

NEW YORK CITY POLICE DEPARTMENT

DEPUTY COMMISSIONER OF TRIALS

Friday
July 26, 2024
10:00 a.m.

RESPONDENTS: LIEUTENANT JOEL RAMIREZ
 2022-27359
 2023-28702

SERGEANT JOSE DUME
2023-28471

REPORTER: SABRINA BROWN STEWART

A P P E A R A N C E S:

BEFORE: HONORABLE JEFF S. ADLER
 Assistant Deputy Commissioner of Trials

FOR THE DEPARTMENT: EMILY COLLINS, ESQ.
 Department Advocate's Office

FOR THE RESPONDENT: ERIC SANDERS, ESQ.
LT. JOEL RAMIREZ THE SANDERS FIRM, P.C.
 30 Wall Street, 8th Floor
 New York, New York 10005

FOR THE RESPONDENT: PETER E. BRILL, ESQ.
SERGEANT JOSE DUME BRILL LEGAL GROUP, P.C.
 176 Lexington Avenue, Suite O
 New York, New York 10016

P R O C E E D I N G S

1 OFFICER BURNS: Good morning.

2 Calling Case Numbers 27359 of 2022, and 28702
3 of 2023, Lieutenant Joel Ramirez. And also
4 calling Case Number 28471 of 2023, Sergeant Jose
5 Dume.

6 COMMISSIONER ADLER: Good morning, everyone.
7 Thank you all for being on time. We'll run
8 through your appearances again.

9 MS. COLLINS: Emily Collins for the
10 Department. Good morning.

11 COMMISSIONER ADLER: Good morning.

12 MR. SANDERS: Eric Sanders for Lieutenant
13 Ramirez. Good morning.

14 COMMISSIONER ADLER: Good morning.

15 MR. BRILL: Peter Brill on behalf of
16 Sergeant Dume. Good morning.

17 COMMISSIONER ADLER: Good morning, Mr. Brill.
18 Good morning, Lieutenant. Good morning, Sergeant.
19 Everyone could please have a seat.

20 Okay. We're on today to continue with the
21 remaining witness for the Department Advocate's
22 case, and then swing over to the Respondents.

23 Is there anything we need to discuss before
24 we proceed, Ms. Collins?

25 MS. COLLINS: Not from our side.

P R O C E E D I N G S

1 COMMISSIONER ADLER: Mr. Sanders?

2 MR. SANDERS: Not from --

3 COMMISSIONER ADLER: Mr. Brill?

4 MR. BRILL: No, Commissioner.

5 COMMISSIONER ADLER: In that case, please
6 call your witness.

7 MS. COLLINS: Thank you.

8 The Department calls SPAA Kenya Coger. I
9 believe she should be -- you may catch her in the
10 hallway. She's supposed to be on the way to the
11 waiting room. Thank you.

12 (Whereupon, the witness enters the
13 room.)

14 COMMISSIONER ADLER: Ms. Coger, Please step
15 up. Before you sit down, I'm going to ask you to
16 please raise your right hand.

17 SPAA COGER: (Complies).

18 COMMISSIONER ADLER: Do you swear or affirm
19 the testimony you're about to give will be the
20 truth, the whole truth, and nothing but the truth?

21 SPAA COGER: Yes.

22 COMMISSIONER ADLER: Please have a seat.
23 Once you get settled in, if you can adjust the
24 microphone, pull it towards you, speak into it so
25 we can hear you. Keep your voice up loud and

COGER - DIRECT EXAMINATION

1 clear. Okay?

2 SPAA COGER: Okay.

3 COMMISSIONER ADLER: The officer to your left
4 will ask you a couple of quick questions, and then
5 we'll begin your testimony.

