

This is Vincent Carraher. Today is August 21, 1997, and I am at the Oxford Federal Penitentiary with Mr. Danny Givens. Let me make sure this is recording.

VC: Mr. Givens, do I have permission to take a recorded affidavit from you on this date?

DG: Yes.

VC: Okay. And, uh, what I will do is have this transcribed and mail it to you for your review and then I would appreciate it if you would sign it and have someone notarize your signature that this will be a true and correct statement. Is that okay with you?

DG: Yes.

VC: Okay. Will you state your full name, age, and your home address.

DG: Danny Lee Givens, Sr. [REDACTED], Brooklyn Park, Minnesota. My age is 38.

VC: And, uh, you have family living in Brooklyn Park?

DG: Yes.

VC: Alright. Thank you. Now, let me see if your voice is picking up. (pause) Okay, this is transcribing. In the event you want to pause and think about an answer because some of these events took place many years ago, just say you want to stop for a minute. Alright?

DG: Okay.

VC: Alright. Now, how do you happen to know Mr. Ralph Duke, also known as Plukie Duke?

DG: I met him in 1988.

VC: You met him in '88. Were you a close person friend?

DG: Family. Family knew of him. Through the family.

VC: Through your family.

DG: Uncles and aunties, they went to school together, things of that nature.

VC: Alright. Did you socialize with him? There's an age difference, correct?

DG: Yes there is.

VC: Were you seeing him on a regular basis?

DG: Seen him in Miami at football games, and then when he came up to Minnesota. From time to time I'd see him.

VC: Alright, okay. Uh, now, let me ask you this. Are you familiar with Mr. Duke's arrest, conviction and incarceration coming out of a sting operation?

DG: Yes.

VC: Alright. Did you know a number of the people that were involved in that sting operation?

DG: Yes.

VC: Let me ask you if these names are familiar to you. Um, David Yoman, Scott Treadwell, Andre Phillips, Kevin Walker, Marcel Duke, a fellow by the name of Chambers, Monte Nunn...are those familiar names to you?

DG: Yes.

VC: They are? Now, were some of these people involved in the sting operation that occurred, when, 1989 I think?

DG: Yes.

VC: Were these people involved?

DG: Some of them.

VC: Can you tell me who may have been involved?

DG: Let's see, David Yoman, Marcel Duke. That's them two that was on the sting operation bust that I recognize.

VC: And what about, uh...

DG: This Chambers guy.

VC: Chambers?

DG: Yah.

VC: Monte Nunn.

DG: I didn't see him name down there, Monte.

VC: He was involved?

DG: Yes.

VC: Was Andre Duke involved?

DG: In that sting bust?

VC: Yah.

DG: I don't know if he was actually involved in the sting bust, but I know there were five names, Monte Duke, I knew, Kevin Willis, Larry Hutchins...

VC: Larry Hutchins.

DG: Monte Nunn.

VC: Okay.

DG: Lauren Duke.

VC: Lauren....

DG: If I had the names in front of me I could check by which names I know of.

VC: Okay. Let me refer to a list, and I'll put this on hold. I can't locate other names. We can come back to that. Now, uh, to get right to the point, was Mr. Ralph Duke at all involved in financing the purchase of any drugs regarding that sting operation?

DG: No.

VC: Okay. Now, before we get into those particulars, let me ask you this, in the past, have you been a government witness and do you know prosecutor Denise Riley and prosecutor John Holman?

DG: I know of Denise Riley. John Holtman is the attorney on the Cal 2 case, then that's the same prosecuting attorney.

VC: Okay. Now, have you testified in the past for the government on any cases?

DG: Yes.

VC: Do you know if they considered you a reliable witness?

DG: Yes.

VC: Can you tell me a little bit about that?

DG: I testified in the Long Cadillac case. The money laundering case.

VC: Okay.

DG: For the government.

VC: For the government.

DG: They gave me a check after my testimony. I was on the stand on two different occasions. One for, I believe 2 hours and the next day 3 hours.

VC: Okay. Can you tell me how you happened to testify for them?

DG: Well, I was in a narcotic conspiracy in '91 and they said that if I had any information that that would give me a downward departure and I told them I knew a little information on the Long Cadillac on the money laundering case and they heard me out. That was of value and they gave me my time cut from that deal for testifying in that case.

