned agents.

24 JIM: An agent.

25 RACHEL: What he said was, he said that we
never, we never told them that we thought that they

1 | were agents and that is not true because before this
2 | all happened, David had told me, it was like I think
3 | the first time they came over they were standing out by
4 | the horse, what is that thing called behind our front--

5 | UNIDENTIFIED CHILD IN BACKGROUND: Horse --

6 | RACHEL: Horse walker, anyway, and they were
7 | asking about purchasing it, and David was out there
8 | talking to them. There was, I don't know how many out
9 | there, three or four I'm not sure.

10 | UNIDENTIFIED CHILD IN BACKGROUND: Two, two.

11 | RACHEL: You don't know, be quiet. And, he
12 | told, you know, them that when they first moved in,
13 | that he thought that they were agents.

14 | JIM: He did.

15 | RACHEL: FBI agents, something of that sort.

16 | JIM: Uh-huh, uh-huh, yeah.

17 | RACHEL: So, it, you know, they're not, they
18 | don't have all the information.

19 | JIM: No, that's right. I understand that.

20 | RACHEL: But David did tell them that.

21 | JIM: He told them that.

22 | RACHEL: When they first came over, several
23 | of them came over, he told them that he thought that
24 | were when they first moved in.

25 | JIM: Yeah, uh-huh.

RACHEL: So.

1 JIM: Well, I understand, that's another part
2 of your story, I think in your side of the events that
3 needs to be told when you come out. You know, it's
4 important. You know, don't forget it. Write it down.
5 You know, everybody needs to tell their part of the
6 events that occurred and I think it's important that
7 it's not just agents telling what happened. It should
8 be you telling and David telling, you know what I'm
9 saying?

10 RACHEL: Uh-huh.

11 JIM: I'm concerned about that. I think that
12 that is very important and so just keep that in mind.
13 I don't know, this is, wish things like this never
14 occurred, you know, I think maybe if you and I talked
15 or David had talked prior, you know, we could have done
16 this differently.

17 RACHEL: Uh-huh.

18 JIM: But unfortunately it wasn't us, it was
19 some other people and you know, if we could've done --

20 RACHEL: So you, yourself are with the FBI,
21 right?

22 JIM: No.

23 RACHEL: No?

24 JIM: No, I'm ATF.

25 RACHEL: And Henry's with FBI?

 JIM: Henry's FBI.

1 RACHEL: Right.

2 JIM: I want to tell you that there's great
3 interest in your side, your view of what happened, what
4 you saw and your testimony and that's very important.
5 So I don't want you to think that that's being
6 discounted. The media is very interested in it. So --

7 RACHEL: Oh yeah, they always are.

8 JIM: Well, you know, Rachel, but the thing
9 is, this is the problem that David and I have been
10 having with them all week inaccuracies. You know, just
11 like when they said there's twenty kids on the bus.

12 RACHEL: Right.

13 JIM: I mean, you know, whenever you're
14 telling one person who tells another person, who tells
15 another person, you know what I'm saying?

16 RACHEL: Uh-huh, it gets on the radio, and
17 the news and --

18 JIM: Yeah, and then by the time it's like
19 that, it's not even close to what happened.

20 RACHEL: That's right.

21 JIM: It's an old Texas saying, you know, the
22 horse's mouth.

23 RACHEL: Yeah.

24 JIM: Right? And the horse's mouth is the
25 person that was there.

RACHEL: Right.

1 JIM: And you were there, David was there,
2 and I think that that, you know needs to be directly
3 told. It will be, it will be, as it should be. Right?

4 RACHEL: It should.

5 JIM: That's right, absolutely and that's,
6 that's going to happen. So, you know, just remember
7 that your day in court will come and your day with the
8 media will come and these things will all be told, you
9 know. How's Sita doing?

10 RACHEL: Oh, she's fine. She's fine. She
11 was a little bit upset yesterday about the situation.

12 JIM: Oh listen, I just was passed a report
13 here from the newspaper, it said Treasure Secretary,
14 Lloyd Benston --

15 RACHEL: Uh-huh.

16 JIM: -- whose department oversees ATF, said
17 there will be a full review of the operation that
18 occurred at Mt. Carmel.

19 RACHEL: Lloyd Benston?

20 JIM: Yeah. He's the, he's the, well you
21 know him, don't you?

22 RACHEL: The name is familiar. David or
23 Steve probably knows, you know, more, but the name is
24 familiar because I read it in the newspaper on Saturday
25 when it first came out.

