

STATE OF NEW JERSEY IN THE INTEREST OF T.S. -- December 20, 2012

SHEET 13

McDonald - Cross

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1 much of that hour and 20 minutes did Justin Evans say
2 that he was not there?

3 A Pretty much the entire beginning of it.

4 Q No. If I told you that -- if I told you that
5 the tape said for the first 50 minutes, 5-0, of the
6 hour and 20 minutes that he denied his involvement at
7 all in this incident, would that be accurate?

8 A It could be.

9 Q Okay. And at the point where -- in the
10 middle -- during that 50 minutes, not during the rest
11 of the time, but during that 50 minutes, there came a
12 point where -- after you and another detective in the
13 room were talking to him, isn't it true that he said, I
14 did it, it's me, I'm involved?

15 A Yes, he did.

16 Q And at that point, his mother turned to him
17 and said, what are you talking about? You said the
18 whole time you weren't there. And he then turned to
19 you and said, well, you want me to say I'm there, you
20 tell me that I -- I -- that clearly I'm there, so I'm
21 te-- I'm telling you what you want to hear. Is that
22 true?

23 A That is true.

24 Q That is true. And then he goes back and
25 says, but I really wasn't there. Is that true?

McDonald - Cross

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1 A No. I don't recall that. He -- he stated that he
2 was there and he stated whoever else was there, present
3 with him.

4 Q Okay. So, having listened to the tape
5 myself, I'm going to ask you again. During the hour
6 and 20 minute interview -- an hour and 20 minute
7 discussion with Mr. Justin Evans, at approximately 45
8 to 50 minutes, he turns and he says -- after saying I'm
9 not there the whole time, he says, I was there, I did
10 it, it was me. Not mentioning anyone else initially,
11 just saying it was me. Is that correct?

12 A Correct.

13 Q Then after his mother turns to him and says,
14 how could that be, you've been saying no the whole
15 time, he then explains why he said it was him. Did he
16 do that?

17 A Yes, he did.

18 Q Did he say, it's me because the officers are
19 pushing me, everyone is pushing me, and -- we're
20 talking about a juvenile here, right? Is Mr. Justin
21 Evans a juvenile?

22 A Correct.

23 Q How old is he?

24 A He's 17.

25 Q 17 years old and he's in the room for an hour

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