VC: Okay. Were they satisfied with your information and your testimony.

DG: Yes.

VC: Was Mr. Duke, Mr. Ralph Duke, at all involved in that Long Cadillac incident?

DG: To my knowledge, no.

VC: Okay. Now, the individuals we named were involved in an attempt to purchase narcotics and it turned out to be a sting operation, let me ask you this first. In the past, had you ever purchased any drugs with Mr. Ralph "Plukie" Duke?

DG: No.

VC: Had you ever done any kind of business with him?

DG: No.

VC: Okay. Do you have first-hand knowledge whether or not these people that we named did any narcotics with Mr. Duke?

DG: Yes.

VC: To the best of your knowledge, sir, can you answer that question?

DG: To my knowledge, no, they never purchased no drugs from Plukie and they never discussed purchased purchase of drugs from Plukie.

VC: And they never discussed it. Okay, thank you. You mentioned you knew a David Yoman. About how long did you know him?

DG: I've been knowing him since '86, 1986.

VC: 1986. Okay. And, uh, was he in the drug business?

DG: Yes.

VC: Okay. Do you know if he ever got his drugs from Ralph "Plukie" Duke?

DG: To my knowledge, no.

VC: To your knowledge, did Scott Treadwell, Andre Billips, Kevin Walker, Lauren Duke or Marcel Duke ever purchase drugs from Mr. Ralph "Plukie" Duke?

DG: To my knowledge, no they haven't.

VC: Okay. No, these are people you know fairly well?

DG: Yes.

VC: Okay. Now, you may know or you may not know that Ralph Duke's trial, these were government witnesses who testified. That at different times they had bought narcotics from Mr. Duke. Would you have any knowledge where these individuals were dealing drugs from '86 until 1991?

DG: Pause.

VC: Is it possible for you to answer that question?

DG: To my knowledge I know they didn't get no dope from Plukie, but I don't want to say where they got their drugs from.

VC: Alright, sir. I appreciate that. Did they ever, without naming a source, did they ever tell you where they were getting their drugs?

DG: Yes.

VC: They did.

DG: Yes.

VC: But you would prefer not to name a source.

DG: Correct.

VC: Is that out of concern for retribution or something along that line?

DG: Pause.

VC: Yes, sir. Do you understand that question? You would rather not name a source because someone may come back on you, is that correct?

DG: Correct, yes.

VC: Alright. But none of these individuals I named ever said that they bought drugs from Ralph "Plukie" Duke.

DG: That's correct.

VC: Okay. Would you have known had they done so?

DG: Yes.

VC: Can you tell me how you would have known?

DG: Well, let me tell you this much. I know those names and to speak of my past, and I've been indicted for my past because they got drugs from me at times, and I can speak on that.

VC: Okay. So, from about 1986 through 1991, you knew what was going on with these people?

DG: Yes.

VC: Would you see them on regular basis?

DG: Yes.

VC: Okay. Were they ever accompanied by Mr. Ralph "Plukie" Duke?

DG: No.

VC: Okay. So, he wasn't part of their circle of friends and associates.

DG: No.

VC: He's much older than these people?

DG: Yes.

VC: Okay. Concerning Monte Nunn's mother, did you know Tina Nunn?

DG: I encountered, I, uh, opened a restaurant in '89 I believe it was, and we was both making a bid on this particular restaurant, you know, to see who could get it first, and that's when I encountered her. She once made a statement to me about it, I don't know exactly when. She was always concerned about us young guys being out there in the streets and you know, make a statement, just for what reason, I don't know, just said, you know, Plukie wouldn't want to hear you guys with this drug activity, you know, is totally against that kind of stuff, you know, and it just kind of bothered me because Monte and me had done some business before, and I thought maybe she might have gotten word or something. I was much older than Monte, and I just didn't want that kind of influence to get back to his father, or his mother, you know, knowing. So, that was our conversation there.

VC: Okay, so did the mother ever make the statement to the effect that, uh, Monte better not every let his father know that he was doing this stuff?

DG: Well, to me, I feel that's what she was telling me, that they both better not know that he's doing this.

VC: Okay, because the father, Mr. Ralph Duke, would not approve of that?

DG: Correct.

VC: Okay. Uh, were you ever asked by the prosecutor, Denise Riley or John Holtman, anything about your knowledge concerning Ralph Duke having a briefcase or giving money to the Longs on that Long Cadillac thing?

