

WITNESS STATEMENT

JB – Jack Bisland BJ – Major Bobby Jones

JB Testing 1-2-3-4-5. Today's date is Thursday December 9th, 2010. The time now is approximately 2:10 in the afternoon. This will be a recorded interview with Major Bobby Jones. The persons present are Major Jones and myself Jack Bisland an investigator 7th Judicial Circuit. This interview is taking place at the Deland Courthouse inside the State Attorney's Office. Major Jones for the record I want to establish that I'm conducting a criminal investigation that this is not an internal or an administrative matter do you understand that sir?

BJ Yes sir.

JB Additionally that you have been identified as a potential witness in this case and that you're here giving this statement voluntarily is that correct?

BJ Yes sir it is.

JB Ok. Essentially based on a complaint from the Sheriff's Office I'm conducting an investigation into the fatality accident which occurred on November 25, 2010 in Debary involving members of the Osowski family. Specifically this investigation deals with the action and/or inaction of Capt. Alan Osowski after being notified of that accident. Before we begin the interview what I'd like to do is swear you in if you would sir please just raise your right hand. Do you solemnly swear or affirm the statement you are about to give will be the truth the whole truth and nothing but the truth so help you God?

BJ Yes I do.

JB Thank you. Would you please just for the record state your name.

BJ My name is Robert Jones.

JB And you're currently employed with the Volusia County Sheriff's Department correct?

BJ Yes sir I am.

JB How long have you been employed?

BJ 23 Years.

JB And your current assignment?

BJ I'm the commander of law enforcement services division.

JB Ok were you working on Thanksgiving day November 25th, 2010?

BJ No sir I was not working.

JB Were you notified of an accident with injuries in your Debarry district involving family members of one of your members?

BJ Yes sir I was.

JB Can you just tell me about the notification, where were you and how you were notified?

BJ Yes sir it was the early part of the evening, I don't have the specific time. We were actually sitting at our dining room table, our dinner we normally eat in the evening on Thanksgiving. We had just sat down and were saying the blessing and I was called on the Nextel by Capt. Mandizha to begin to give me initial information about the accident.

JB Did you respond from your house to any location that evening?

BJ No sir I did not.

JB Ok you continued to get briefing from Capt. Mandizha as the events evolved thru out the night?

BJ Yes that's, yes.

JB Were you at some point made aware that there were efforts or first lets establish, during the briefing were you told that Alan Osowski's grandmother at some point in the evening had passed away as a result of her injuries from the accident? Alan Osowski's mother.

BJ Yes sir I was.

JB Ok were you also advised that the identified driver of that vehicle was Alan's son Michael Osowski?

BJ Yes sir I was.

JB Were you made aware at some point Alan Osowski and his son left the initial scene of the accident to go to Fish Memorial to initially check on the well being of Alan's mother Peggy?

BJ I was made aware of that but not in a contemporaneous manner, not as quickly as it was happening. Those facts were being gathered and there seemed to be some

delay in gathering or being able to gather them in the relay, not a delay between them getting to Capt. Mandizha or not between Capt. Mandizha relaying them to me but it seemed like in those getting to Capt. Mandizha.

JB Ok. Is there a point in time in the evening during these briefings you're receiving you're made aware that with it almost a sense of urgency there's an effort to try to locate, interview Michael Osowski.

BJ Yes, I'm first notified that he's not at the scene and it takes a little while to ascertain what does that mean? Has he been medically transported has he, what, what do you mean he's left the scene? So this process begins with Capt. Mandizha being the person on the ground collecting all this information and ultimately at the point where there between the hospital on Saxon and Halifax Hospital it's pretty clear by the time they arrive at Halifax and Michael's not with them that I am getting that information in real time that um, that Michael's not there and there's concerted effort to look for Michael.

JB Is there a point thru the evening where you had a conversation with Alan Osowski?

BJ Yes.

JB Can you tell me the details of that was it...

BJ I can. We had endeavored all night to be respectful of the circumstances of the accident and allow a long standing member of the agency the appropriate time to grieve and do those things that he needed to do. Felt like that had been accomplished by the time he departed Halifax Hospital. I had gotten regular updates and had also updated my supervisor of those things and basically felt like when he left Halifax we were going to be able to get with his son and interview his son. He, I was told that he was leaving Halifax and returning to his residence in Orange City. Capt. Osowski speaking of, um when he got there I was informed that personnel including Capt. Mandizha who was the person informing me expected Michael to be at the house in Orange City at Capt. Osowski's residence based on statements made by Capt. Osowski. When that did not occur as I said I had been regularly updating my supervisor, I was instructed to place a call to Alan and to make sure that Alan understood that we needed, we the sheriff's office specifically the traffic homicide investigators needed to speak with his son immediately. I clicked...

JB Go ahead.

BJ I clicked Alan on the Nextel, he responded very promptly. I expressed my condolences for his loss and for the circumstances with which he was dealing with right now and then I said something very close to "Alan it's imperative that the traffic homicide people speak with your son tonight, we've got to make that

happen.” Capt. Osowski told me that yeah he didn’t know if that was going to be possible, I kind of cut him off and said “Alan you told them he was at your house now where is he?” he said “well no” he said “his house I think” um he seemed kind of equivocal about it he said “but the problem is he took a sleeping pill I think” and I said “well Alan are you going, we have people either at his house, Michael’s house or responding there are you going there? Is there any way that you can assist them in gaining access to the house and getting in touch with Michael?” He said “no, no I can’t do that I don’t have a key, I don’t have any way to access the house, it wouldn’t be right he has other roommates I have no right to be in there” and then something along the lines of “you know you guys have to do what you have to do” and that was basically the end of our conversation. My, do you want me to continue or?

JB Yes please.

BJ My actions beyond that in that night were I briefed my supervisor. We discussed a plan where there would be a constant and continuous effort to attempt to locate Michael. That effort included directing that hotels be checked, that the residences in question continue to be checked periodically thru out the evening and that’s what we did that night.

JB And try to refresh your memory about the conversation. Was there a comment made by Alan Osowski during your Nextel conversation with him to the effect that his son is an adult? Was that part of the conversation or no?

BJ Um yes I think he said something about the fact that his son was an adult. It seemed to me at the time to be you know indicative that he wasn’t in a position to make decisions for his adult son.

JB And you had no conversations with Michael that night or the next day?

BJ I did not.

JB And you, did you have any other direct efforts to locate Michael that evening, you yourself?

BJ No I did not.

JB And you didn’t have another conversation with Alan Osowski after that?

BJ I did not, no.

JB And you didn’t respond to his house that evening?

BJ No I didn’t.

JB Ok. Give me one second. Major Jones given that you're acutely aware of the focus of this investigation being on Alan Osowski and his actions is there anything that you're aware of that I've neglected to ask that you think is relevant to that investigation?

BJ No not that I can think of.

JB Do you have any questions of me sir?

BJ No I don't.

JB Ok that's all my questions so this will conclude the interview. The time now is approximately 2:20.