JIM: Well, he's the, he's over ATF.

1 RACHEL: Oh, okay.

2 JIM: He's over ATF, see. And, he used to be
3 a Senator from Texas. And, you know, they changed
4 administrations up there. He's the new Treasury
5 Secretary, so he's over all of ATF.

6 RACHEL: So how long have you been doing this
7 sort of thing?

8 JIM: Well, about nineteen years.

9 RACHEL: You like it?

10 JIM: Well, it, it's hard, you know.

11 RACHEL: I wouldn't like it. It's too
12 stressful.

13 JIM: Yeah, it's hard to see people in
14 difficult situations. That part I don't like.

15 RACHEL: I mean because, to me, it would be
16 hard to go home after the job was over and forget about
17 everything because you become involved and it's like
18 part of your life.

19 JIM: Well, you do, you know, you do. But,
20 you know, you want to try to help and see what you can
21 do. You know, it's always nice to see things resolve
22 peacefully. And, that's a real reward. I know you
23 feel the same.

24 RACHEL: Uh-huh.

25 JIM: When I was twenty-one I just started
out as a uniformed policeman, you know?

1 RACHEL: Uh-huh.

2 JIM: But, I had to deliver a baby one time.

3 RACHEL: Oh really?

4 JIM: Boy, that was a trip, I tell you what.
5 I pulled up in front of this house and these two ladies
6 ran out and said, " oh, everything's okay now, the
7 police are here." I said, "oh gosh," there was a lady
8 inside on the couch having a baby.

9 RACHEL: Ooh. Now, why were you there, what?

10 JIM: Well, they called, the lady was in
11 labor.

12 RACHEL: Uh-huh.

13 JIM: And so they dialed the emergency
14 dispatch, you know, and said send the police and an
15 ambulance, the lady's having a baby. Well, when they
16 put it on the police frequency, I was closer than the
17 ambulance.

18 RACHEL: Oh.

19 JIM: You see, cause I was out, you know, in
20 the neighborhood. So, I went there, and I got there,
21 you know before the ambulance ever came.

22 RACHEL: I didn't know they would send a
23 police --

24 JIM: Yeah, yeah, they used to send us on any
25 emergency call, you know.

RACHEL: Oh.

1 JIM: Any time there was an ambulance call.

2 RACHEL: My mother, my mother had to go in a
3 ambulance once I think and I don't remember.

4 JIM: Well in different cities, you know --

5 RACHEL: Yeah, that's true.

6 JIM: But that was kind of scary because here
7 I was alone, you know and --

8 RACHEL: And you had to deliver it, huh?

9 JIM: Well, you know, I think, I give the
10 mother credit for that. I kind of, I kind of just
11 stood there and tried to help. Tried to look like I
12 knew what I was doing.

13 RACHEL: Did you catch the baby?

14 JIM: Yeah, uh-huh.

15 RACHEL: Did you cut the cord?

16 JIM: No.

17 RACHEL: Or did you wait.

18 JIM: What I did was I waited, because, got
19 the baby out and then just laid him on his mother's
20 side and left the cord, you know, because that's the
21 way they trained us in the police academy. I knew that
22 help was just minutes away, you know. So then the
23 ambulance attendants came in and they cut the umbilical
24 cord, and you know, cleaned him up and, but I'm telling
25 your, for, for, for a twenty one year old policeman who
thinks he's a big tough guy, you know, then here's, and

1 | here's, lady having a baby.

2 | RACHEL: Yeah.

3 | JIM: Of course, my uniform, you can imagine
4 | what that looked like.

5 | RACHEL: Yeah, (laughing).

6 | JIM: Then I went back to the squad room and
7 | of course all of the --

8 | RACHEL: Well, were you married yet at that
9 | time?

10 | JIM: No.

11 | RACHEL: Oh, so you, you, that was a new
12 | experience.

13 | JIM: That was a new experience.

14 | RACHEL: You never saw a birth before.

15 | JIM: That's right. I didn't expect, you
16 | know, and all the policemen down there, saying geez,
17 | Jim, where you, where've you been? You look terrible.
18 | But it was really neat, it was kind of neat. You get
19 | thrown in those situations, but you, you know, there's
20 | a lot of times when you'd find a lost kid or, you know,
21 | something like that which would be real nice when you
22 | help somebody. You've got people in there from all
23 | over the world, don't you?