DG: Are you saying that this is the same guy that prosecuted the Long Cadillac's case. He asked me the question of whether I heard anything about Plukie dropping a briefcase of money that could have or containing \$50,000.00. The question have I ever seen Plukie talk to Dick Long or ever seen Plukie talk to Tim Long, and I said I never seen him with either Long.

VC: Okay, alright. Uh, now concerning that sting operation, did you every give a statement to any of the agents or prosecutors about that particular event?

DG: No.

VC: Did they ask you about it?

DG: No.

VC: Okay.

DG: Can we pause for a minute?

VC: Yes. Okay, let me put it this way. You said they didn't ask you about it, but did they, meaning the prosecutors or agents, throw that out at you?

DG: Yes.

VC: Now, were you involved in providing some money so Monte and Lauren and these guys could make a purchase?

DG: Yes.

VC: Can you tell me how much money was involved and how it came down that you were part of financing this drug buy?

DG: Can I pause for a moment?

VC: Yes. In your words, Mr. Givens, tell me how you were involved and how much money and who you gave it to.

DG: Well, I got a phone call from Virgil and he told me to come and talk to him and I went and talked to him. He told me that Monte offered him a proposition, you know, if he could put up some money on this purchase that he's about to deal, that Monte is out to do, and I asked him how much and he said it would be about \$16,000 or \$17,000 and I told him I had \$16,000 and so he said okay, he would give Monte a call. He gave him a call and we met at my parents' house. I ran into the house and got the \$16,000 and give it to Virgil, but I made sure Monte Lauren seen me give it to him so they would know that that is part of my money so there was no fucking, you know, and that's pretty much the size of it.

VC: Was that the day that they were arrested?

DG: Supposed to do that drug deal.

VC: Okay, so you met with them the morning, the afternoon, when?

DG: I believe it was little bit past the afternoon.

VC: Past the afternoon.

DG: Yes.

VC: And then they were arrested that night? Is that correct?

DG: Well, I got the news the next day that they got busted.

VC: Okay. Alright. Were you asked to testify in that case?

DG: I didn't speak but I think I _____.

VC: Okay, but when the prosecutor's and agents threw this out about your possible involvement, did they have knowledge that you provided money?

DG: Yes.

VC: Do you know where they got that information?

DG: From Virgil. Told them I gave money.

VC: Okay. Incidentally, do you know where he is now?

DG: He's FCI time, federal time. He should be coming out in about under a year I believe.

VC: Would he return to St. Paul?

DG: Yes.

VC: Okay.

DG: He signed affidavits against me for providing that information to the agents. Also, he told me himself, I wasn't indicted yet. He got indicted on another case. He came to me first and said I _____ affidavits against you and the money that Monte and I got caught with.

VC: Okay, so he cooperated with the prosecutors and agents at any time was Mr. Ralph Duke mentioned? Did Virgil ever say?

DG: No.

VC: He didn't Uh, let me pause. Were you required to give any kind of affidavit about this sting operation?

DG: No.

VC: Okay. And, you weren't involved in Mr. Ralph Duke's case?

DG: No.

VC: Good. Did Mr. Ralph Duke have anything to do with providing money that resulted in that sting operation?

DG: No.

VC: How can you be certain of that?

DG: Well, I know who one, two, three, I know at least four people who was putting up money on this particular situation, and I also knew prior to before that day that the deal was coming close to going down with a circle of individuals. It wasn't one circle, but Monte intervened and he decided to take it upon himself.

VC: So, it was kind of, did he kind of run the show? Was he kind of managing this? Was it his deal?

DG: Monte's deal?

VC: Yah.

DG: Yes.

VC: Okay. And then he went out and got money from others to make this purchase. My understanding is there was a large sum of money put together, approximately \$118,000.00. Can you tell me the people you know who contributed, and do you know how much they contributed?

DG: I couldn't tell you who contributed what, but as far as the people that were involved, I know that was going to get a portion of the drugs, was Monte, Marcel, Lauren, Virgil and Kim was. Larry Huchinson, I don't know. Possible, but because I know Monte was tight like that, but I know Monte would have probably gave him some of the dope once he was pushed.

VC: Okay. You mention Larry Huchinson. Did he even know Mr. Ralph Duke or had he met Ralph Duke?