6 OFFICER BURNS: For the record, please state
7 your title and full name.

8 SPAA COGER: SPAA Kenya Coger.

9 OFFICER BURNS: Also, for the record, could
10 you please spell out your full name.

11 SPAA COGER: K-E-N-Y-A, C-O-G-E-R.

12 OFFICER BURNS: Thank you.

13 COMMISSIONER ADLER: Very good.

14 Ms. Collins, you may proceed.

15 MS. COLLINS: Thank you.

16 DIRECT EXAMINATION

17 BY MS. COLLINS:

18 Q. Good morning, SPAA Coger.

19 A. Good morning.

20 Q. Please speak into the microphone, so we can
21 all hear you. Okay?

22 Can you tell the Court how long you've
23 been employed with the NYPD.

24 A. Since 2006.

25 Q. And what is your current assignment?

COGER - DIRECT EXAMINATION

1 A. Currently, I'm the payroll supervisor.

2 Q. In what command?

3 A. Manhattan North Narcotics.

4 Q. How long have you been in Manhattan
5 North Narcotics?

6 A. Since 2010.

7 Q. Drawing your attention to September of 2022
8 and a little bit before that, like the summer/fall of
9 2022, were you working at Manhattan North Narcotics?

10 A. Yes.

11 Q. What was your position at that time?

12 A. Payroll supervisor.

13 Q. And, generally, what does that mean? What
14 are your duties?

15 A. To make sure that the proper information gets
16 inputted into CityTime, and to go over at roll calls
17 and check back, and then enter that information into
18 CityTime.

19 Q. Okay. And I'm going to ask you some more
20 questions later on about checking your roll calls and
21 entering things into CityTime. All right?

22 By the way, are you familiar with
23 Sergeant Dume?

24 A. Yes.

25 Q. And was he working as an undercover detective

COGER - DIRECT EXAMINATION

1 back in September of 2022?

2 A. Yes.

3 Q. Are you familiar with Lieutenant Ramirez?

4 A. Yes.

5 Q. Was he working as a supervising lieutenant
6 back in September of 2022 at that command?

7 A. Yes.

8 Q. Back in the months of late July and August of
9 that year, did you receive 28s for a period of time off
10 for Sergeant Dume?

11 A. Yes.

12 Q. And do you recall how many weeks of 28s you
13 received?

14 A. Six.

15 MS. COLLINS: Can I please have the witness
16 be shown Department's Number 5A through 5F.

17 OFFICER BURNS: (Complies).

18 (Handing).

19 COMMISSIONER ADLER: She has it.

20 MS. COLLINS: Okay.

21 BY MS. COLLINS:

22 Q. I'd just like you to thumb through that
23 briefly, and then I'm going to ask you just a couple of
24 questions about that. Okay?

25 A. (Perusing).

COGER - DIRECT EXAMINATION

1 Okay.

2 Q. Are those copies of the 28s that you received
3 to cover Sergeant Dume's approved absences from 7/24
4 through 7/3?

5 COMMISSIONER ADLER: Through 9/3.

6 Q. I'm sorry. 9/3 of 2022.

7 A. Yes.

8 Q. Okay. Did you receive any 28s to cover him
9 from 9/6 through 9/11 or 9/10?

10 A. No.

11 Q. Did you receive a 28 to cover him on vacation
12 from 9/13 to 9/20?

13 A. No.

14 Q. Did you receive a 28 to cover him on vacation
15 from 9/20 to 9/27?

16 A. No.

17 Q. And how did you get those 28s, the ones that
18 you just looked at? How did you actually receive them?

19 A. Um.

20 Q. If you remember.

21 A. No, I can't say exactly how I received them.

22 Q. After you got those 28s for that six-week
23 period of time, did you adjust the roll call to cover
24 that period of time in any way? Did you make any
25 entries onto the roll call to account for that approved

COGER - DIRECT EXAMINATION

1 vacation day?

2 MR. BRILL: Objection.

3 MR. SANDERS: Objection. Leading.

4 MS. COLLINS: I'll just ask --

5 COMMISSIONER ADLER: Yeah. Why don't you ask
6 it in a more open-ended way, as you started the
7 first time.

8 MS. COLLINS: Okay.

9 COMMISSIONER ADLER: Sustained.

10 BY MS. COLLINS:

11 Q. After you received those 28s regarding
12 Sergeant Dume, did you do anything with the roll call?

13 A. I don't understand what you mean by that.

14 Q. Did you make any -- I'm sorry.

15 When somebody is on vacation with an
16 approved 28, do you, as roll call, make any notes on
17 the roll call about that?

