

AFFIDAVIT
DEFENSE WITNESS: TERRY WALKER

1 My Name is Terry Walker. I live at 120 N. Bayside Road, Apartment 220 in Howland, Rhode
2 Island. I am the manager of the Super King Grocery store at 220 N. Bayside Road.

3 I am 34 years old, divorced with 2 wonderful and beautiful children. My children are 7 and 8. I
4 spend as much time with them as I can – they are my life. Sally is an excellent swimmer and
5 Jimmy is GREAT at football.

6 I have worked for Super King all of my life – or at least it seems that way.

7 I got my first job there when I was just 14. My Dad worked for Super King and they let me work as a
8 stocker in the back of the store for a few hours each week. It was a good job at the time and it still is
9 – I've been at the same store from the beginning.

10 Once I turned 16 and Super King saw my true potential, they put me out on the floor and I started
11 working more hours. During the school year I worked about 30 hours a week, and in the summer I
12 worked at least full time, maybe more.

13 After I graduated from high school, I knew Super King was going to be my career, so I started full
14 time at 18. I worked in every department –produce, meats, canned goods, and boxed goods. I know
15 the store inside and out. When I turned 20 I was promoted to manager of the produce section. I
16 was really happy, as this was a great move up for me. At the same time I got married, so life was
17 really going my way.

18 I was made assistant manager at the store when I was 30, and at 32 I became the manager. I am
19 the only manager of a Super King who does not have a college education. They are a great
20 company to work for.

21 I know the competition would not let me be a manager without that degree, but Super King
22 recognizes that I have worked my way up and know this store better than anyone with a piece of
23 paper ever could. I truly worked my way up from the bottom.

24 I love my job. The people at Super King have been very good to me. Even during my divorce when
25 times were tough and it was rough on me, they let me move my schedule around so I could see my
26 kids whenever I needed to. You see that is what I mean about what a great company Super King is.

27 I have worked with Pat Smith for the past 3 years. He/she has always been a great employee. You
28 should see his/her personnel file. There is nothing but great stuff in there. I know that Pat would
29 never break the law.

30 I was working the day that Pat had the problem with that good for nothing Frank Howe. I don't want
31 to speak ill of the dead, but Frank was a problem from the day he was born. I used to go to school
32 with Frank. He was a jerk then and was a jerk until the day he died.

33 Pat, on the other hand, is a great person. I can always rely on him/her for work and I have seen
34 great promise in Pat. He/she reminds me of myself. Pat has worked up from the bottom to security

35 chief. Pat should have been accepted to the police academy the last go round. I know I gave a great
36 recommendation, but you know the police academy - you have to know someone to get in there.
37 Plus Pat and this Captain Estrada don't get along because Pat's Dad dated the Captain's ex-wife –
38 Vic Estrada's Mom. The Captain always blamed Pat's Dad for breaking up his marriage and said
39 Pat's family would pay for his heartache. At least that has always been the word on the street. Any-
40 way, I am proud I stood by Pat and he/she still works for me. I could not have a better employee.

41 On August 20, 2008, when Frank caused all these problems, I had been working in my office. My
42 office is in the southwest corner of the store. I heard Pat call out on the radio that he/she had spotted
43 a 2-5 (that's our code for a shoplifter). Pat indicated he/she was headed out the door. I love to
44 watch the shoplifters' faces when they are caught so I got up to go check it out.

45 As I was coming to our main entrance, which is on the southeast end of the store, I heard Pat yelling
46 for Frank to stop and I could tell Pat was running. Then I heard Frank yell "leave me alone before I
47 stuff you with lead." Just as I was coming around our display of carpet cleaners, Pat and Frank were
48 headed outside the store. I saw Pat grab for Frank and Frank just fell. Sure, when Pat grabbed for
49 Frank he/she pushed Frank a little, but it wasn't like that little push could cause any real injury. Pat
50 was just doing a good day's work. Frank was just doing what he always does -- lie, steal and cheat
51 for his own benefit.

52 After I ran out to check on Pat, Pat and I noticed that Frank was not getting up. I went inside to call
53 the police and an ambulance. Once the police arrived they did their investigation and at first it was
54 no big deal. They took pictures and a few statements and left. They knew Frank was a loser and
55 that Pat was just doing a good job.

56 Later the situation changed. This Captain Estrada heard about it from his son/daughter and made a
57 big deal where there was nothing. The Detective came back to the store and had me place a TW on
58 a diagram for where I was standing when I saw Pat grab for Frank. I told him/her I was not sure,
59 after all it had been a little while.

SIGNED

Terry Walker