DG: To my knowledge, I don't know, but that was a friend of Monte, to my knowledge I would assume he probably met the guy's dad before, you know.

VC: Okay. But again, they weren't in the same circle of friends.

DG: You mean Larry and Plukie?

VC: Yah.

DG: No.

VC: No. Okay. Once again, there was an age difference.

DG: Yes. We probably pretty always kept it within ourselves, you know. The younger people with the younger people. _____ (with respect?) to the older people.

VC: Okay. Good. The authorities knew that you made a \$16,000.00 contribution. Why didn't they involve you in this particular case?

DG: I don't know. I was kind of worried about that at the time when that was going on in that particular year.

VC: We had an interruption there with Mr. Lange, the security guard. Let me get re-organized, here. Alright, but at any rate, when the authorities threw that out to you that they had knowledge that you kicked in \$16,000.00, do you know if they recorded that or made notes about that?

DG: I don't remember.

VC: Okay, was that in their office or at your home?

DG: In their office.

VC: Was that shortly after the arrest of these young men?

DG: Well, I had been indicted so I was to answer to my allegations, he had told me back in November that they told him I was going to be indicted within about a month or 20 days after Monte's rest. Of course, we are two different cases, me and Virgil. He was in a _____ case, and I was involved with the _____ case and I was indicted and 120 days which they provided to me.

VC: Okay, so you were indicted on something totally unrelated to this.

DG: Yes.

VC: And so was Virgil indicated?

DG: Yes.

VC: Now, uh, did they ask you anything about Mr. Duke or did they suggest to you anything about Mr. Duke?

DG: If I kind of remember correctly if I knew of him, and I believe I know I stated No I didn't.

VC: Okay.

DG: _____ go into any further details after _____ money situation.

VC: Would you have knowledge that the authorities knew that none of this money came from Mr. Duke that was to be used in the purchase of drugs?

DG: Like I said, to my knowledge that that money couldn't have been financed by Plukie because when they mentioned to Virgil that, I mean when Virgil told them that I gave him \$16,000.00 that, when I heard that \$117,000 or \$118,000 would have been all it was, that to my knowledge, and Virgil also knew that Plukie didn't have anything to do with this deal. This was pretty much Monte's deal, Lauren's deal--us younger guys.

VC: Did Virgil know Ralph Duke at all?

DG: No.

VC: No, he didn't. Okay, so it was Virgil that gave an affidavit to the prosecutor, Denise Riley, where the \$16,000 came from.

DG: He told me, they came to him, he had to sign an affidavit about my criminal activity in the drug field and he also gave that information, provided that information about the money.

VC: Do you know if he gave information where the rest of the money came from?

DG: That I don't know.

VC: Now, prior to Monte packaging up this deal, had it been discussed for a long time?

DG: Yes. I'd say maybe a couple of weeks prior to the bust.

VC: Had he or anyone else told you where the rest of the money was coming from added to yours?

DG: No.

VC: Did you kind of have an idea?

DG: Where the rest of money was going to be coming from?

VC: Yah.

DG: The guys that he ran with I had knowledge of Lauren, Lauren was with him that day when they picked up the money so I knew Lauren was part of that. Kim Willis, Monte, perhaps Larry Hutchinson.

VC: Yah, okay. And, during the preparations of all of this at anytime did anyone ever say my dad or my uncle, Ralph Duke, or this guy I know, Ralph Duke, is going to provide money?

DG: No.

VC: So, his name never came up in preparation.

DG: No.

VC: So, this was strictly a deal with these younger guys.

DG: Yes.

VC: Did you happen to know a guy by the name of Andrew Chambers?

DG: I had a few encounters with him. He was introduced to me by my cousin, Dave Lindsey. Dave Lindsey told me he did time when he went over to my grandmother's house. To make a long story short, he came up to the car one day and introduced himself personally to me and told me that I can beat anybody's prices out here. Asked me what I was paying. I was just listening to his questions. He told me the lowest he'd go is \$1,450 and I responded back well, since you're a friend of Charley's then my deal is go through him so don't even talk to me. And then once again maybe a week or three or four days later asked me again he had a deal going down in three or four days, what do you want to do? Like I told you the first time, go through Charley, he handles all my deals since you know him. And, that was that.

VC: Okay, was this in relation to this sting operation or something else?

