Unofficial Document

## GABERDIEL and WARREN Official Court Reporters

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IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT, IN AND FOR FLAGLER COUNTY, FLORIDA

CASE NO.:

90-01

90-07

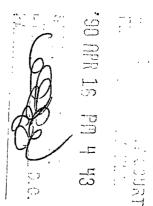
90-17

STATE OF FLORIDA

vs.

LOUIS B. GASKINS,

Defendant.



## DEPOSITION OF JOSEPH RECTOR

March 20, 1990

## ORIGINAL

1	IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT, IN
2	AND FOR FLAGLER COUNTY, FLORIDA
3	CASE NO.: 90-01 90-07 90-17
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5	STATE OF FLORIDA
6	vs.
7	LOUIS B. GASKINS,
8	Defendant.
9	/
10	Flagler County Courthouse Room 222
11	Bunnell, Florida March 20, 1990
12	2:35 p.m.
13	DEPOSITION OF JOSEPH RECTOR
14	The above-styled cause came on to be heard before
15	me, Carla J. Hopson, Deputy Official Court Reporter of the
16	Seventh Judicial Circuit of Florida, and Notary Public,
17	State of Florida at Large, at the above time and place for
18	the purpose of taking testimony and evidence in said cause.
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1	APPEARANCES:
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3	STEPHEN M. NELSON, ESQUIRE Office of the State Attorney
4	On Behalf of State of Florida
5	D.M. CASC ID ECONIDE
6	R.M. CASS, JR., ESQUIRE -and- DONALD JACOBSON, ESQUIRE
7	Office of the Public Defender
8	On Behalf of Defendant
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1 THEREUPON, 2 JOSEPH RECTOR, 3 the witness, having first been duly sworn to tell the truth, 4 testified as follows: 5 DIRECT EXAMINATION 6 BY MR. CASS: 7 Sir, for the record would you state your name, Q 8 address and occupation, please. 9 Joe Rector, 1 Ricker Place, ceramic tile setter. 10 All right, sir. Who do you -- are you an 11 independent contractor? 12 Α Right. I'm sure that you recall an incident that Okay. 14 took place about the 20th of December last. 15 Α Yes. 16 Could you tell us your first impressions of it, please? What was the first recollection you have of the 17 incident, and then kind of take us through the whole thing 18 as you recall it. Would you do that? 19 I heard some noise and got up to investigate and 20 was shot through the window. I fled my house and my car was 21 struck several more times with bullets, went to the 22 hospital. 23 I understand that when you -- when you did get 24

struck the first time it was in the chest; wasn't it, Mr.

1	
,	Rector?
2	A Yes, sir; right in line with my heart.
3	Q But did it hit the heart?
4	A No. It bounced off of a rib and deflected the
5	Q Through a lung?
6	A It went through my lung. It hit a rib and changed
7	its direction slightly and just enough to just miss my
8	heart.
9	Q I see. Well, I understand that when that happened
10	that you left the house, went out front and hollered
11	something to towards your assailant. Did you ever see
12	the assailant?
13	A I didn't leave my house at that point, and I never
14	saw him.
15	Q Okay. What what did you do after you were
16	immediately after you were hit, if you can recall?
17	A I went to the front door. I was on my hands and
18	knees, and I opened the front door slightly and hollered out
19	through the open door.
20	Q Can you remember what that was?
21	A I just hollered that whoever was playing with
22	guns, that they had hit me and they had probably killed me.
23	At that point I thought I was dead. And that's about all I
24	can remember.
25	Q Okay. And I understand was it at that time

1	Mrs. Rector helped you into the car?
2	A I was able to make it to the car on my own.
3	Q What kind of a car was that, Mr. Rector?
4	A A Pontiac Firebird.
5	Q Firebird. Did you have any impressions of
6	anything that was happening while you were attempting to
7	leave? Did you hear any more gunshots or
8	A I could hear the bullets striking the car. I
9	didn't actually hear the gunshots themselves, but I could
10	hear the bullets striking the car.
11	Q It's my understanding that Mrs. Rector was
12	driving; is that correct?
13	A Right.
14	Q Okay. Do you by any chance know Louis Gaskins?
15	A I don't know him. I've never seen him, I've never
16	talked to him. I know nothing of him.
17	MR. CASS: All right. Jake?
18	BY MR. JACOBSON:
19	Q The Pontiac, is it an automatic shift or
20	gearshift?
21	A Automatic.
22	Q Okay. And was it your wife's car?
23	A Yes.
24	Q So, she was accustomed to it?
25	A Yes.
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1	Q May have saved both your lives.
2	A It's a very fast car. It got us the hell out of
3	there, that's for sure.
4	MR. JACOBSON: I have nothing further, except to
5	say how very sorry we are that you'd have to go through
6	something like this.
7	THE WITNESS: It's a fear I've got for life.
8	MR. CASS: Thank God for that rib.
9 '	THE WITNESS: Very lucky man.
10	WHEREUPON, reading and signing was waived and the
11	deposition concluded at 2:45 p.m.
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STATE OF FLORIDA

COUNTY OF VOLUSIA :

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4 I, CARLA J. HOPSON, Deputy Official Court Reporter 5 6 7 8

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of the Seventh Judicial Circuit of Florida, and Notary Public, State of Florida at Large, do HEREBY CERTIFY that I reported the deposition of JOSEPH RECTOR, a witness called in the above cause; that the witness was duly sworn by me; that reading and signing was waived; and that the foregoing pages, numbered from 4 to 7, constitute a true record of the testimony.

I FURTHER CERTIFY that I am not an attorney or counsel of any of the parties, nor a relative or employee of any attorney or counsel connected with the action, nor financially interested in the action.

WITNESS my hand and official seal in the City of Daytona Beach, County of Volusia, State of Florida, this 31st day of March, A.D. 1990.

Deputy Official Court Reporter Seventh Judicial Circuit of Florida Notary Public, State of Florida at Large.

MY COMMISSION EXPIRES: 12-11-1993.