24 | RACHEL: Yeah.

25 | JIM: Did they say New Zealand, somebody tell
me or is that the --

1 RACHEL: I don't know. I didn't hear
2 anything of that sort.

3 JIM: Australia, maybe. I think there was
4 some people from Australia. Maybe it was Nicole, I
5 think I talked to her. Do you know her?

6 RACHEL: Yes.

7 JIM: Yeah, she had a accent, yeah she had an
8 Australian accent. I think, I'm trying to remember if
9 her children came out.

10 RACHEL: If what?

11 JIM: If Nicole's children, did some of her
12 children come out?

13 RACHEL: I don't believe so.

14 JIM: No. Does she have any kids in there?

15 RACHEL: I think one of them talked to you.

16 JIM: Oh yeah, I think he did, yeah. Hey,
17 you know what we were going to do before the prayer
18 service, was, you were going to run down to make a list
19 of the kids and how old they were?

20 RACHEL: Oh yeah.

21 JIM: Do you still have that handy?

22 RACHEL: Well I remember it and I also
23 remember what he told me to tell you at that time.

24 JIM: Oh, you didn't tell me though. He
25 didn't --

RACHEL: No, because he didn't want to talk

1 | anyway, so I didn't even say what he said.

2 | JIM: He doesn't want you to tell me?

3 | RACHEL: He wasn't -- I would have to ask him
4 | again. I want to --

5 | JIM: I won't --

6 | RACHEL: I prefer to repeat it word for word,
7 | you know.

8 | JIM: It's okay, I won't get mad. I
9 | understand.

10 | RACHEL: So, what do you want me to ask him
11 | now?

12 | JIM: Well, we were just concerned about a
13 | list of the children and their ages, you know, to see
14 | if we had to make any arrangements for the infants
15 | and --

16 | RACHEL: Just a minute, let me see if he's --

17 | JIM: Hey, you know, if he doesn't --

18 | RACHEL: I think, the curtain's still up, so.

19 | JIM: Yeah.

20 | RACHEL: I don't think he's --

21 | JIM: I mean, you know, he may not be ready
22 | to tell me. It's no big thing, I mean, I'd just like,
23 | you know, if I could get any, diapers, bottles, stuff
24 | ready for that to be taken care of. Some of those
25 | little babies and the number, count. Apparently some
children, Rachel, have parents outside here, right?

1 That's what the human services people told me.

2 RACHEL: I mean, I don't know.

3 JIM: Like, well, I think Kevin and Mark.

4 RACHEL: Oh yeah, but they're not bottled
5 children, so --

6 JIM: Oh, no, right, but I think they had a
7 mother.

8 RACHEL: Yeah, but they're not going to let
9 them go to their mother, are they?

10 JIM: No, I don't know. I don't know. I
11 thought they were calling their mother.

12 RACHEL: Sorry?

13 JIM: I thought they told me they were
14 calling their mother, they were reaching her.

15 RACHEL: Yeah, but they're not letting any of
16 the children go to their immediately families that
17 aren't involved with this.

18 JIM: Well, I don't know. Cause they only
19 told me to tell you they were calling the mother of
20 Mark and David. Now whether or not they released them
21 to her, I don't know.

22 RACHEL: I was under the impression that they
23 were going to put them in a foster home.

24 JIM: I'm sure some of them will be. That's
25 fairly normal, you know.

RACHEL: Why's that, if they have immediate

1 family?

2 JIM: Well --

3 RACHEL: I mean, they are not involved with
4 this.

5 JIM: It's just temporary.

6 RACHEL: You know, the child would feel more
7 comfortable being with, you know, a relative.

8 JIM: Oh, I agree with that one hundred
9 percent. I think it's just temporary till this is
10 resolved, yeah, you know. Once we contact some
11 relatives, I'm sure those arrangements will be made.
12 It's just --

13 RACHEL: Are they, are they contacting the
14 relatives of the children --

15 JIM: Yes.

16 RACHEL: -- that are there and telling them
17 that they have them?

18 JIM: Yes, absolutely, uh-huh. Yes they are.
19 Now whether or not, I don't, I'm not telling you that
20 they've released them to those people --

21 RACHEL: Yeah.

22 JIM: -- I didn't say that. I don't know
23 that that's the case, but they are contacting them.
24 They're here. I understand some parents or
25 grandparents or whatever relatives are here, okay, and
they're getting to see the children, but I can't tell

1 | you that they've released them. I don't know that's
2 | the case. And, they may keep them temporarily in a
3 | foster home until, you know, the rest of you walk out.
4 | I've got to have a sip of water.

