

**OCPD Det. Kim Davis's Video Interview of Sherry Ellis on 8/5/2014
(Transcript Excerpts)**

DET. DAVIS: Umm do you have any medical problems?

SHERRY ELLIS: Uhh. Blood... high blood pressure. Uhh I went to Red Rock...uh

DET. DAVIS: What'd you go to Red Rock for?

SHERRY ELLIS: I get medication for severe depression... uhh...

DET. DAVIS: What do you take for that?

SHERRY ELLIS: Prozac.

DET. DAVIS: Mm hmm

SHERRY ELLIS: **Uhh I take Ju...Ju...Jurdon...for a... calming me down.**

DET. DAVIS: **Jurdon. I haven't heard of that one.**

SHERRY ELLIS: **J-U-R-D-O-N**

DET. DAVIS: **Do you have anxiety?**

SHERRY ELLIS: **Yes.**

DET. DAVIS: **Is that what the Jurdon is for J-U-R-D-O-N.**

SHERRY ELLIS: **Something like that.**

DET. DAVIS: And Prozac.

SHERRY ELLIS: Uh huh, and a... (muttering)

DET. DAVIS: Do you take medicine for your high blood pressure?

SHERRY ELLIS: Uh huh

...

DET. DAVIS: Oh ok, so you've been out... So where... when about four months ago this happened, where were you living then?

SHERRY ELLIS: I was staying on 16th and Terrace.

DET. DAVIS: With who?

SHERRY ELLIS: With... with Terry

DET. DAVIS: With Terry Mack?

SHERRY ELLIS: Yes.

DET. DAVIS: (talking to herself while writing) 16th Terrace.

SHERRY ELLIS: 2258 Northeast 16th and Terrace.

DET. DAVIS: (talking to herself while writing) 2258 Northeast 16th Terrace.

SHERRY ELLIS: Yeah.

DET. DAVIS: Now were you off on the dope and stuff then?

SHERRY ELLIS: Yeah I was off.

DET. DAVIS: No you were off dope? Then?

SHERRY ELLIS: Yeah.

DET. DAVIS: Ok. Ok. What umm... what time did you leave his house? Why were you out? What... you see what I'm saying?

SHERRY ELLIS: Ummm

DET. DAVIS: What were you doing that day?

SHERRY ELLIS: Uhhh...it was... it was before twelve o'clock.

DET. DAVIS: Before midnight?

SHERRY ELLIS: Umm I was... I had left my house, I was staying with Terry, I had left my house on my way to my cousin's house.

DET. DAVIS: On foot or in a car?

SHERRY ELLIS: I was on foot.

DET. DAVIS: Who's your cousin?

SHERRY ELLIS: My cousin Don (pronounced Dion), her name is Don Thompson... Thomas, but she lives a, up the street. Around the... where I was walking... when I was on way... she stayed... she stayed maybe four blocks down.

DET. DAVIS: Why were you going over there?

SHERRY ELLIS: Cause that's my cousin and my nieces, my nephews, I go over there all the time.

DET. DAVIS: How do you spell Dion?

SHERRY ELLIS: D-O-N

DET. DAVIS: Ok. But that's a female?

SHERRY ELLIS: Yes ma'am.

...

SHERRY ELLIS: So I'm walking and then the next thing I know I... I... lights behind me.

DET. DAVIS: Like car lights or over these (gesturing) lights?

SHERRY ELLIS: Yeah his lights...just no

DET. DAVIS: Just headlights

SHERRY ELLIS: Yeah

DET. DAVIS: Ok

SHERRY ELLIS: Behind me and then he pulled up and then that's when I realized that it was the police.

DET. DAVIS: Cause you turned around?

SHERRY ELLIS: Cause I turnt around. Yeah I turnt around that's when I found out it was the police.

DET. DAVIS: Now were his overhead lights on or anything? You just saw that it was a police car?

SHERRY ELLIS: Yeah cause he... cause he pulled up behind me. Like...

DET. DAVIS: Ok

SHERRY ELLIS: Yeah

DET. DAVIS: Then what?

SHERRY ELLIS: Uhhh he asked me to a stop and uhh...

DET. DAVIS: Was he in the car when he asked that or was he out of the vehicle?

