

Witness Statement

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EE – Lt. Erik Eagan      JC – Jason Cyphers

On May 23, 2012 at 0941 hours LT Eagan called Jason Cyphers at 386-561-7302. Below is a summary of the conversation with him during the sworn phone interview.

EE    Hello Jason?

JC    Yes.

EE    Hello I'm Erik Eagan with the Volusia County Sheriff's Office. I'm conducting an administrative investigation. Would you mind if I spoke with you?

JC    Sure.

EE    Do you have a few minutes for me to ask you some questions?

JC    Ahhh yeah, I guess so.

EE    Do you mind if I record the phone call?

JC    Ummm, ahhh, particularly not but ah.

EE    So you don't mind if I record the interview?

JC    No I don't want you to record the...(recorder is shut off)

30 EE As a Florida Law Enforcement Officer and a Notary Public of the State of Florida  
31 I am empowered to take sworn statements. At this time I'd ask that you to raise  
32 your right hand to be sworn please.

33

34 Do you solemnly swear or affirm that the statement you are about to give is the  
35 truth, the whole truth and nothing but the truth so help you God?

36

37 JC I do.

38

39 EE Can you spell you name for me please?

40

41 JC C-Y-P-H-E-R-S

42

43 EE What is your address?

44

45 JC 1510 Bear Paw Ln, DeLand, FL

46

47 EE Your phone number is the number that I just called you on? (386-561-7302)

48

49 JC Yes.

50

51 EE How do you know Deputy Deane?

52

53 JC We've been friends for a while now.

54

55 EE Were you at a party on November 5, 2011 at Deputy Deane's house?

56

57 JC Yes, I believe that was the date.

58

59 EE What kind of party was it?

60

61 JC An after Halloween costume party.  
62  
63 EE What were you dressed up as?  
64  
65 JC I was dressed as the West Virginia Ninja.  
66  
67 EE What is that?  
68  
69 JC It's a character from the Internet. It's a guy on YouTube that does videos.  
70  
71 EE Were you the only one dressed as a West Virginia Ninja?  
72  
73 JC Yeah...(laugh)  
74  
75 EE Did you see two young teenage girls at the party?  
76  
77 JC Yes, we were outside when they arrived. I think there was two girls and a guy  
78 with them.  
79  
80 EE Do you remember how they were dressed?  
81  
82 JC One of the girls, the petit one, was wearing Daisy Dukes shorts and a shirt tied up  
83 to her midriff. I don't remember what the other ones were wearing.  
84  
85 EE Did you have a conversation with them?  
86  
87 JC No I did not.  
88  
89 EE How old did you think the girls were?  
90

91 JC They looked to be 18-22 years old. I know they were younger than that because I  
92 know Travis has some trouble about that.  
93  
94 EE Did Deputy Deane introduce them to you?  
95  
96 JC No.  
97  
98 EE Did you see Deputy Deane serve alcohol to either of the teenage girls?  
99  
100 JC I did not.  
101  
102 EE Did you see anybody at the party serve alcohol to the teenage girls?  
103  
104 JC No I didn't.  
105  
106 EE Was the alcohol available to the people in attendance?  
107  
108 JC Yeah, there was a keg in a frig in the garage and some alcohol inside too.  
109  
110 EE Did you see either girl with a plastic cup in their hand?  
111  
112 JC No.  
113  
114 EE Did you see either girl consume alcohol while at the party?  
115  
116 JC I did not.  
117  
118 EE Did you see the plastic cups on the patrol car's hood?  
119  
120 JC No.  
121

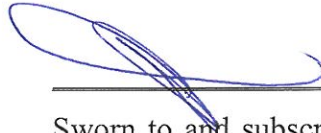
122 EE Did you play beer pong on the hood of the patrol car?  
123  
124 JC I definitely did not do that.  
125  
126 EE Who was playing beer pong on the patrol car?  
127  
128 JC I'm not sure.  
129  
130 EE Where was Deputy Deane when people were playing beer pong on the patrol car?  
131  
132 JC I don't recall, I think in the garage.  
133  
134 EE If the beer was in the garage, could you see the patrol car with the plastic cups on  
135 the hood from there?  
136  
137 JC Sure  
138  
139 EE Where was the patrol car parked?  
140  
141 JC In the driveway, next to the garage.  
142  
143 EE Was there anything blocking the view from the garage to see the patrol?  
144  
145 JC There was a red Ford Mustang parked in the garage. An older one.  
146  
147 EE Did Deputy Deane see the plastic cups on the patrol car?  
148  
149 JC I don't know what he saw.  
150  
151 EE What time did the party start?  
152

153 JC I don't know, it was kinda show up when you can.  
154  
155 EE How were you invited to the party?  
156  
157 JC I think it was by the internet or text messaging. Travis texted me.  
158  
159 EE Do you remember what time you left the party?  
160  
161 JC No, maybe sometime between 12 to 1ish.  
162  
163 EE I've got a text, or I mean a Facebook message that says I'm standing here next to  
164 the West Virginia Ninja playing beer pong on a patrol car. Were you playing beer  
165 pong on Deputy Deane's patrol car?  
166  
167 JC Yeah.  
168  
169 EE Why did you tell me before that you weren't?  
170  
171 JC I don't know...I didn't want to get into trouble.  
172  
173 EE You're not going to get in trouble for playing beer pong on the patrol car. Who  
174 were you playing beer pong with on the patrol car?  
175  
176 JC Ahh, my ex-girlfriend, Kaley Rafferty.  
177  
178 EE How do you spell her name?  
179  
180 JC K-A-L-E-Y  
181  
182 EE And her last name?  
183

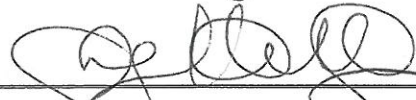
184 JC R-A-F-F-E-R-T-Y  
185  
186 EE OK thanks. How old is she?  
187  
188 JC She's 27 now.  
189  
190 EE Who else was playing beer pong on the patrol car?  
191  
192 JC I think there were two other people playing too. I don't remember who they were.  
193  
194 EE Was Deputy Deane watching you play beer pong on the patrol car?  
195  
196 JC I don't think so.  
197  
198 EE Is there anything else you would like to add or delete from your statement?  
199  
200 JC I guess if you could delete that I wasn't playing on the patrol car. I just...  
201  
202 EE Is there anything else that you would like to add?  
203  
204 JC No sir.  
205  
206 EE Thank you for talking to me today.  
207  
208 JC OK.  
209  
210 The interview concluded at 0957 hours.

I, Lt. Erik Eagan, swear that the forgoing is an accurate summary of the statement of Jason Cyphers taken by me on May 23, 2012.

(Signed)



Sworn to and subscribed before me this 23<sup>rd</sup>  
Day of may, 2012.



Signature of Notary Public-State of Florida



(Print, type or Stamp Commissioned Name of Notary Public)

My Commission Expires:

My Commission Number is:

Personally Known

Produced identification

Type of Identification Produced