18 A. When you receive the 28?

19 Q. Yes.

20 A. When the 28 is received, they're printed on
21 the roll call for whatever the 28 says.

22 Q. Okay. So, what do you mean, "They're printed
23 on the roll call for whatever the 28 says"?

24 A. When the roll call is done, if we have a 28,
25 whatever the 28 says, we put it on the roll call.

COGER - DIRECT EXAMINATION

1 Q. So, if the 28 said vacation, what would you
2 put on the roll call?

3 A. Vacation.

4 Q. Did you do that in that case for those
5 six weeks that were approved?

6 A. Yes.

7 Q. Now, drawing your attention --

8 MS. COLLINS: Can I have the witness please
9 be shown Department's 6.

10 OFFICER BURNS: (Complies).

11 (Handing).

12 COMMISSIONER ADLER: She has it.

13 Q. I'd like to draw your attention to the roll
14 call for September 6, 2022.

15 COMMISSIONER ADLER: It's about the fourth
16 page. The back of the second page.

17 A. Okay.

18 Q. You have it?

19 A. Yes.

20 Q. Okay. Now, drawing your attention to the
21 first line of that page, do you see an entry for
22 Detective 351?

23 A. Yes.

24 Q. And do you see anything handwritten onto that
25 line?

COGER - DIRECT EXAMINATION

1 A. Yes.

2 Q. What does it say?

3 A. V-A-C.

4 Q. What does that mean?

5 A. Vacation.

6 Q. Who wrote that?

7 A. Me.

8 Q. When did you make -- okay. So, you wrote
9 that onto the roll call, yes?

10 A. Yes.

11 Q. When did you write that onto the roll call?

12 A. That would have been Wednesday.

13 Q. Wednesday, what date?

14 A. The next day, the 7th.

15 Q. Why did you write it on Wednesday, instead of
16 the 6th?

17 A. Because when we go -- again, we go over the
18 roll call the day after, so Wednesday, going over the
19 roll call, seeing that he was out Tuesday, I just wrote
20 "vacation."

21 Q. So, when you got the roll call -- I'm sorry.

22 Just so I'm clear, the roll call for the
23 6th, when it shows up at the begin -- does it show up
24 at the beginning of the day? Does it go upstairs at
25 the beginning of the day?

COGER - DIRECT EXAMINATION

1 A. Yes.

2 Q. For members to sign in?

3 A. Right.

4 Q. For supervisors to check?

5 A. Yes.

6 Q. When it goes up on the 6th, did it have any
7 entry written for UC 351?

8 A. No.

9 Q. When you received it -- when did you receive
10 it?

11 A. It would be Wednesday.

12 Q. The 7th?

13 A. Yes.

14 Q. When you received it on Wednesday the 7th,
15 did it have any entry written for that line?

16 A. No.

17 Q. And you're the one who wrote V-A-C?

18 A. Right.

19 Q. I'm going to ask you about the next day.
20 Okay? So, drawing your attention to Wednesday,
21 September 7th.

22 A. Right.

23 Q. Do you see an entry, a handwritten entry, on
24 that first line for 351?

25 A. Yes.

COGER - DIRECT EXAMINATION

1 Q. What does that entry say?

2 A. V-A-C.

3 Q. Who made that entry?

4 A. Me.

5 Q. And what does that stand for?

6 A. Vacation.

7 Q. When did you make that entry for the
8 September 7th roll call?

9 A. Thursday.

10 Q. That would be September 8th?

11 A. Yes.

12 Q. So, when that September 7th roll call went
13 upstairs on the morning of September 7th, was that line
14 blank?

15 A. Yes.

16 Q. And when you received it, was it still blank,
17 when you received it on the morning of the 8th?

18 A. Yes.

19 Q. Why did you write in V-A-C on those dates?

20 A. Because I was aware that he was on vacation
21 through, you know, he was out already for six weeks
22 vacation, so we just assumed that he was taking an
23 extra day or two.

24 Q. Okay. Now, when you say you were aware that
25 he was on vacation, what vacation are you talking

COGER - DIRECT EXAMINATION

1 about? What period are you talking about that you were
2 aware that he was on vacation?