5 | RACHEL: Uh-huh. Why do they do that anyway?

6 | JIM: You mean to tem-- to keep them
7 | temporarily?

8 | RACHEL: Yes.

9 | JIM: Oh, I don't know. I guess it just has
10 | something to do with the child welfare rules or
11 | something, I don't know. You know, one thing I guess
12 | they'd be concerned about was that, you know, if
13 | children came out and then the parents were still
14 | inside, you know to keep them till the parents came
15 | out.

16 | RACHEL: Yeah. But then what happens to the
17 | parents. The parents don't get to go to their
18 | children, Jim, you know that as well as I do.

19 | JIM: Well, I think that's initially, you
20 | know, but remember this Rachel, I mean any time
21 | anything like this happens, you know, there's hearings,
22 | there's court, there's bail, and I, I'm not saying --

23 | RACHEL: I heard them say no bail to someone
24 | who was arrested already.

25 | JIM: Well, I think, no one who comes out
will be released, until, I mean, nobody's going

1 | probably have any bail or release till everyone comes
2 | out. I mean, you know, I mean, I'm sure that's the
3 | case. I'm sure that's the case. You know once
4 | everyone's out, like those two ladies who are being
5 | held as material witnesses, well that's kind of
6 | something that just, you know, it's kind of indefinite
7 | until everybody comes out.

8 | RACHEL: Well, I can understand that, as
9 | being held as material witnesses --

10 | JIM: Yeah.

11 | RACHEL: -- otherwise they may not be able to
12 | contact them.

13 | JIM: Right, but I mean, but I think what's
14 | going to happen is once everybody walks out then, you
15 | know, the attorneys are going to decide, okay, you
16 | know, like this person's a material witness, this
17 | person's a material witness, you know, this person were
18 | going to charge with something, this person we're going
19 | to charge with something and here's the bail. And,
20 | then the judge has to set the bail, you know. They
21 | have to appear before the magistrate, I mean, once you
22 | walk out, I mean, you know, it's all in the hands of
23 | the court. It's not in the hands of agents, you know.

24 | RACHEL: (to child) Don't mess with that.
25 | Well, I know one thing, back in '88, when we had the
 | trial.

1 JIM: Right.

2 RACHEL: The amount that -- of bail, I mean
3 it was, I think it was fifty, fifty thousand?

4 JIM: Yeah.

5 RACHEL: I mean, there was other guys in the
6 cell, you know, who were being charged with attempted
7 murder, or murder, or whatever was less than that. I
8 mean that was --

9 JIM: Oh, I know.

10 RACHEL: -- that was something else. That
11 was unbelievable.

12 JIM: Well, listen, we know that everyone in
13 there was not involved and everyone in there is not
14 responsible.

15 RACHEL: Well who, how, well who would they
16 consider involved and who would they consider not being
17 involved?

18 JIM: Yeah, that I can't tell you. I don't
19 know.

20 RACHEL: Well, you should know, I mean just
21 as a personal conversation, not as telling me, you
22 know --

23 JIM: Yeah, I --

24 RACHEL: -- particular aspects, I'm just
25 curious as to how that works.

JIM: Well, I think that the investigation,

1 | you know, they'll have to ask a lot of questions, I
2 | mean, talk to you guys, you know, see what you say, and
3 | you know, see what whoever was on the scene says, you
4 | know, I'm sure that's how it going to be done. It's a
5 | normal way a case is done, you know.

6 | RACHEL: Uh-huh.

7 | JIM: And, of course, you know, it's got to
8 | be proof. It can't be any, just like in witnesses, you
9 | know, just like in that Roden case, in '88 when David
10 | and the guys were acquitted, it's because the evidence
11 | was lacking, you know. I'm sure some people will not
12 | be charged, although I could tell you that initially
13 | they will be held as material witnesses, I'm sure every
14 | adult in there will be initially. And then some
15 | attorneys will decide well, we're not charging this
16 | person, this person, this person, and we're going to
17 | charge these and anyone who was charged, you know, will
18 | then appear for bail. You know how that works.

19 | RACHEL: Yes.

20 | JIM: And, I'm not going to lie to you. You
21 | know, if I was going to lie to you, I'd say "oh sure
22 | come on out, you know, no problem," right?

23 | RACHEL: (Laughing) Yes.