DG: Yes, this is all part of, you know, this guy, Dave Lindsey, _____ busted with this sting operation.

This was all part of getting us to buy the dope before Martin did. Which was before we even knew he was our informer or anything of that nature.

VC: Okay.

DG: He came to a house part of ours, you know, so we was almost _____ taking part of the circle.

VC: Yah.

DG: That was decided.

VC: And, nobody knew he was working on the....

DG: None of that. Just thought he was another drug dealer coming up and trying to provide drugs or a dealer resource.

VC: Okay. When he said he could beat prices, was anybody suspicious about lower prices?

DG: No, not really.

VC: Okay. I'm going to hold. Did Mr. Chambers ever mention Ralph Duke's name?

DG: No.

VC: So, that was it. His name never came up in all of these discussions, the final transaction. Mr. Duke name never came up.

DG: No.

VC: Who was Scott Treadwell?

DG: Personally, he, to me, he was a low street level dealer. He would go through I guy I was working with. He smoked drugs, you know, just one part of the street guys, I guess.

VC: Okay. He didn't know Mr. Ralph Duke?

DG: To my knowledge, no.

VC: Never mentioned his name?

DG: No.

VC: How about Andre Phillips?

DG: To my knowledge, no.

VC: Kevin Walker?

DG: To my knowledge he knew of him because his brother had a baby by _____ daughter.

VC: But that doesn't mean he actually knows of him. They don't hang out.

DG: No. None of that.

VC: Have you known David Yoman a long time?

DG: Since about 1986.

VC: Okay, and would you know if he ever got involved with Mr. Ralph Duke?

DG: To my knowledge, he would have mentioned it to me.

VC: He would have mentioned.

DG: We have a little, each named I talked with I mentioned we had someone else in _____ like that nature.

VC: But he never said that Ralph Duke was a source for him.

DG: No.

VC: He never said that Ralph Duke gave him money to make a purchase or anything?

DG: No.

VC: Would the same hold true for Treadwell, Phillips, Kevin Walker, Lauren Duke,

(Continuation on side B)

I left off saying Mr. Givens. Would the same answer hold true for these other people, Treadwell, Andre Billips, Kevin Walker, Lauren and Marcel Duke.

DG: No.

VC: When you say no...

DG: They never mentioned about knowing Plukie or Plukie handing over money to purchase dope.

VC: Okay, so, once again...

DG: To my knowledge they weren't involved with Plukie.

VC: Yah, and Mr. Ralph Duke wasn't traveling in those circles associating with those people.

DG: None.

VC: Okay. Now, previously you said that you did not wish to tell me where all those people were purchasing their drugs, but what they have been purchasing drugs back in '86 through 1991, from someone?

DG: Well, I got taken down about '89, '90. Up to '86, '88 a lot of them was purchasing drugs from someone or individuals or resources.

VC: At any time did they ever say they purchased drugs from Mr. Ralph "Plukie" Duke?

DG: No.

VC: You were reasonably close to these people. Would they have told you who their sources were?

DG: Yes.

VC: They would have.

DG: Yes.

VC: Okay. Uh, Mr. Givens, did you pretty much know what was going on in your circle of friends and associates?

DG: Yes.

VC: Were you pretty knowledgeable concerning the scene, so to speak?

DG: Concerning the, would you repeat that again, please?

VC: Were you pretty knowledgeable concerning the drug scene?

DG: Yes.

VC: Okay. Now, did Monte Nunn ever talk to you about his father, Ralph Duke?

DG: Yes.

VC: Can you tell me what he may have discussed with you?

DG: On a couple of occasions when we made, when we did our little transaction of business he always emphasized to never let his father know or that his father can't find out he's involved in this drug stuff.

VC: Okay. So, he didn't want his father to know his business, is that correct?

DG: That's the way I took it.

VC: That's the way you took it, and you knew him a long time?

DG: Yes.

VC: So you know all these people back in '86.

DG: Yes.

VC: Okay. Alright. I may be repeating myself, but this whole thing that ended up in a sting, that was Monte's deal, is that correct?

DG: Correct.

VC: And, that was Monte using everybody else's money, is that correct?

DG: Correct.

VC: And, uh, you knew all these people pretty well, and as you told me, none of them ever suggested Ralph Duke put up part of the money, is that correct?

DG: Correct.