SHERRY ELLIS: He... he pulled over and got out.

DET. DAVIS: He got out?

SHERRY ELLIS: And asked me uhh what was my name. And uhh... I told him. And he said well can you come back here with me... come back here for him for a second and just to talk to him. **So I was by the police car.**

DET. DAVIS: On the driver's side or the passenger's side?

SHERRY ELLIS: **On his driver's side.** And uh and he asked me my name like I said. And then I had my purse and he asked me if I had anything illegal in my purse and I said no. Which I didn't. **So he's like well is it uhh... is it... will it be alright uhh... if uhh... if I check you to**

see if you have anything illegal on you. And I'm like no, but I wouldn't think... you don't supposed... I don't think a man was supposed to do that, but anyway.

DET. DAVIS: But did you say no? Or did you say no I don't care...

SHERRY ELLIS: No I don't have any... **I said no I don't care**

DET. DAVIS: Oh you said no. Ok. Ok. So you said no I don't care.

SHERRY ELLIS: Mm Hmm

DET. DAVIS: Ok. I didn't know if you were saying no I don't care or no you can't check me.

SHERRY ELLIS: No.

DET. DAVIS: Ok. Ok go ahead.

SHERRY ELLIS: **And then he umm... then he you know he said turn around and I had my arms out and he checked me and umm...**

DET. DAVIS: **Were your hands on the car or were you just standing like this (gesturing with arms out)?**

SHERRY ELLIS: **I was standing like this (gesturing with arms out).**

DET. DAVIS: **Kind of like a scarecrow?**

SHERRY ELLIS: **(nods her head yes)**

DET. DAVIS: Ok

SHERRY ELLIS: And uhhh...

DET. DAVIS: What did he do when he checked you?

SHERRY ELLIS: **He checked me and then he took... you know... he checked me all like that (grabs at breasts).**

DET. DAVIS: **Did he touch your boobs like that?**

SHERRY ELLIS: **Yeah. And then he uhh... went between my legs and did that (gesturing with hand) like that.**

DET. DAVIS: Did what?

SHERRY ELLIS: Like that... between my legs (gesturing with hand)

DET. DAVIS: **Just like that (gesturing with hand)? So did he touch your vagina on the outside of your pants?**

SHERRY ELLIS: Hmmm?

DET. DAVIS: **Did he touch your bottom on the outside of your pants?**

SHERRY ELLIS: **Yeah.**

DET. DAVIS: Ok.

SHERRY ELLIS: And uhhh, he said have a seat, and by that time he had opened up the back of the police car door and he told me to have a seat there. And uh... I don't know... I think... I think I gave him my ID. Cause I had my ID. So he ran my ID.

DET. DAVIS: Did he shut the door when you got in the car?

SHERRY ELLIS: (sighs)

...

SHERRY ELLIS: Umm (pause) yes. He shut the door while I was in the back of the police car.

DET. DAVIS: Ok.

SHERRY ELLIS: He got back in the front seat...

DET. DAVIS: Ok.

SHERRY ELLIS: **And he started typing in his computer... my name.**

DET. DAVIS: Ok.

SHERRY ELLIS: Then... uhh... he radioed and then I guess after a minute they called back and said I had city warrants.

DET. DAVIS: Ok.

SHERRY ELLIS: **But while I was in the back seat I'm looking at him pulling my information and stuff up.**

DET. DAVIS: Mm hmm.

SHERRY ELLIS: **So all my... everything I've ever did is going be on that computer.** So I see this. Ok my prostitution charge was way back then.

DET. DAVIS: **Could you see that?**

SHERRY ELLIS: **Yes I see.**

DET. DAVIS: You saw where it said prostitute?

SHERRY ELLIS: Yeah.

DET. DAVIS: **Ok. But I didn't know if you could see the computer.**

SHERRY ELLIS: **Oh yeah. In... in the back of the police car. But uhhh after a minute they called. They... they hollered back at him and said, she has some warrants, city warrants w...w... from McCallister, which I have warrants... city warrants from McCallister for tickets. And uhh... he got out the car.** Opened the door where I was at and he said, well what do you think we need to do about this? And uh I said, what do you mean, what do we need to do about this? And he said well what do you think we need to do about this situation? What... what... do you think we need to do? And I was like what do you think... what do you mean what do we need to do about it? Am I going to jail or am I not going to jail or are you taking me to jail? I mean I don't know what... what you mean about what I'm, what we are going to do about this. So before I know it he... he had pulled his thing out.