3 A. The six weeks prior.

4 Q. Ending on what day?

5 A. What is that, the 2nd? The 2nd.

6 Q. Okay. And --

7 A. Or the 3rd.

8 Q. You knew that his vacation was supposed to be
9 ending on the 3rd?

10 A. Right.

11 Q. So, did you have an additional 28 to cover
12 him from the 6th through that week?

13 A. No.

14 Q. Did you check for an additional 28 that would
15 cover him for that week?

16 A. Check how?

17 Q. Did you look around and see if maybe you
18 missed that 28 or something like that?

19 A. I don't recall.

20 Q. So, when you wrote in V-A-C, was that -- did
21 you check with his supervisor, Lieutenant Ramirez,
22 whether he was still on vacation?

23 A. No.

24 Q. Did you check with Sergeant Pitman whether he
25 was still on vacation?

COGER - DIRECT EXAMINATION

1 A. No.

2 Q. Did you try to reach out to Sergeant Dume to
3 see if he was still on vacation?

4 A. No.

5 Q. Did you talk to anybody and ask if he was
6 still on vacation at that time?

7 A. No, not that I recall. No.

8 Q. And then, you testified that "We assumed he
9 was still on vacation."

10 A. Yes.

11 Q. And who's the "we" that you're talking about?

12 A. Well, just the, you know -- the clerical
13 staff. We just figured -- oh, maybe he took an extra
14 day or something.

15 Q. Were you part of that "we," that clerical
16 staff that decided that?

17 A. Yes.

18 Q. Drawing your attention to the last three days
19 of that week, September 8 and 9. I'm sorry.

20 The next two days of that week,
21 September 8 and 9, do you know -- do you see a notation
22 on the first line of those two pages for UC 351?

23 A. You said 8th and 9th?

24 Q. Yes.

25 A. Yes. Yes.

COGER - DIRECT EXAMINATION

1 Q. And what -- is that a typed notation or
2 handwritten?

3 A. Handwritten.

4 Q. Do you know who wrote that?

5 A. No, I'm not really exactly sure.

6 Q. Was that somebody from roll call that wrote
7 that?

8 A. No.

9 Q. Drawing your attention to the 10th, Saturday,
10 September 10th.

11 Do you see any sort of notation at all
12 for UC 351 on that line, the first line?

13 A. No.

14 COMMISSIONER ADLER: Look in the box where it
15 says "1500 by 2333," there seems to be something
16 written there. Do you see that?

17 SPAA COGER: For a tour, yes.

18 Q. No, for the 10th.

19 A. Yes.

20 COMMISSIONER ADLER: I thought we were on the
21 9th now.

22 MS. COLLINS: I thought I said -- I'm asking
23 about the 10th.

24 COMMISSIONER ADLER: My mistake. First, it
25 was the 8th, then the 9th. We kind of skipped

COGER - DIRECT EXAMINATION

1 over --

2 MS. COLLINS: I'm sorry. I asked the 8th and
3 9th together.

4 COMMISSIONER ADLER: Correct. I got it. My
5 apologies. You're onto the 10th. Go ahead.

6 BY MS. COLLINS:

7 Q. So, on the 10th, is there anything written on
8 that entry for 351 at all?

9 A. No.

10 Q. Do you know why that is?

11 A. No.

12 Q. Were you working on Sunday, the 11th?

13 A. No.

14 Q. Was anybody from roll call working that day?

15 A. No.

16 Q. Were you working on Saturday, the 10th?

17 A. No.

18 Q. Was anybody working on that day --

19 A. No.

20 Q. -- from roll call?

21 A. No.

22 Q. Drawing your attention to the 13th of
23 September.

24 Do you see the first line on that page,
25 "Detective Undercover 351"?

COGER - DIRECT EXAMINATION

1 A. Yes.

2 Q. Is there a notation on "scheduled tour"?

3 A. Yes.

4 Q. What does that say?

5 A. Vacation.

6 Q. And is it written or printed?

7 A. Printed.

8 Q. Okay. Now, who printed that on there?

9 A. That would be a roll call person.

10 Q. Okay. Somebody from your unit?

11 A. Yes.

12 Q. And do you know why -- I'm sorry. Withdrawn.

13 Did you have a -- you testified earlier
14 that you did not have a 28 to cover him on vacation for
15 that week starting the 13th.

