



King County

Department of Executive Services

Inquest Program

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**INQUEST INTO THE DEATH OF
ALBERT WAYNE FREDERICKS, JR.
INQUEST # 17IQ427069**

**PRE-HEARING CONFERENCE ORDER FOR
DECEMBER 16, 2022**

Family of the decedent:	Albert W. Fredericks, Jr. by Susy Sobel and Mahalia Kahsay (not present)
Law enforcement officers:	Seattle Police Department Officers Rogers, Oliverson, Hay, Jerome and Swartz represented by Ted Buck (not present), Karen Cobb and Delaney DiGiovanni
Employing government department:	Seattle Police Department (SPD), represented by Alison Markette, Rebecca Widen and Ghazal Sharifi (not present)
Inquest Administrator:	Michael Spearman
Inquest Program Attorney:	Claire Thornton
Inquest Program Coordinators:	Flo Armah (primary); Kaela Reilly (secondary)

Having held a Pre-Hearing Conference on the date noted above, Inquest Administrator (IA) Spearman hereby orders the following:

1. IA Transition

- a. Judge Marcine Anderson is present and greets the parties. Judge Anderson will be taking over this inquest on January 9, 2023, when she joins the Inquest Program.

2. Final Policy Scope

- a. Final Policy Scope re-circulated to the parties on December 13, 2022, is confirmed with no further input from any party.

3. Final Training Scope

- a. Final Training Scope circulated to the parties on December 13, 2022, is confirmed as containing trainings the IA has determined may be relevant in this inquest. All previous objections are noted.
 - i. Involved Officers may raise specific objections to portions of the trainings being presented to the jury at a later time prior to the Inquest Hearing date. All relevant training documents have been distributed to the parties via ShareFile.

4. Witness Issues

- a. Witness EMT Mr. Ota has informed the IA that he is unavailable for live testimony between from March 1 through the end of July 2023.
 - i. SPD would like to interview Mr. Ota. Parties shall coordinate with the IPA to set a date in February to both conduct an informal interview of Mr. Ota as well as preserve his testimony on video.
 - ii. SPD would also like to interview Mr. Hayes. Parties shall coordinate with the IPA to set a date in February to conduct the interview.
- b. SPD Policy and Training Designee – parties shall coordinate to set a date in late January or early February for the interview of the Policy and Training Designee.
- c. Experts
 - i. KCME – IPA will contact Dr. Mazrim regarding review of the opinions of the parties’ experts, Dr. Quinn (Family) and Dr. Wigren (Involved Officers/SPD). IPA will report back to parties regarding Dr. Mazrim’s review of and/or opinions regarding the experts’ reports and will schedule a follow up interview, if appropriate.
 - ii. Parties’ Medical Experts - Dr. Quinn and Dr. Wigren – interviews shall be scheduled in late January or early February.
 - iii. Parties’ Video Experts – Involved Officers agree that the synced video prepared by the Family’s expert is an accurate representation of the events and do not object to the synced video being used as a demonstrative exhibit. Involved Officers object to the use of the Family’s expert’s PowerPoint presentation and intend to file a motion to exclude the PowerPoint.
 - 1. Motion to Exclude Family’s Expert’s PowerPoint shall be filed by January 23, 2023.
 - 2. Response to Motion to Exclude shall be filed by January 30, 2023.

5. Instructions

- a. Instructions to the Jury – no additional comments have been received from the parties. The Closing Instructions will be finalized at the close of evidence. Deadline to provide any further comments on the Introductory Instructions is January 13, 2023.

6. Stipulations

- a. Some of the Involved Officers underwent the PBLEA Use of Force Decision Making training in different years. The parties stipulate to using the 2015 PBLEA Use of Force Decision Making training for all Involved Officers. The IPA will prepare and circulate a stipulation for the parties to review.
- b. CIT Trainings - Parties shall make best efforts to agree to a stipulation regarding the CIT trainings contained in the IA's Final Training Scope.

Dated: December 16, 2022.



Inquest Administrator Spearman