24 | JIM: I'm, I'm telling you what's going to
25 | happen.

 RACHEL: Oh, I, I know that for sure. I mean

1 nobody gets, gets away free, you know if they've
2 committed a crime, they shouldn't.

3 JIM: Well, then not everybody in there might
4 have committed a crime, right?

5 RACHEL: No. Right.

6 JIM: Okay, so what I'm saying is everybody
7 --

8 RACHEL: If you are allowed to self defend
9 yourself, you know, --

10 JIM: Exactly, exactly. That's what we want
11 you to know that you should be telling us.

12 RACHEL: I mean either you're going to be the
13 one dead or you're going to fire back and --

14 JIM: Do you know that the law says and I
15 learned this nineteen years ago when I was a rookie,
16 that everyone has a right to defend themselves, and
17 their home and their property.

18 RACHEL: You know, before this ever happened,
19 I used to, you know, think about, what if, you know,
20 just personal, personal lifestyle, what if someone
21 broke in my house and, you know, I mean it happens all
22 the time, you have people break in someone's home and
23 they, they'll you know, try to rob you, or rape you or
24 whatever.

25 JIM: Right, exactly.

RACHEL: You know, and if you were to defend

1 | yourself, you know, you'd probably still go to jail.

2 | JIM: No, no.

3 | RACHEL: Do you know how that works?

4 | JIM: No, because look at the '88 case with,
5 | '87 with Roden, okay?

6 | RACHEL: Yeah.

7 | JIM: The, the, David and the other guys were
8 | arrested, right?

9 | RACHEL: Uh-huh.

10 | JIM: They were charged, right?

11 | RACHEL: Uh-huh.

12 | JIM: But there was no evidence, it was
13 | lacking. The truth came out. In other words, David
14 | and the other men told what happened and because of
15 | their testimony given by your folks in there, they were
16 | acquitted. And, you may well have a self defense case
17 | here. And --

18 | RACHEL: But even on a self defense case --

19 | JIM: Right.

20 | RACHEL: -- you know, like they said that
21 | four ATF agents got killed --

22 | JIM: Right.

23 | RACHEL: -- still even if you're self, you
24 | know, defending yourself, to me, I mean, I don't know,
25 | I don't really know anything about the law. You know,
very little, if you're self, you know, you're defending

1 | yourself and you were to kill someone, then how does
2 | that still stand?

3 | JIM: Well, then you're innocent.

4 | RACHEL: I just thought, you know, they might
5 | still do something.

6 | JIM: No, then you're innocent. Okay?

7 | RACHEL: Cause, you know, I used to think
8 | about those kind of things, you know, like what if, you
9 | know, cause this is a wicked world and a lot of things
10 | happen out there, you know, what if someone, you know,
11 | I've had that concern as far as being, you know,
12 | molested or raped or by someone out there that was just
13 | to break in, you know?

14 | JIM: Absolutely, absolutely, that happens
15 | every day. But you have the right to defend yourself.
16 | That's in the law. That's in the State law, that's in
17 | the Federal Law, that every citizen has the right to
18 | defend themselves. And certainly the sanctity of their
19 | home. To repel an attack, to repel a rape as you say
20 | or some type of injury. You have that right. That's
21 | in the law.

22 | RACHEL: Uh-huh.

23 | JIM: You know a man in California, I
24 | remember, was -- killed a police officer. And, he was
25 | acquitted on self defense grounds.

 RACHEL: Oh, really.

1 JIM: Yeah, I can tell you a case I had in
2 Nashville, Tennessee years ago. Okay? Let me tell you
3 this story. A man was standing on the front store,
4 step of his house and a policeman come up, and pulled
5 out a gun and pointed it at him and shot toward him and
6 this man killed the uniform policeman, killed him, with
7 a .45 pistol and he was acquitted. The Grand Jury
8 wouldn't even indict him for it. Never even got to the
9 jury. The Grand Jury, you know, which is the ones who,
10 you know, sit first.

11 RACHEL: Yeah. See if it's worth hearing
12 the case.

13 JIM: See if there's fact, right, uh-huh.
14 And, what I want you to realize is, you know, this
15 isn't even at the Grand Jury. You know what I'm
16 saying?

