

Viedo Interview of Charles Schwartz

11/20/04 Interview of Charles Schwartz by Detective Frady

__ Who out of your group was actually talking to the dancer?

__ My guess it would have been either Chisum or Foo... either Chisum or Anthony... that said something... but it wasn't like we were in a conversation with her... we were just going out the door and said do you want to dance... it wasn't like hey what's going on or do you want to go home or whatever... we just was going out... she was going to... it was closing and she wanted to get her money... do you want to dance... and something was said that irritated this other girl when everything blew up into this shit..

__ Had you had any conversations with that other group during the night?

__ I had never seen those people until we left... we was there for since 10:45... we were there for a couple or three hours and I don't think I had ever seen them.

__ When you guys left how were you situated in your vehicle... you were driving?

__ Anthony was in the middle and Chisum was at the door.

__ And you guys went left and went west on Terminal Drive and turned right on Conrad by the nursery and you got part way down that street and then you went part way down that street...

__ It wasn't that far.

__ How exactly did you get stopped, you said that the other vehicle, did they pull in front of you?

__ To the side, like this or whatever (demonstrated with his hands side by side)... and I just slowed down... and... these fucking guys are chasing me... I got slowed down before these two fucking... Anthony and Chisum jumped out literally... wanted to be cool and whatever and jumped out and wanted to take the situation in their own hands... when they jumped out, I stopped because I wasn't going to leave them there by themselves cause there was about six of them... all I could do was tell them to get the hell in the truck and the only that did, the one that didn't get hurt was Chisum.

__ Did you ever get out of the truck?

__ I didn't get out of the truck... I got two kids and shit man.

__ When you guys got stopped and Anthony and the bald headed guy were fighting How were the cars positioned... can you draw me a little picture?

__ Here's Conrad... my truck was like here (drawing on paper) and their vehicle was here (Drawing on paper)

__ Which direction were you traveling?

__ North.

__ These guys... like the door was open... there were a few people here... this was where Chisum was... I finally yelled to him and he jumped in the truck... but Anthony and him started scuffling there (pointing to the drawing) and then ended like up here... they were scrapping, whatever... after I heard my tire pop I drove over here and got right next to him and started to drive more northbound and Anthony was running trying to get into the truck, finally he jumped in the truck..

__ he jumped in the driver's seat...?

__ Yea, he jumped over me... I was like trying holding him trying to drive all at once because once he got up in a prone position from when those two fell down I could see just blood all over him... so I knew something was wrong... I wasn't going to stop but I wasn't going to leave him there either...

__ So their vehicle was right here... ok... can you describe their vehicle?

__ As far as I know it was a dark, what I believe was a Blazer... I been hearing Jeep Grand Cherokee... Jeep Cherokee... it was like a four door SUV... smaller SUV it wasn't like an Expedition or anything like that... it was a smaller one, but I didn't really get a look at it beings as they were behind me... we were leaving and all I saw was headlights... and everything happened... I just was... Chisum and Anthony get in the truck and then we left... and everybody has been asking me which way did they go after we left... I don't even know, because I didn't look in the mirror... I was getting him to Memorial... that was all I could do, you know... I don't know if they turned around and went back down Terminal and Powers or something... I honestly don't remember cause when we... cause I had a flat tire... they stabbed my tire so I only made it to Wooton and Galley as fast as I could... but if they were following us I stopped the truck and we all got and nobody came up to the scene... so apparently they weren't following us... cause if

they were following us they would have been right at the scene where we stopped...but when we stopped and I pulled him out of the truck and started to perform CPR, I didn't see anybody show up or even drive by at that time.

__So you said at one point they got right beside you?

__Yea, they like pulled up to us...slowed down...their car would I would say would be more toward the rear quarter panel of my truck..

__You slowed down and Anthony and Chisum jumped out of the truck?...and did they go over here?...was this where the initial...?

__Yea, they came to the passenger, everybody in that vehicle came to the passenger side.....I believe the only reason why they confronted them over there is that I didn't get out...if I would have got out maybe a person or two would have come to my side...but since Anthony and Chisum were out all five or six of their guys went over there to them to see what the problem was...

__And Anthony...you described the guy that he was hustling with was bald headed...what other description do you have of him?

