



Jesse C. Trentadue (#4961)
8 East Broadway,
Suite 200
Salt Lake City, UT 84111
Telephone: (801) 532-7300
Facsimile: (801) 532-7355
E-mail: jesse32@sautah.com

Pro Se Plaintiff

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

JESSE C. TRENTADUE,
Plaintiff,

vs.

FEDERAL BUREAU OF
INVESTIGATION, *et al.*,

Defendants,

SUPPLEMENTAL DECLARATION OF
EMANUEL
("MANNY") JOHNSON, JR.

Case No.: 2:08CV788 CW

Judge Clark Waddoups
Magistrate Samuel Alba

Pursuant to 28 U.S.C. § 1746, I am submitting this *Supplemental Declaration*
based upon my personal knowledge and experience:

1. I was sworn in as a Special Agent of the FBI on January 15, 1973 and
worked for the FBI until my retirement on May 3, 1999. I am hereby supplementing the
Declaration (Doc. 70-1) that I previously submitted in this case.

2. In preparing this Declaration I have reviewed the "*Third Supplemental Declaration of David M. Hardy*" (Doc. 83-1) and the DVD of the speech given by former FBI Special Agent (SA) Bomb Technician Barry Black at the Oklahoma City *National Memorial & Museum* on July 1, 2011 (Doc. 87).

3. During his speech, former SA Black stated that there were 15,600 pieces of physical evidence in the Oklahoma City (OKC) bombing case.

4. Former SA Black also stated that these 15,600 pieces of evidence were kept in three databases.

5. Former SA Black also stated that the FBI's ability to track evidence through its established system allowed it to find a single photograph of a Ford key out of 238,000 photographs from the OKC bombing.

6. He stated that by utilizing evidence logs and photo logs, the FBI was able to identify who collected what evidence in a warehouse full of evidence.

7. Attached hereto as Exhibit A is a receipt for property *received/returned/* *released* with the "received from" box checked.

8. This document reflects that on 4/27/95, Charles Hanger, Oklahoma Highway Patrol, Badge 598 was given a receipt for several items, among which was a videotape, by a representative of the FBI (name redacted).

9. Significantly, Exhibit "A" indicates that the videotape received was an original. If it had been a copy, it would have been so noted.

10. This document is the first step, as required by FBI policy of establishing a "chain of custody" for evidence.

11. The FBI representative is then required to prepare a FD-302 (required for anything that may be of a testimonial nature) and a FD-192, commonly known as a "green sheet" or "bulky sheet" (required for entry into the Evidence Control Center (ECC)).

12. The FD-192 is a multi-copy document. One copy is always maintained with the physical evidence. Another copy is placed in the Sub-file "1B" or bulky sub-file.

13. The ECC maintains an ECC log, reflecting the status of any evidence.

14. If the videotape from Trooper Hanger left the ECC, it would be noted in the ECC log.

15. If the Hanger videotape had been returned to Trooper Hanger or anyone else, the "returned to" box on the *receipt for property received/returned/released*, would have been executed, with the initials of the person returning the videotape and the date noted.

16. If the Hanger videotape had been released to anyone, the "released to" box on the *receipt for property/received/returned/released*, would have been checked, with the initials of the person and the date.

17. This tracking system is required by FBI policy.

18. FBI policy also requires that all physical evidence (where possible) be kept in the ECC.

19. Whether kept in the ECC or some other necessary location, all evidence is entered into the ECC log.

20. Thereafter, the *ECC Log* shows the chain of custody for that evidence.

21. The *ECC Log* is used to record everyone who had possession of that evidence, including date and time of removal from the ECC, purpose for removing the evidence from the ECC and return of the evidence to the ECC or original owner.

22. The second document prepared as part of the chain of custody process is an "FD-302." Attached hereto as Exhibit B is the FD-302 apparently prepared in conjunction with the FBI having taken possession of the Hanger videotape.

23. Attached hereto as Exhibit C, is an FD-302 dated January 17, 1996. This documents reflects, among other things, that on this date "copies of photographs, video's,

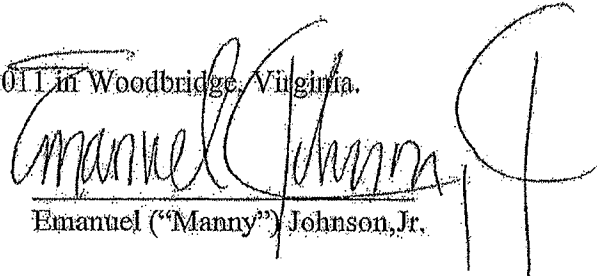
radio tapes and reports relating to the bombing of the ALFRED P. MURRAH Building, on April 19, 1995, were received and placed in evidence storage.”

24. Exhibit C also reflects that these items were labeled 1B2554 were the two thousand, five hundred and fifty fourth entry (or item) placed into the “1B” file.

25. Any evidence sought in the OKC bombing investigation could be located by simply reviewing the “1B” file, the three databases to which former SA Black referred and or the ECC log. The “1B” is so labeled as is the ECC log.

I declare under penalty of perjury that the information stated above is true and correct to the best of my knowledge.

EXECUTED this 15th day of August, 2011 in Woodbridge, Virginia.


Emanuel ("Manny") Johnson, Jr.

FD-597 (Rev. 2-8-82)

EXHIBIT

tabbies

A

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released

(date) 4.27.95

Item(s) listed below, were:
☒ Received From
☐ Returned To
☐ Released To

(Name) Charles Hanger / OHP Badge 598
(Street Address) 3600 N McKing
(City) OKC, OK 73136

Description of Item(s):

- 1. Video tape
- 4. Uniform Violations Complaints B-760862/3/4/5
- Confiscated property receipt
- Affidavit of probable cause
- 2. Teletypes
- 1. Memo dated 4.22.95 re: evidence S.A. [redacted]
- Copy of Michigan drivers license of McVeigh b6
- 3 pages of jail booking information b7C
- 1 evidence inventory sheet

Received by:

SA [redacted]
SA [redacted]

Received from

thru [redacted] - C. [redacted]

b6
b7C

FD-302 (Rev. 3-10-82)

EXHIBIT

B

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 5/3/95

Supervisor Special Agent (SSA) [redacted] furnished the following items from Trooper CHARLES HANGER, through [redacted] General Council, Oklahoma Department of Public Safety:

1. One video tape;
2. Four Uniform Violations Complaints, B-76082/3/4/5;
3. Confiscated property receipt;
4. Affidavit of probable cause;
5. Two teletypes;
6. One memorandum, dated April 22, 1995, regarding evidence S.A. [redacted];
7. Copy of Michigan driver's license of MCVEIGH;
8. Three pages of jail/booking information;
9. One evidence inventory sheet.

b6
b7C

[redacted] acquired this evidence at 8:56 p.m. on April 27, 1995, from [redacted]

b6
b7C

Investigation on 4/28/95 at Oklahoma City, Oklahoma File # 174A-OC-56120 SUB D-
by SA [redacted] /lvk Date dictated 4/28/95

b6

b7C

337

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

36

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

EXHIBIT

tabbies

C

Date of transcription 01/17/96

On 1/17/96 copies of photographs, video's, radio tapes and reports relating to the bombing of the ALFRED P. MURRAH Building, on April 19, 1995, were received and placed in evidence storage.

These items have been labeled 1B2554, in the evidence file.

Investigation on 01/17/96 at OKLAHOMA CITY, OKLAHOMA File # 174A-OC-56120 SUB PP
by INSPECTOR [redacted] OCPD:brk b6 b7C Date dictated 01/17/96

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

73