17 RACHEL: Uh-huh.

18 JIM: But first you have to have Grand Jury
19 and that's like, you know, how many people they have in
20 those allotment, twenty three people, they have to be
21 citizens, you know, they're not police, they can't be
22 police and they have to decide that there's grounds for
23 a charge. And then it goes to the, if it reaches past
24 there to a trial stage, then the jury has to decide,
25 well, you know, was a crime committed or if it's self
defense, then that's, that's a defense.

1 RACHEL: Uh-huh.

2 JIM: You know. And the burden, and you know
3 this Rachel, the burden of proof is not on you, right?

4 RACHEL: Oh.

5 JIM: In other words, the citizen has to
6 prove nothing. Doesn't have to prove anything.
7 Doesn't have to present any evidence. In other words,
8 you're innocent. You're presumed innocent.

9 RACHEL: Well, I know when they went to jail
10 back in '87 and the court was in '88, it, it was, the
11 judicial system was, it was unreal. I learned a lot,
12 by going to that court case, how backwards things
13 really are. I mean --

14 JIM: Like what, what do you mean?

15 RACHEL: The District Attorney's Office, Al
16 Shabob (phonetic), the things that he brought out, I
17 mean, things he said that weren't even true. I mean
18 David was talking to, I don't know if it was, it was
19 probably you because when this first started happening,
20 Henry wasn't involved yet.

21 JIM: Right.

22 RACHEL: And, you know, Shabob would ask, I
23 mean, I can't speak as well as he does, but, you know,
24 like, when you went out there to to shoot George Roden,
25 did you not, I forget the rest of it, something or
another, and the questions they ask, you know, it's

1 | like yes or no. You can't answer yes or no, cause
2 | they're asking you --

3 | JIM: Right.

4 | RACHEL: -- you know what I mean?

5 | JIM: Yeah, I know exactly what you mean. I
6 | know exactly what you mean, but, remember this now, the
7 | way that happens is, that each side has an attorney and
8 | each attorney gets to do that to the, to the other
9 | side. See what I mean?

10 | RACHEL: Uh-huh.

11 | JIM: So the attorney for your side can get
12 | up and say, Rachel, tell me what happened. See what I
13 | mean?

14 | RACHEL: Uh-huh.

15 | JIM: He doesn't have to ask a yes or no.
16 | Now the other side may get up and say, isn't it true
17 | that you did this, yes or no?

18 | RACHEL: Uh-huh.

19 | JIM: See what I mean?

20 | RACHEL: Uh-huh.

21 | JIM: But the, you know, the Constitution of
22 | the U. S. protects everyone. And, it say, you know,
23 | let's talk about that, I mean, freedom of religion, the
24 | Constitution guarantees all these rights, search and
25 | seizure, you have to have warrants and testimony in
 | court and you have to appear in court and you know the

1 | agents don't control that. I mean it's not, that's the
2 | court.

3 | RACHEL: Are you from Texas or are you from a
4 | different state?

5 | JIM: No, I'm from New Jersey.

6 | RACHEL? New Jersey?

7 | JIM: Uh-huh.

8 | RACHEL: So you probably, you wouldn't have
9 | even known about that court case then.

10 | JIM: No, I didn't know about it, uh-uh. Not
11 | until, you know, David really started telling me about
12 | it.

13 | RACHEL: And then now they keep bringing it
14 | up and they're not even bringing up the facts. They're
15 | saying things that are totally off the wall.

16 | JIM: I know and I've seen some accounts,
17 | well I should say this. I live in Dallas now. I was
18 | just a little boy in New Jersey. When you said where
19 | are you from Jim, you know. Yeah, I live in Dallas.

20 | RACHEL: So you never heard anything?

21 | JIM: About, well I didn't hear anything
22 | about that until, until David started really laying it
23 | out for me and then I went and checked some of the
24 | background.

25 | RACHEL: So, then you know the facts.

 JIM: Yeah, I know the facts and what they

1 | put out is totally inaccurate. I told David that the
2 | other day. But, (noise in background) are you still
3 | there?

4 | RACHEL: Are you there?

5 | JIM: Rach? Yeah, are you okay?

6 | RACHEL: Yeah, I don't know what happened. I
7 | think somebody must have stepped on the cord. Just a
8 | minute. You there?

9 | JIM: Yeah.

10 | RACHEL: You still there? Do you know what
11 | it is?

12 | JIM: What?

13 | RACHEL: We have this phone, we have this
14 | phone and it has the regular, you know, cord and it had
15 | a black cord that you plug in. It has two cords.

16 | JIM: Two cords?