16 A. Right.

17 Q. So, can you tell us why it's printed
18 "vacation" on the roll call?

19 A. Because the week prior, he wasn't present for
20 duty, and apparently he was still out. So, we just put
21 down vacation.

22 Q. Was that an assumption?

23 A. Yes, it was.

24 Q. In retrospect, is that something that is --
25 I'm sorry. Withdrawn.

COGER - DIRECT EXAMINATION

1 Is that proper procedure for you to do?

2 A. No.

3 Q. Should you write in somebody on vacation or
4 print in somebody on vacation if you don't, in fact,
5 have an approved 28 for that time off?

6 A. No, but it's after the fact.

7 Q. I'm sorry. Can you explain that.

8 A. If it's coming back where it's just blank, we
9 have to put something in terms of input something into
10 CityTime, so we'll just write, while that person is not
11 present, "vacation" there.

12 Q. So, you put vacation, even if you don't have
13 a 28?

14 A. Right.

15 Q. Is that something proper to do?

16 MR. SANDERS: Objection.

17 COMMISSIONER ADLER: Overruled.

18 Go ahead. You can answer.

19 A. Well, in terms of doing payroll, we can't
20 leave it -- we can't leave it blank and mark somebody
21 present when they're not actually here.

22 Q. Did he have approved vacation for those three
23 extra weeks?

24 A. No, I don't recall seeing anything.

25 MR. BRILL: I'm going to object to that

COGER - DIRECT EXAMINATION

1 answer. It's a bit -- that's neither a no nor a
2 yes.

3 COMMISSIONER ADLER: I mean, and also -- I
4 mean, to the extent that you are aware.

5 Were you aware of any approved vacation for
6 that period?

7 SPAA COGER: No.

8 COMMISSIONER ADLER: Again, limiting it to
9 what she's aware of, Mr. Brill.

10 Continue.

11 BY MS. COLLINS:

12 Q. As supervisor of payroll at that time, was it
13 part of your duty to receive approved 28s from members
14 of the command?

15 A. Yes.

16 Q. After the approved 28s get sent to your unit,
17 what do you do with them? Do they go anywhere else?

18 A. Well, his timekeeper would get them, and she
19 would place them in his file.

20 Q. Now, you mentioned about CityTime earlier.
21 Can you explain to us the relationship between a roll
22 call entry and CityTime, a CityTime entry.

23 A. Whatever is placed on the roll call, the
24 timekeeper would input that into CityTime.

25 Q. For this period of September 3rd to

COGER - CROSS-EXAMINATION

1 September 27th, did Sergeant Dume have time on his
2 books --

3 A. Yes.

4 Q. -- that he could take his leave?

5 A. Yes.

6 Q. How does time get -- does CityTime have any
7 connection to time being deducted from somebody's time
8 and leave bank?

9 A. That's how you deduct it, through CityTime.

10 Q. Can you just explain that a little bit more.

11 A. If -- I would go to the person's name and
12 there's a box where it says, "leave," you would click
13 on the leave box, and then you would choose which type
14 of leave you want to use, and you would click on that
15 and it would ask you from what time to what time -- no,
16 it would ask from what date to what date, and you would
17 enter those dates, and then just click save and
18 finalize.

19 Q. And is that how time gets deducted from
20 somebody's bank?

21 A. Yes.

22 Q. Can you choose vacation as one of the entries
23 for types of leave?

24 A. Yes.

25 Q. If somebody's CityTime record shows vacation

COGER - CROSS-EXAMINATION

1 approved leave, does that necessarily mean that a 28
2 has been approved for that leave?