VC: Okay. Did you know Lauren Duke had some money in the deal?

DG: Yes. The amount I don't know, but I know he had money in the deal

VC: Okay. And you don't know why you were never charged along with Monte and Lauren and others, is that correct?

DG: I was never implicated.

VC: Implicated.

DG: I don't know why.

VC: Alright. Do you believe that right away the authorities knew where all that money came from?

DG: Yes.

VC: Can you tell me how you believe that?

DG: Stemming from the time of the bust, and I just from doing before _____ convicted they were talking about you know, certain people was worried about them getting caught up in it, like say, Monte made a couple of phone calls. He had got word to me stating that he had let other people know that _____ that don't worry about it.

VC: Yah.

DG: Something to that effect.

VC: Okay. But nevertheless, during Mr. Duke's trial, people testified that he put up the money or some of it. Do you know why they did that?

DG: No. To my knowledge, I was totally shocked that he was dragged into this here.

VC: You were shocked that he was brought in to this?

DG: Yes.

VC: Okay. Did you follow Mr. Duke's trial at all?

DG: No.

VC: Okay. Now, I have some information that Mr. Yoman was detained at the Los Angeles Airport with over \$50,000.00 cash on one occasion. Do you know anything about that?

DG: Yah, he just mentioned to me that at one time he got some money seized and he was kind of worried about it, you know. He didn't know what the consequences was and pretty much left it at that. _____ they can have it, _____.

VC: Okay. At any time did he ever say he was buying drugs from Plukie Duke with that money?

DG: No.

VC: No. Do you think he would have said so?

DG: Yes.

VC: Alright. When Scott Treadwell was stopped in Los Angeles in '89 at the airport, did he ever tell you he was buying drugs from Mr. Ralph Duke?

DG: No.

VC: Did you know about him being stopped at the Los Angeles airport?

DG: No.

VC: You don't know anything about that. Do you think you would have known that any of these people we have been discussing, would you have known had they been involved with Mr. Ralph "Plukie" Duke?

DG: Yes.

VC: They would have told you? They would have mentioned him?

DG: Yes. Precisely.

VC: You were pretty tight with these people?

DG: Yes.

VC: Okay. Do you recall the names of the agents or the prosecution team that told you or that, you know, threw out that you had \$16,000 involved on that sting?

DG: Uh, I just know Denise Reilly.

VC: You remember Denise Reilly.

DG: Yes.

VC: And she's the one you dealt with on the Long Cadillac.

DG: I dealt with that gentleman, whoever that gentleman's name was, the prosecutor in the Long Cadillac's case.

VC: Okay. Did they take any kind of official statement from you over that \$16,000? No recorded statement?

DG: Not that I recall.

VC: They took notes?

DG: Not that I recall.

VC: Okay. They indicated to you they knew where all the money came from.

DG: They said we know that you had money involved in that.

VC: Okay. Did they mention anybody else having money involved?

DG: No.

VC: Okay, but later on did you learn from the people that were indicted that they knew they had money involved?

DG: Yes.

VC: Did all those people admit to you or at least those that you talked to?

DG: Yah. Word got passed down through the grapevine.

VC: Okay. So, Mr. Ralph Duke initially was not incriminated on this sting, but somehow along the line these players incriminated him. Is that correct?

DG: I would have to agree on that.

VC: Okay. Alright. I'm repeating myself here, but once again, David Yoman, Kevin Walker, Andre Billips, Scott Treadwell, Lauren Marcel, or Virgil Tofree did not do any business with Mr. Ralph Duke, is that correct?

DG: No. They never did.

VC: And, you would have known that because you were tight with these guys?

DG: Part of their inner circle.

VC: Okay. Did they tell you who they were doing business with? I'm not going to ask you names, but did they tell you of other sources?

DG: Yes.

VC: They did.

DG: Yes.

VC: Is there anything else you can think of that may be important to this issue?

DG: Larry Hutchinson. I got incarcerated in 1991 and Larry Hutchinson was already down one time and doing _____ and I ended up back at camp and we talked and you know, he was shocked that Plukie was involved in their sting operation.

VC: Okay.

DG: He pleaded out.

VC: Hutchinson pled out?

DG: Yes.

VC: Did he incriminate Mr. Duke?

DG: To my knowledge, no.

VC: Okay, but he was surprised...