17 | RACHEL: Yeah. And, this black cord, one day
18 | when we were using the phone --

19 | JIM: Hold on Rachel. Hey check on that
20 | phone, Rachel says she needs a phone. Check on that.
21 | I thought we were going to check on that and get that
22 | done. Get in there to those commanders and see what
23 | we're doing. I already asked about that. I'm sorry go
24 | ahead.

25 | RACHEL: Okay. This black cord that's
plugged into the phone, when it gets stepped on or

1 something, or it's shaken, it disconnects you. But
2 then when I unplug it, well at first I couldn't hear
3 your voice and now I can. So I just unplugged it
4 totally.

5 JIM: Okay. I understand.

6 RACHEL: But, I can't dial, I can't call you
7 unless it's plugged in.

8 JIM: Oh.

9 RACHEL: Cause I tried calling you after it
10 happened, like, the phone's not working.

11 JIM: Yeah.

12 RACHEL: And then I plugged it back in and
13 then I could call you, so.

14 JIM: We're trying --

15 RACHEL: I don't know, it's wierd.

16 JIM: -- we're trying to get a phone in, I'll
17 let you know and then we'll see what we can do, if I
18 can work it out, I'll try to do that.

19 RACHEL: Okay.

20 JIM: Everything's so difficult with the
21 traffic.

22 RACHEL: The traffic's really bad, huh?

23 JIM: Oh yeah, I mean you can't go anywhere
24 you know. You want to go down the Radio Shack and buy
25 a phone, I mean, you got to have, it's a major
operation.

1 RACHEL: Are you being serious or sarcastic?

2 JIM? Huh, no, I'm being serious.

3 RACHEL: Really?

4 JIM: That road outside of your place, you
5 know how many cars are out there?

6 RACHEL: All the media you mean?

7 JIM: Yeah, there's a billion people.

8 RACHEL: Well, I didn't know you were over
9 that way.

10 JIM: Well I'm down here at the airport, but
11 it's the same way. You know, because this is where a
12 lot of the --

13 RACHEL: Uh-huh. Oh, yeah just to get
14 through to get to the --

15 JIM: Yeah.

16 RACHEL: To the highway.

17 JIM: Yeah, that's what I'm saying. Oh, you
18 can get out on the highway on 35, it's okay.

19 RACHEL: Yeah.

20 JIM: But I'm talking just getting out of
21 where I am.

22 RACHEL: Yeah, cause you're going to have
23 everybody trying to talk to you too, at the same time.

24 JIM: Well see, we don't tell them who we
25 are. But like if we send somebody out to get it, he's
got to go out through all that junk, you know.

1 RACHEL: Uh-huh. Well, they probably try to
2 talk to him too.

3 JIM: Yeah, you know how the reporters, they
4 try to talk to everybody.

5 RACHEL: Oh, yeah, anybody.

6 JIM: Anybody.

7 RACHEL: I mean anybody answer.

8 JIM: Well they don't really want to talk to
9 me. They want to talk to you and David.

10 RACHEL: Yeah, well.

11 JIM: That's who they want, that's who they
12 want to talk to.

13 RACHEL: -- you guys do to find out things.

14 JIM: Yeah, they don't care -- listen Rach,
15 nineteen years, I've been doing this. They don't want
16 to talk to policemen.

17 RACHEL: Oh really.

18 JIM: They could care less. The only --

19 RACHEL: Well that's because they've been
20 hearing, they've been hearing things already and they
21 want the other side, I guess.

22 JIM: That's, that's exactly what I'm saying.
23 I mean a policeman, they can go find him anywhere.

24 RACHEL: Yeah.

25 JIM: I mean, they're only talking to ATF and
the police because that's who, the only ones they can

1 | talk to.

2 | RACHEL: Right.

3 | JIM: See what I'm saying?

4 | RACHEL: Uh-huh.

5 | JIM: So, just remember that. You know when
6 | this thing goes to court, okay, I've seen a lot of
7 | cases where judges even throw them out before they go
8 | to a jury. I've had that happen. Do you understand?

9 | RACHEL: Yeah, I was listening kind of half,
10 | half heartily there because I was telling my daughter
11 | something.

12 | JIM: Yeah.

13 | RACHEL: You said something about they
14 | sometimes throw it out, excuse me, it doesn't make it
15 | to court.

16 | JIM: Well, the judge throws it out.

17 | RACHEL: Yeah.