DET. DAVIS: Did you even see him do that or was it just there.

SHERRY ELLIS: It was there. And uh it was just right... I'm sitting down in the back seat and it's like right there (gesturing in front of her face).

DET. DAVIS: Did you even see him do that or was it just there.

SHERRY ELLIS: It was there. And uh it was just right... I'm sitting down in the back seat and it's like right there (gesturing in front of her face).

DET. DAVIS: Was it hard?

SHERRY ELLIS: (nods her head yes).

DET. DAVIS: Ok.

SHERRY ELLIS: And... he had... he asked me... he told me this is what I... this is what he want me to do.

DET. DAVIS: What did he... did he say this is what I want you to do or did he tell you what to do?

SHERRY ELLIS: Yeah.

DET. DAVIS: What were his words?

SHERRY ELLIS: He said put this in your mouth or he s... uh... th... he... he practically just said here it is put it in your mouth. Uh you what I'm saying... here. Ok and then I did that for uhh...**three maybe four minutes or something.**

DET. DAVIS: Ok.

SHERRY ELLIS: And then he said uh...get back... you uh... get your... put your feet back in.

DET. DAVIS: So were you turned sideways where your feet were on the street?

SHERRY ELLIS: Yeah. **Then he said, get back in and he closed the door and he got in the police car and drove off and drove and hit the corner.**

...

SHERRY ELLIS: And then there's a... he went to the... to the right. There's a park where the old school was. It's a old school over there. There's a park behind the school.

DET. DAVIS: Ok.

SHERRY ELLIS: And he drove over the... a... curb.

DET. DAVIS: He drove over the curb?

SHERRY ELLIS: **He drove over the curb going into the... into the a playground. It's a big old field, playground. Big old field. It's a couple of buildings there. And uh he drove and then he went around this other one building, and he parked and he told me to get out and bend over.**

...

DET. DAVIS: Ok. So he told you to get out?

SHERRY ELLIS: **He told me to get out.**

DET. DAVIS: **Did he open the door...**

SHERRY ELLIS: **Yeah.**

DET. DAVIS: For you? Then what did... what happened after you stood up?

SHERRY ELLIS: **He told me to... he told me to pull my pants down.**

DET. DAVIS: Ok. What did you say or do?

SHERRY ELLIS: I didn't say nothing man.

DET. DAVIS: Ok. That's fine. That's ok. Did you pull you pants down?

SHERRY ELLIS: Yep.

DET. DAVIS: Ok then what?

SHERRY ELLIS: Then he stuck his... then he had sex.

DET. DAVIS: Well what position are you in?

SHERRY ELLIS: I'm bent over... from the behind.

DET. DAVIS: Were you still at the car or were you...

SHERRY ELLIS: Yeah well I was... bent over by the car. He opened the door, I got out and I bent over. And facing the car...

DET. DAVIS: Did he tell you to bend over...

SHERRY ELLIS: Yeah.

DET. DAVIS: or how did he...

SHERRY ELLIS: He told me to bend over.

DET. DAVIS: So he said pull your pants down...

SHERRY ELLIS: And bend over.

DET. DAVIS: And bend over.

SHERRY ELLIS: Yes. And I was facing the car.

...

DET. DAVIS: Let me ask you, some... some yucky questions. Did he put it in your vagina or your bottom?

SHERRY ELLIS: He put it in my vagina.

DET. DAVIS: Did he have problems keeping it erect or anything?

SHERRY ELLIS: Nuh uh (indicating no).

DET. DAVIS: Did he wear a condom?

SHERRY ELLIS: I don't even know.

DET. DAVIS: Did he come?

SHERRY ELLIS: I don't even know.

DET. DAVIS: **Ok. Did he say anything while he was having sex with you?**

SHERRY ELLIS: Nuh uh (indicating no).

DET. DAVIS: He didn't say a word?