DG: That he was involved in it.

VC: Involved in it.

DG: Yah.

VC: Okay. Anything else?

DG: That's all I have to discuss.

VC: Okay. Did, these people that were indicted, did they ever tell you why they incriminated Mr. Duke? I mean, were they pressured, coerced, or did they...

DG: I talked to Marcel and also he was out there at ^{Duluth} Duke's camp too, and he's like they just want to scare everybody, you know, they more or less put it off, from what he told me, from what Larry told me.

VC: Okay.

DG: (undecipherable)

VC: Okay. Did he deny that Ralph was involved?

DG: Marcel said Plukie wasn't involved.

VC: Wasn't involved.

DG: Yes.

VC: But he was scared?

DG: What information came up, I do not know.

VC: Alright. Is there anything else you can add?

DG: That's all I can recall at this time.

VC: Alright. Has this statement been true and accurate to the best of your recollection?

DG: Yes.

VC: Okay. And once again, I have your permission to take this statement?

DG: Yes.

VC: Now, I'm a notary but I can't have this transcribed right now, but do you swear that this is a true and accurate statement?

DG: Yes, it is.

VC: Okay. Now, I'll preserve this tape. I'll have it transcribed. I'll have it mailed to you for your review, and then I would appreciate it if you would sign it and return it to me. You could ask somebody here to notarize your signature. Would that be satisfactory?

DG: That's okay with me.

VC: Now, in the event we can't do that procedurally, you're telling me that this is a true and accurate affidavit, would you waive your signature? In other words, would you say that it's okay without my signature?

DG: I can sign it. Either way is fine with me.

VC: Okay. Just as a precautionary measure in case for some government reason I can't do this, I think I can, but like in a deposition, you can waive your signature, but I will send this on. Is that satisfactory to you?

DG: Yes.

VC: Would you repeat your full name, age and address?

DG: Danny Lee Givens, Sr., [REDACTED], I'm 38 years old. That's in Brooklyn Park, Minnesota.

VC: Have I offered you any promises or inducements or have I made any threats to you?

DG: No.

VC: No?

DG: No, you haven't made any threats to me.

VC: Has anyone else offered any promises, inducements or threats for this statement?

DG: No.

VC: They haven't.

DG: No.

VC: Okay. You're giving this of your own free will.

DG: Yes.

VC: Okay. So, you're giving this statement, you're not getting anything out of this, correct?

DG: That's correct.

VC: Why are you giving me this statement?

DG: Well, like I said, I've been a part of major drug cases. I didn't do _____. I'm serving time on a 13 year sentence and, you know, maybe I'm just doing something right and I feel that I'm a missing piece to the puzzle which I _____ indicted because my money played an important role in that. I lost out and I just _____ prevent in this particular case against Plukie Duke that the charges were trumped up in this particular case.

VC: Okay.

DG: And everyone knows that's involved with this case that it was trumped up charges against him. _____ (undecipherable)

VC: Okay. And, you've been charged and convicted on how many different cases?

DG: I've been on a case, on a sting operation in 1982 with the government, I've been charged back in '91. I'm on another conspiracy, not that I'm bragging, but...

VC: Oh, no, no.

DG: But, right now on a big LA major conspiracy.

VC: But, you're not doing life in prison.

DG: No. 13 years. (undecipherable). I just hope that this all works out to be the best because it is true to my knowledge what I stated in that particular year of what happened, that time and that event.

VC: Okay. I wanted to ask you one more thing. Do you know a Sandra Jefferson or a Kevin Biel?

DG: No.

VC: You don't know those people.

DG: No.

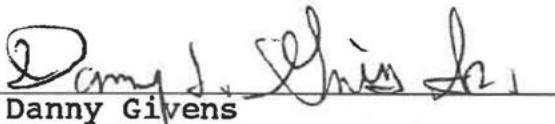
VC: Good. Once again, this is all true to the best of your recollection, you have not received promises or inducements, and it's true and accurate and you will sign the affidavit, is that correct?

DG: Yes, that's correct.

VC: Thank you very much, Mr. Givens.

Let me just add the time is 11:25 a.m. at the conclusion of this statement.

State of Wisconsin
County of Adams



Danny Givens

Subscribed and sworn to before me
this 26th day of September, 1997.



Notary Public

My commission
expires on July 22, 2001.