3 A. No.

4 MS. COLLINS: No further questions.

5 Thank you.

6 COMMISSIONER ADLER: Okay. Do you want to
7 start, Mr. Brill?

8 MR. BRILL: No.

9 COMMISSIONER ADLER: No?

10 Mr. Sanders, go ahead.

11 CROSS-EXAMINATION

12 BY MR. SANDERS:

13 Q. Let me just pull a marker, so the
14 commissioner gets some background about the command.

15 Now, back in 2022, you were the what,
16 the payroll supervisor, correct?

17 A. Yes.

18 Q. And the way this command works, there was a
19 principal above you, right, a principal administrative
20 aide?

21 A. Yes.

22 Q. And what's that principal's name?

23 A. Principal Smalls.

24 Q. Okay. And you work for the principal,
25 correct?

COGER - CROSS-EXAMINATION

1 A. Yes.

2 Q. And what was the principal in charge of?

3 A. Well, she would be in charge of roll call and
4 payroll.

5 Q. Okay. And then, she worked for someone else.

6 Who's the special operations lieutenant?

7 A. That would be Sergeant Shanahan.

8 Q. Okay. So, he wasn't a lieutenant at the
9 time. He was a sergeant?

10 A. Yeah, he's our direct --

11 Q. Okay. What's his role in the command? What
12 was his role?

13 A. He's the admin, administrative sergeant.

14 Q. Okay. And he had the group, all
15 administrators, including payroll, roll call,
16 timekeepers, everything is under him, right?

17 A. I really can't speak for what the
18 administrative sergeant's duties are.

19 Q. Okay. But you reported to him at some point,
20 right? He came and spoke to you about things to do
21 with roll call, right?

22 A. I don't understand what you mean.

23 Q. Have you ever had an interaction with the
24 administrative sergeant?

25 A. Of course.

COGER - CROSS-EXAMINATION

1 Q. Okay. Did he give you instructions how to do
2 A, B, and C on roll call?

3 A. Yes.

4 Q. Okay. Who is the commanding officer?

5 A. Commanding officer?

6 Q. The commanding officer back in 2022.

7 A. I can't recall exactly.

8 Q. Do you remember if it's a deputy inspector?
9 But there was a commanding officer, correct?

10 A. Yes.

11 Q. Okay. Did you ever have a meeting with your
12 commanding officer?

13 A. A meeting?

14 Q. Yes.

15 A. In reference to what?

16 Q. Just in general, then I'm going to ask you a
17 more detailed question.

18 A. A meeting, yes.

19 Q. Okay. Did you ever have a meeting with your
20 commanding officer about the operations in payroll?

21 A. I don't recall that.

22 Q. Have you ever had a meeting with the
23 commanding officer about the time and leave balances on
24 members of the service?

25 A. I don't recall.

COGER - CROSS-EXAMINATION

1 Q. Do you ever have any conversations with your
2 principal, for example, about the roll calls being out
3 of balance? And what I mean by out of balance is,
4 every tour, there's supposed to be an accounting for
5 every member of the service in that command, right?

6 A. Wait. Say that again.

7 Q. Every tour, there's supposed to be an
8 accounting -- okay. Back then, how many people were
9 assigned to Manhattan North Narcotics, do you recall?

10 A. No.

11 Q. Okay. Do you agree that part of what you do
12 as a payroll, you have to account for all the members
13 of service that are in the command, right, to make sure
14 they have time and leave balance, et cetera, right?

15 A. Yes.

16 Q. Whatever that number was, right?

17 A. Right.

18 Q. And do you agree, just based a little bit on
19 your testimony, that it didn't always balance out. In
20 other words, you would have roll call. They would
21 carry it over to the next day with missing entries,
22 right?

23 A. Yes.

24 Q. Okay. How often did you see that?

25 A. That could be daily.

COGER - CROSS-EXAMINATION

1 Q. Okay. And you were there for how long, 2010?

2 A. Yes.

3 Q. And you've seen that since 2010, right?

4 A. Yes.

5 Q. So, to make things run efficiently, your
6 group would then fill in entry to omitted, right,
7 that's part of what you've done, right?

8 A. Fill in -- what do you mean, specifically,
9 "fill in"?

10 Q. What I mean, like vacation, things like that,
11 right?

12 A. Fill in, how?

13 Q. Well, you just testified to it. You would
14 fill in the roll call to put vacation 'cause you make
15 an assumption, and not personal to you, your unit, all
16 right, would make entries that say, "vacation," right?

17 A. Right.

18 Q. Because the assumption is that the person has
19 been -- at least we're aware that he's not missing,
20 right? You're assuming they're on vacation, right?

21 A. Yes, if they went out on vacation.

22 Q. During the seven years -- well, this will be
23 14 years now, right?

24 A. Uh-huh.

25 Q. During the 14 years you were assigned to

COGER - CROSS-EXAMINATION

1 Manhattan North Narcotics bureau, did you ever have a
2 commanding officer come to you and say, "This person is
3 AWOL"?