SHERRY ELLIS: **No.**

DET. DAVIS: **How long do you think that lasted?**

SHERRY ELLIS: **Umm... about 10 minutes.**

DET. DAVIS: What do you think made him stop?

SHERRY ELLIS: Umm... I guess... I guess cause he had enough (unclear).

DET. DAVIS: Did he just stop?

SHERRY ELLIS: (nodded yes).

DET. DAVIS: What happened after he stopped?

SHERRY ELLIS: **He said have a nice night... and let me walk away.**

DET. DAVIS: He walked away or you did?

SHERRY ELLIS: He said have a nice night and let me walk.

DET. DAVIS: Ok. What... where'd you go?

SHERRY ELLIS: Uh... I went back to the house.

DET. DAVIS: Ok. And is that when you told Terry?

SHERRY ELLIS: (nodded yes).

DET. DAVIS: What did he say?

SHERRY ELLIS: Umm... he told me umm I should go and turn me in.

DET. DAVIS: Mm hmm

SHERRY ELLIS: And he said that umm it...it since he did that to me he... he supposed to... he should... he probably has a... DNA and stuff on me, but I had been... I had been (unclear).

DET. DAVIS: And you didn't want to tell Terry that?

SHERRY ELLIS: Yeah but I did, I told him. That's when a... all hell went... hell broke loose, cause I had tell him...

DET. DAVIS: Ohh

SHERRY ELLIS: that I had had sex before... that happened to me. So... like I said me and Terry had been...

DET. DAVIS: Is that what caused ya'll to break up?

SHERRY ELLIS: Me and Terry has... had been through problems... has going through some things for a minute, but I had... I like I said I had been with... had been with Terry before I had got with Terry thirteen...almost... a long, long, long, long, long time. Me and Terry has been together since I was 20 years old. So it's... that's... that's kind of hard for me now. I'm dealing with that situation. Me and him breaking up, two months ago. **Two maybe two and a half months now I ain't been with Terry, but I still keep in contact with him. He's the one that gave me the number that you was looking for me...**

DET. DAVIS: Ohh

SHERRY ELLIS: and stuff and ask him to help you know what I'm saying everything will be alright. Just you know he figured there was going to be something. **But yeah I went and talked to Terry and he said well it wouldn't be no good for you to go a... to the hospital having two DNA's in you cause you have to answer questions.** And I said well ok

...

SHERRY ELLIS: **Well like I said uhh, what I'm saying is true** and if I have to I'll take a lie detector test...

DET. DAVIS: No.

SHERRY ELLIS: I just...

DET. DAVIS: **Sherry. I believe you. If I didn't believe you I wouldn't have been calling you trying to find you.** Do you know anybody by the name of Terri Morris? Female?

SHERRY ELLIS: Uhh. See the point about it is I have a lot of a... associates... that I... I really don't know...

DET. DAVIS: That you don't know that you know. That's ok. Off the top of your head...

SHERRY ELLIS: Yeah.

DET. DAVIS: do you know anyone named Terri Morris?

SHERRY ELLIS: No... I... I... I kind of... those names sound familiar but I...

...

DET. DAVIS: Ok. Let me ask you this. You give me... **tell me your description of him.**

SHERRY ELLIS: **He's black.**

DET. DAVIS: **He's... ok he's a black male.**

SHERRY ELLIS: **Muscular.**

DET. DAVIS: Muscular. How tall? Could you tell?

SHERRY ELLIS: (mumbles something and stands up)

DET. DAVIS: You're pretty tall. How tall are you?

SHERRY ELLIS: Uhh... (stands and indicates with her hand the height of the officer) maybe like that.

DET. DAVIS: **How tall are you?**

SHERRY ELLIS: **5' 11"**

DET. DAVIS: **Is he taller than you or shorter than you?**

SHERRY ELLIS: **Maybe right here (indicating). Maybe. Like that.**

DET. DAVIS: **So you think he's shorter than you?**

SHERRY ELLIS: **Yeah.**

DET. DAVIS: Ok. Did he have any facial hair? You can sit down.

SHERRY ELLIS: Uhh. That was easy.

DET. DAVIS: If you don't know you don't know.

SHERRY ELLIS: Uhh.

DET. DAVIS: Glasses?