__He was about 6' or 6'1", big guy about 215 or 230 in between there...he was a big heavy set...but he was tall...he was white...I know he was bald...his facial features?...I think he might have a small goatee, light real, real light....but other than that I don't remember any glasses...I believe he was wearing a dark t-shirt and blue jeans...he was fat...it wasn't like he was built or anything...he was just a big guy...I got a picture but it is hard to put into words...I would say he was maybe an inch taller than me...but he was like plump...he wasn't like fat or muscular but he was like over-weight...jus bigger than any of us...I would guess about twenty-five...loud mouthed, like wanted to fight the world...bald just like mine (close cut not actually bald).....no tattoos.

__I knew it was the guy fighting Anthony because he was the one with the major beef...and he was the driver...I know he was the driver because he was trying to get his guys into his vehicle at the club....saying let's go, let's go...let's go whip all of them...bouncers were like "you just hold off...let's let these guys leave we don't want to start nothing"....I could pretty much tell that he was driving...could recognize him again if I saw him.

__So him and Anthony are the only two that actually got into a physical confrontation...?

__Um huh... Chisum got out...he and the tall guy in the leather jacket that I told you about they were changing words... after I told him to get back into the truck... Chisum got back into the truck that was all that was said...maybe it offended that guy that Chisum just walked away from it so he had to stab my tire...I don't know

__So you think that guy was the one who stabbed the tire?

__Yea, cause I was looking out the door...I was yelling to him "get in the truck, get in the truck" and then as soon as Chisum got in the truck that guy walked back and that is when I heard my tire...so it was sort of odd that he would just walk and then the tire would get zapped, you know what I mean.

__Describe the guy in the leather jacket.

__He was 6'2" or 6'3", medium length hair, goatee, white guy, dark brownish-black goatee, leather jacket, medium length hair, brownish-black, the leather jacket sticks in my head...he was about twenty-seven or twenty-eight years old...a little older than the other guy...

__Any accents, did you hear him talking?

__All I know the "F" and the piece of shit and that mother-fucker word...just a lot of trash talking...I'm not going to lie to you they (Anthony and Chisum) were talking shit too and I was just trying to get them in the car..

__Did you ever see any weapons?

__I never did... when they jumped out I heard Anthony say "I got a fucking knife, let's go"...I said get in the truck!and that's the only weapon that I know about, that was on Anthony.

__Did Anthony actually have a weapon on him? Did he have a knife?

__I don't know...I never saw him pull it out...He said he did when he jumped out of the truck...but I don't know how he would have got stabbed ...it wasn't like the other guy overpowered him or anything...they just fell on the ground...they were just punching and fell on the ground...

__Did it look pretty equal?

__Yea... and it was just one on one...and it was just them over in front of the truck...their buddies were just sitting basically just watching everything going on while they slash my tires... from the time they jumped out of the truck until the time that we started rolling again after they slashed my tire was probably about 15 or 20 seconds...I mean it was

quick... everything from telling Chisum to getting in the car to going to pick Anthony up was just like that!... We weren't there but probably 30 to 45 seconds.

__ Was Anthony telling those other guys that he was getting ready to fight with that he had a knife or did he just tell you guys?

__ He just told me... actually I don't even think Chisum heard him... he looked right at me... Chisum had already jumped out of the truck... he looked right at me and said "I got a knife, let's fucking go."... I yelled "Get in the truck!" but by that time they were already on a mission.

__ In the seat of your truck there is a knife, do you know whose that is?

__ It could have been his... I don't even know.

__ Is it your knife?

__ I don't own knives... I'm ??? PO man... I ain't trying to get locked up for nothing... I got two kids.

__ So that would not be your knife lying in the seat?

__ I don't even know what it looks like... the only time I heard of a knife was when I heard Anthony say it... I know Chisum has got a pocket knife but I don't know if he had it on him... he always has it... he is a fucking hillbilly... he has always got his on him for some kind of shit.

__ Is there anything else that you can think of that might help me that I haven't asked or that we haven't talked about? Good or bad... typically in the kind of situations both sides screwed up something... and I know you don't want to put yourself in a bad light or one of your friends... but is important that you be straight up with everything cause the reason is when we do all these interviews and if it looks like you didn't tell me the truth on one thing it'll look like you didn't tell me the truth on everything.