4 A. No.

5 Q. Did they ever tell you that then UC 351 was
6 AWOL at any point from the summer through the fall of
7 2022?

8 A. No.

9 Q. Okay. Did anyone from the Department tell
10 you that he was AWOL, outside -- well, let me ask it a
11 proper way.

12 I asked you about the commanding
13 officer, right?

14 A. Uh-huh.

15 Q. Did the special operation lieutenant -- well,
16 in this case, the administrative sergeant, did he ever
17 come to you during this time period of summer and fall
18 of 2022 and tell you that UC 351 is AWOL and
19 unaccounted for?

20 A. No.

21 Q. Okay. And what about your principal, who's
22 now your direct supervisor, correct?

23 A. Yes.

24 Q. Did she ever come to you and say, UC 351 is
25 missing and AWOL, unaccounted for, through the time

COGER - CROSS-EXAMINATION

1 period of summer 2022 through September 2022?

2 A. No.

3 Q. Okay. Lieutenant Ramirez, you remember him,
4 right?

5 A. Uh-huh.

6 Q. Okay.

7 COMMISSIONER ADLER: Sorry. A couple of
8 times you said "uh-huh," to presumably signify
9 "Yes." It's easier for the record to have you say
10 yes or no.

11 SPAA COGER: Okay. Yes.

12 COMMISSIONER ADLER: Sorry for the
13 interruption.

14 MR. SANDERS: Yeah. I'm just going to ask a
15 couple of questions. I understand the position
16 you're in.

17 BY MR. SANDERS:

18 Q. Okay. So, now, Lieutenant Ramirez, during
19 that time period of summer of 2022 through fall of
20 2022, did you ever go to Lieutenant Ramirez and tell
21 him UC 351 is missing and unaccounted for?

22 A. No.

23 Q. Did you ever tell a commanding officer that
24 UC 351 was missing and unaccounted for during that same
25 time period?

COGER - CROSS-EXAMINATION

1 A. No.

2 Q. Okay. So, was the assumption that UC 351 was
3 actually on vacation?

4 MS. COLLINS: Objection.

5 COMMISSIONER ADLER: Say that again.

6 Was the assumption that he was on vacation?

7 MR. SANDERS: That's what she testified to.

8 MS. COLLINS: Whose assumption?

9 COMMISSIONER ADLER: Well, she said their --
10 "we assumed" earlier. So, that's what I assume
11 Mr. Sanders was referencing.

12 MR. SANDERS: Exactly.

13 COMMISSIONER ADLER: Do you understand the
14 question?

15 SPAA COGER: Yes.

16 COMMISSIONER ADLER: You can answer, then.
17 Overruled.

18 A. Did we assume he was on vacation? Yes.

19 Q. Now, there's a borough command above the
20 Narcotics Bureau, right? Is there a borough command
21 that you report numbers to?

22 A. Report numbers to?

23 Q. Yes.

24 A. No.

25 Q. Okay. One minute.

COGER - CROSS-EXAMINATION

1 COMMISSIONER ADLER: Yes, sir.

2 Q. Okay. Well, let me ask you a question about
3 the roll call.

4 During the time period you've been
5 assigned there, now 14 years, you said a little bit --
6 I want to make sure I have this right. Earlier, you
7 said it could almost be daily that you see omitted
8 entries on the roll call, right?

9 A. Yes.

10 Q. And that was consistently -- so, the entire
11 14 years you've been in narcotics?

12 A. Yes.

13 MR. SANDERS: Nothing further.

14 COMMISSIONER ADLER: Mr. Brill, would you
15 like to ask her some questions?

16 MR. BRILL: I think I might.

17 COMMISSIONER ADLER: Please do.

18 MR. BRILL: Ms. Collins, do you have the NBMN
19 September 22nd to September 25th roll calls on
20 paper?

21 MS. COLLINS: All of them?

22 MR. BRILL: I'm just copying them onto my
23 thumb drive.

24 MS. COLLINS: I don't have them with me.

25 MR. BRILL: That's what I'm waiting for.