18 | JIM: And, and also you got to remember that
19 | when a jury is seated, it's got to be you know, local
20 | people from the community, the peers. You know a jury
21 | has to be made up of peers.

22 | RACHEL: Uh-huh.

23 | JIM: So, you know, in your case the people
24 | of Waco and the ranchers and you know what I'm saying.

25 | RACHEL: Uh-huh.

JIM: That's who's the judge in there. You

1 know, that's who's, that's who decides what happened.
2 And the judge would be bound by their decision. It's
3 not his decision. He could throw it out if he wants,
4 you know, or parts of it. There's a whole lot of
5 things that could happen. I just want you to keep that
6 in mind. I think David was getting kind of down and,
7 you know.

8 RACHEL: I want to tell you something funny.

9 JIM: All right.

10 RACHEL: It was really funny in the court
11 case back in '88. There was a, I believe it was a red
12 flannel piece of cloth. What happened was they ripped
13 up a shirt into you know, little pieces and you know,
14 like little squares or whatever and Shabob had this
15 flannel red cloth and you know, he would watch about
16 his procedure and he was saying I think he was trying
17 to tell the guys, you know, that they were you know,
18 using it to strangle, if I have that correct, I'm not
19 positive on that, but, to use it some way like that.
20 Anyway but I think it had to do with strangling. And
21 it was really funny because when he asked one of, you
22 know, one of our guys, you know what it was used for,
23 well he was trying to tell him that what it was used
24 for. He would, one of the men were permitted to tell
25 him what it was used for.

JIM: Right.

1 RACHEL: And what it was used for was to go
2 to the bathroom.

3 JIM: Right.

4 RACHEL: And the whole, I mean the whole
5 courtroom just was filled with laughter.

6 JIM: (laughing)

7 RACHEL: It was, it was funny. It was an
8 experience.

9 JIM: Well, I just want you to realize that
10 that all that stuff is the process and it's important
11 to know that that's in place, you know. I don't want
12 you to get down about it. I want you to, it's just
13 something you got to deal with. You can deal with it.
14 Everybody out there's strong and has a lot of character
15 and I think that you can deal with it. Don't you?

16 RACHEL: What, the the --

17 JIM: The court. The courtroom or the, you
18 know, whatever, the hearings and all that stuff.

19 RACHEL: Yeah.

20 JIM: Don't you think so?

21 RACHEL: That people can handle it, is that
22 what you said?

23 JIM: Yeah, I think you can handle it.

24 RACHEL: Well, yeah, I guess.

25 JIM: Well, I think you're strong and I think
-- I know you --

1 RACHEL: Just tell the truth, I mean, what
2 happened.

3 JIM: Well, that's what, that's what's
4 important. I know you're concerned about it. It's all
5 going to work out and you're going to get in there, I
6 mean, it takes courage to get up in front of those
7 courts and, I know it's like that, but come on out and
8 get the process started, you know, I think that's the
9 best thing to do. I really do. I'm being honest with
10 you.

11 RACHEL: Uh-huh.

12 JIM: I don't want to see nobody else get
13 hurt. You don't either.

14 RACHEL: I sure hope they, you know, don't
15 try anything because I hate to see any more blood shed
16 either. I don't want to see any more violence.

17 JIM: I don't either, Rachel. I really --

18 RACHEL: So, I just hope, they don't, you
19 know try to come up in the middle of the night and
20 sneak up on everybody or you know, try to get into the
21 house because, you know?

22 JIM: Well, they won't, they won't.

23 RACHEL: Something's going to happens. I
24 mean they'll be risking their lives, that's for sure.

25 JIM: I know it. But I appreciate you saying
that you want everybody to be safe.

1 RACHEL: Yeah, I do.

2 JIM: And you take my word. Nothing's going
3 to happen like that. But I think one way to diffuse
4 anything, the whole situation is for you and me and
5 David to agree that now's the time to come out
6 peacefully. Come out, there'd be no more of this
7 armored cars out there. No more guns on either side,
8 and now that the event goes into court process and the,
9 the, television news process, and the public process
10 and all that stuff is over, you know what I mean.

11 RACHEL: Yeah, Jim, someone was just asking
12 me if a couple of guys can go out and carry the dead
13 dogs across the street because they're right in the
14 front of the house.

15 JIM: I know it.

16 RACHEL: Would you carry them across the
17 street and they're smelly.

18 JIM: I know it. Steve had asked me about
19 that yesterday, okay, and let me work --

20 (End of Tape 39)

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25