__ I know that there was a confrontation between both of us at the club and at that scene I was the one that stayed in the truck and these two got out... there was a confrontation between Chisum, but Chisum got back in the truck and the only one that had a problem was Anthony... I couldn't get him back in the truck, he went over there too fast and from what he said, "Chas it's on lets go." I knew there was going to be a problem so I just tried to get drive over there, I wasn't about to get out, who knows what they were going to do then so I just drove flat tire and all fifteen, twenty feet ahead and told him to get in the car and by that time he was already bleeding and he just jumped right over me... I got this guilty conscience... I'm the driver and everything and these guys jump out and this guy dies in my arms telling me to save him... there was a confrontation between all of us in the parking lot and if you look at the tapes and talk to the bouncers everybody was getting in each other's face... but we left!

__ And as far as who started it in the beginning would it have been you guys or the other people?

__ I think it was just something that somebody said... that somebody overheard and didn't like... meaning like this guy was her boyfriend or he just... or somebody bumped into... something was said... like do you want to dance or do you want to go home with us... did not physically try to get the girl to go home with (us)... we were just walking out the door... I shook Joe's hand thanking him... he said alright you guys be good... and then all that happened and he was right there and saw it and he was like you stay here (to Todd's group) and you guys (Schwartz, etc) go to your truck.

__ As far as at the club who was drinking and how much?

__ We all were... Anthony was not much of a drinker... he had three or four... I probably had three or four... Chisum, he had a bunch... he got mad because he pulled out a hundred dollar bill.....

__ Did you or any of your friends do anything to these guys vehicle or anything like that?

__ You can ask the bouncers they were in our faces in the parking lot... one of the guys got in Chisum and Anthony's faces on the side of the truck... I walked over there to push them in the vehicle and this bouncer choked him out and took him away from my truck... that's when I walked back around and got in my truck and that's when we left.

__ We talked about the bald guy and the guy in the leather jacket... can you tell me about any of the other people?

__ I can't... all I know that they had a few people... there were five or six guys... on Conrad there was the driver (Brad), the guy in the leather jacket and I seen two other guys (probably Jason and Mike) come up to the side of my vehicle... that's all I seen in my peripheral vision... I was trying to keep an eye on Anthony but trying to get Chisum in the truck at the same time.

__ So all you saw was four guys... that might have got out of the other truck and the two you remember the most were the guy in the leather jacket and the bald guy....

__ Did you ever see the guy in the leather jacket around Anthony during the confrontation?

__ No he was on the passenger side of the vehicle and Anthony and the other guy were on the other side like twenty feet up the road on the driver's side.

__ Did you ever see the bald guy come near your right rear tire where it was cut?

__ No, the bald guy was with Anthony... the guy in the leather jacket was the guy I suspect stabbing my tires.

__ You see what I am trying to figure out... I am trying to figure out if there were two knives?

__ Yea, I understand that... but I know Anthony and the Bald guy were locked all the time and my vision was on him and Chisum so I'm ... Anthony and him went straight over there and once Chisum got in the truck the other guy walked around and that's when the tire got popped... so possibly there could have been two knives because somebody in their group from over here (pointing to his right) stabbed my tire and Anthony got stabbed... so I can see how you are trying to detect like two... cause the bald headed guy never did come over here (pointing to his right) so there had to have been two knives.

__ And it is possible that Anthony had a knife because he told you he did? But you never saw it?

__ I never saw it and it is possible that Chisum had a knife because I know he always carries a pocket knife... his knife is like one of those razor blade ones... you put a razor blade in it... it is like a box cutter type thing... fold up box cutter... as I remember, I think it was blue.

__ Once you guys left Conrad after Anthony jumped back in the truck you never saw the other vehicle again, is that correct?

__ I don't remember the other vehicle again... as I said it could have followed us, but I don't think it did... I think it turned around because when we got to Galley and Wooten nobody came back up to start anything else... it was... that was it.

__ As far as the leather jacket guy if you saw him again would you recognize him?

__ he would be tougher because I just saw bits and pieces of him... him and Chisum arguing but the other guy I know I could identify him again.

__ OK, let me step outside for a minute and talk to my partner....

(Detective Frady left the room... Schwartz remained... talked to himself a bit and appeared almost ready yo cry)

__ OK, what we are going to do is we are going to take your clothes... so we will let you call your wife or your mom to bring you some clothes.... I am going to be taking some pictures of you in your clothes before we do that... also your buddy, we are going to pictures of him in his clothes before we take his clothes too.

(When left in the room to call for clothes he called his mother..... "he looked right at us both and said don't let me die"... cried during phone call.) (near the end of the tape Schwartz left the room and then came back... then Lopez joined him and the two talked