SHERRY ELLIS: Nuh uh (indicating no).

DET. DAVIS: No glasses?

SHERRY ELLIS: Nuh uh.

DET. DAVIS: And when you say he's muscular how much... would you like... like big muscular or?

SHERRY ELLIS: Yeah. Like workout. Like he wasn't fat, but like he worked out.

DET. DAVIS: **Ok. Did you see his penis? Did you pay attention? You know like when it was right in your face?**

SHERRY ELLIS: **Yeah it's long.**

DET. DAVIS: Was it circumcised? Could you tell?

SHERRY ELLIS: (nodded her head yes)

DET. DAVIS: It was?

SHERRY ELLIS: Uh huh (indicating yes).

DET. DAVIS: Could you see any pubic hair?

SHERRY ELLIS: No he... **he unzipped it.** (unclear) **from his pants.**

DET. DAVIS: Ok.

SHERRY ELLIS: **He didn't take... he didn't take belts and all that off or nothing like that.**

DET. DAVIS: He didn't take his gun belt off or anything?

SHERRY ELLIS: Nuh uh.

DET. DAVIS: **Did he threaten you in any way of if you tell?**

SHERRY ELLIS: **No...**

DET. DAVIS: **Nothing?**

SHERRY ELLIS: **Yeah.**

DET. DAVIS: **What kind of car did he have?**

SHERRY ELLIS: **A black and white one.**

DET. DAVIS: A black and white car?

SHERRY ELLIS: **Oklahoma City police car.**

DET. DAVIS: **Have you seen him since then?**

SHERRY ELLIS: **I try not to ma'am. After that I happened, after night falls I'm in the house. I don't walk around. I don't... I wasn't trying to see him anymore. I just took myself in after certain time of the day... I go in the house.**

DET. DAVIS: Yeah.

SHERRY ELLIS: And I... if I don't have my stuff from the store by that time, I'm not trying to go to the store.

DET. DAVIS: Because you're afraid he might find you again?

SHERRY ELLIS: Uhh... I didn't know... I didn't know if was going to happen... I don't want it to happen again I didn't know. Because he patrol... he had to have been patrolling the east side like that for him to just be like that. Cause he's... uhhh I don't know. I don't know, **I don't know I just stopped walking at night time.** I don't know.

KD: Would you recognize him if you saw him again?

SHERRY ELLIS: (sighs)

DET. DAVIS: Like if I laid out six pictures could you pick him out?

SHERRY ELLIS: Probably not.

DET. DAVIS: Did you ever look at his name tag?

SHERRY ELLIS: No I didn't look at anything.

DET. DAVIS: How come?

SHERRY ELLIS: (shrugs)

DET. DAVIS: I mean... and I'm not questioning you I'm trying to figure out what's going through your mind.

SHERRY ELLIS: Umm... I... I don't know, I just didn't.

DET. DAVIS: Ok. That's fine. That's fine. Umm...

SHERRY ELLIS: That's what everybody else asked me why (unclear).

DET. DAVIS: It's ok. It's ok.

SHERRY ELLIS: Cause I... like I said... I tried to put this in the back of my mind.

DET. DAVIS: Mm hmm

SHERRY ELLIS: Cause I didn't believe they... I didn't say nothing, and I just thought it would go away.

DET. DAVIS: And then I called you.

SHERRY ELLIS: Yes.

DET. DAVIS: **Did you have any idea when I called... when you found out I was looking for you?**

SHERRY ELLIS: **Umm... at first no, and then um Terry said it was something dealing with sexual... uh sexual and... and I said well that's the only thing it could be. Somebody done said something told... said something about my name or something like that.** Cause I know I didn't say nothing. So that's the only thing cause I paid my fines so I won't go back to the penitentiary and my uh tickets I still ain't took care of them.

DET. DAVIS: I'm not worried about those.

SHERRY ELLIS: Ok. But I still ain't took care of them.

DET. DAVIS: Ok that's fine.

SHERRY ELLIS: But until I get to uh... where I can get... in the motel room paying two...two hundred every week is kind of killing me right now. You know what I'm saying?

DET. DAVIS: Uh huh

SHERRY ELLIS: I don't have... I'm going to school, and it's... I have to struggle for that two hundred dollars so the fines right now I'm uh... when I was supposed to went to court I was in the penitentiary so if they do...

DET. DAVIS: Are they Oklahoma City fines or they McCallister fines?

SHERRY ELLIS: They Oklahoma City fines, I got Oklahoma City fines.

DET. DAVIS: Ok.

SHERRY ELLIS: That... but if I do go to jail... I was... I was in the penitentiary. So...

DET. DAVIS: So they went to warrant cause you weren't in court?

SHERRY ELLIS: Yeah but I was in the penitentiary so how could I go to court if I was in the penitentiary so uh that will help me out a little bit and then I can get a payment plan, maybe I can go from there with the fines. But as far as the county I don't have no felony warrants or nothing like that cause I've been doing real, real good far as that.

DET. DAVIS: ok. Well let me... let me tell you this. I want to get a DNA sample from you today. And the reason I want to get a DNA sample is, **because I know what officer did this to you. Ok. And there is some unknown female DNA on his pants that I took, and I want to see if it's yours.**

SHERRY ELLIS: This happened four months ago... to me.

DET. DAVIS: I know. But you never know he might be nasty and not wash his clothes. You know?

SHERRY ELLIS: Ok.

...

DET. DAVIS: Sherry he's not in a police car anymore. Ok? He's not working anymore.

SHERRY ELLIS: Ok.

DET. DAVIS: He... you can walk down the street, he's not out there. Ok?

...

SHERRY ELLIS: Uhh... like I said, I've had... I've been having... uh... I've had... having a rough time right now.

DET. DAVIS: Because of this or just?

SHERRY ELLIS: No just because...

DET. DAVIS: Financially?

SHERRY ELLIS: Yes. **So I've been paying my fine every month. But this... this month I'm have...** I'm going to be a little late do you think they going to issue a warrant for my arrest?

DET. DAVIS: On which fine?

SHERRY ELLIS: Umm...

DET. DAVIS: On the traffic tickets?

SHERRY ELLIS: **My... my fines that I have to pay. That I've been paying fifty dollars every uh...**

DET. DAVIS: Court fines or whatever or...

SHERRY ELLIS: After I went to the penitentiary...

DET. DAVIS: Restitution? Do you know what your fines are for?

SHERRY ELLIS: **I have to pay fifty dollars every month. I'm on probation after I got out the penitentiary.** I've been paying fifty... ever since I got out in July I've been paying fifty dollars, fifty dollars. This is the first month...

DET. DAVIS: Who's your probation officer?

SHERRY ELLIS: I don't have a probation officer.

DET. DAVIS: **Ok. Is it through Oklahoma County?**

SHERRY ELLIS: **Uh yeah.**

DET. DAVIS: **Let me... tomorrow... cause they're closed, I will call and find out what we can do.**

SHERRY ELLIS: **Ok.**

DET. DAVIS: **Ok.**

SHERRY ELLIS: **Maybe if I can come up with like maybe twenty dollars or something.**

DET. DAVIS: **I'll call and find what we can do.**

SHERRY ELLIS: **Ok and just let me... let me know and... and... and I'll try and come up with it but I'm late.**

DET. DAVIS: **Ok.**

SHERRY ELLIS: Cause I usually send it off on the third and it's the fifth.

DET. DAVIS: Ok.

SHERRY ELLIS: **And I don't want... I...I...I'm worried about that right now.**

DET. DAVIS: Ok.

SHERRY ELLIS: Because I have to figure out if I got to go to my grandma or my... my mama, my uh... (unclear) or somebody... **somebody got to help me cause right now...**

DET. DAVIS: Ok. Alright well I'll get an answer for you.

...

DET. DAVIS: **One more question. When you described him as a black male, what... and I don't know... everybody's... like what are you? Are you a medium color? What's your skin tone to you?**

SHERRY ELLIS: **Uhh... I'm light.**

DET. DAVIS: **You're light. Ok what was he?**

SHERRY ELLIS: **He's darker.**

DET. DAVIS: **He's darker than you?**

SHERRY ELLIS: **(nods her head yes)**

DET. DAVIS: **Darker than your skin tone?**

SHERRY ELLIS: **(nods her head yes)**