

11/02/08 Metro Center Incident

ROBERT NORSE • Well, it is now about 2:25 in front of Kianti's at the corner of Cathcart and Pacific on Sunday, the 2nd of November. I'm talking with . . .

JACK • Jack.

ROBERT NORSE • And

BOB • Bob

ROBERT NORSE • And you guys just came up to me with a concern about the nature of the holy word coming out of the Metro Center.

JACK • Yup. Direct quotes from the Bible and commentary in between.

ROBERT NORSE • Being blasted out on loudspeakers?

BOB • Proselytizing out of a loudspeaker.

JACK • Christian radio.

ROBERT NORSE • And you then went up to a security guard, whose name was?

BOB • BAD NIGGER BOY [screaming]

ROBERT NORSE • I will not be politically correct and eliminate that from the tape, but mind your language, my son. We're all niggers of one sort or another, I can tell you that right now. Some of us are stuck with it, because of our skin color. In any case, what happened when you spoke to this man?

BOB • Well, he said that we don't have to be there, we could leave, which we did.

ROBERT NORSE • And what did the man look like?

BOB • A big, fat nigger.

ROBERT NORSE • And how would you describe him?

JACK • He was a security guard. Who seemed like he had nothing to do with any . . .

ROBERT NORSE • Tall, short, [inaudible].

JACK • He was huge.

BOB • [inaudible] he works out with weights and talks white liquor for the Whalers... [overlapping].

ROBERT NORSE • Your man is ruining your cred here with the progressive community. Tom, Tom. Mind your tongue, son. So did you ask the guard who his superior was, and if you didn't, are you interested in going back and doing that?

JACK • Yeah. Yes, we did. He had no answer. Repeating if we don't like it, we can leave.

ROBERT NORSE • I see. But he didn't attempt to make you leave, right?

JACK • No.

BOB • No. No, the [inaudible].

ROBERT NORSE • Well, thank you for the update. I think you're probably right. I think what you need to do is – well, I'll just walk by and I'll

document it by putting a little on the tape recorder.

JACK • Yeah, that'd be great. It's still going on there. (BREAK)

ROBERT NORSE • So I am approaching the Metro Center. It's about 2:30, a little bit before. And you can hear the sounds of the Metro speakers.

LOUDSPEAKER • “We saw those three things. But, you know, God always works in shadows and types, and that's what we saw with the wicked pervert, that . . .

ROBERT NORSE • OK, I'm standing in front of the doors of the Metro Center. There's a speaker on one side of the door. I think there's another one on the other side.

LOUDSPEAKER • “Therefore, this forgiveness, this compassion was a mere [inaudible].

ROBERT NORSE • Okie, dokie. I'm now walking into and through the Metro, past the Chinese restaurant, over to chat with the security guard. Which is not actually playing where the bus stop is, but I guess I'll ask him. Hey there, Guy, how's it going?

SECURITY GUARD • Very good. How are you doing?

ROBERT NORSE • Oh, not bad. I got some complaints about the religious propaganda blasting out. I know it's not your responsibility, but . . .

SECURITY GUARD • Whatever it feels like.

ROBERT NORSE • Do you know who's in charge who I should talk to?

SECURITY GUARD • There's no one here right now. You can make your

complaint tomorrow morning between the hours of 8:00 and 4:00 at the information booth.

ROBERT NORSE • And is it . . .

SECURITY GUARD • [inaudible]

ROBERT NORSE • Oh, for sure, I can. You bet. What's your name, by the way? What's your name?

SECURITY GUARD • I can't talk to you while you got the recorder on.

ROBERT NORSE • Hey, hey. Hey, you're – if you don't want to identify who you are, I'll be happy to pursue you until you do, man.

SECURITY GUARD • If you want to talk to me, turn it off or leave the property.

ROBERT NORSE • Hey, look. You're responsible for this area, man.

SECURITY GUARD • You don't want to turn it off and I'll get you a police escort.

ROBERT NORSE • Hey, get a police escort. Be my guest. I'm really just asking you a simple question. I mean as far as I'm concerned, this kind of religious propaganda is not appropriate, but you know that. So I'm just trying to find out who I should talk to about it.

SECURITY GUARD • [inaudible]

ROBERT NORSE • Give me your name.

SECURITY GUARD • [inaudible]

ROBERT NORSE • Give me your superior's name. Tell me who you

work for.

SECURITY GUARD • [inaudible]

ROBERT NORSE • OK, so you're refusing to give me your name and your superior's name. Who do you work for? You have National Securities Industry written on you. You're a tall man, I would say about 6'5". You're African American. Fairly chunky, no offense meant. And, again, I make one more request before I file a complaint with your organization tomorrow. I don't think you want to do that, do you? And you're going into the elevator to get away. See you later. How's it going? (break)

I'm here in the little store inside – what's the name of your store here?

YASSIR • Metro Market.

ROBERT NORSE • And you said you – what's your first name?

YASSIR • Yassir.

ROBERT NORSE • And, Yassir, you said a number of people have mentioned this Christian speechifying or the stuff that's being broadcast over the speakers out front.

YASSIR • Yes.

ROBERT NORSE • And how many people, would you say, have spoken to you about it with some concerns?

YASSIR • Two or three.

ROBERT NORSE • And how many customers would you say you had all

day?

YASSIR • I, I . . .

ROBERT NORSE • A pretty large number, right?

YASSIR • Yeah.

ROBERT NORSE • Maybe 30 or 40 or . . .

YASSIR • Probably. But it didn't happen today. It's been happening for the past coupla days.

ROBERT NORSE • So this has been the same Christian propaganda for the last few days?

YASSIR • Well, I'm not – I don't hear nothing inside . . .

ROBERT NORSE • You can't hear anything in this store, no.

YASSIR • Yes, but they've been complaining about what's been being broadcast on the stereos.

ROBERT NORSE • Interesting. Do we know where that comes from? I mean you say usually there's a person here, but since this Sunday, you can't really talk to an employee, right?

YASSIR • Right. Probably tomorrow by Monday.

ROBERT NORSE • Thank you. Have a good day. (break)

ROBERT NORSE • And here again, as we're outside is what we're hearing.

LOUDSPEAKER • ...Once the consequences thereof he or she becomes

accountable. And God calls that accountability the linkage now, marriage. Again, Romans VII, knowing our brethren for I speak to them that know the law that those that fall under this condemnation. How does the law have dominion over man as long as he liveth or the woman. For the woman. We have a woman. Like we do in Numbers V. We had a wife or a woman there. We had a husband there.

ROBERT NORSE • Metro Supervisor 807, at least that's what's on his vehicle, who has just pulled up, and I'll try to find out what, in fact, is – who's responsible for this. Apparently it's been going on for, if the individual we just spoke to is accurate, it's been going on for a couple of days.

LOUDSPEAKER • ...from the law, she who has a husband, is her husband alive or dead? Alive enough to at least to drag her to depression. If she Married to another man, she shall be called an adulterer. Very similar, isn't it? To Numbers V. If while her husband liveth, she be married to another man....

ROBERT NORSE • So I'll go ask this fellow. Hey, there. How's it going?

ED NELSON • OK, what's up?

ROBERT NORSE • Well, I'm just wondering. Who's responsible for what comes over the speakers? I assume you guys aren't particularly.

ED NELSON • We are. Why? What's going on?

ROBERT NORSE • Well, . . .

ED NELSON • Is something that's offensive or volume-wise is bothering

you or ...

ROBERT NORSE • The volume is OK. It's religious information that would be appropriate in a church or on the street [inaudible] I would think so, but not from a loudspeaker which is government funded. That's my concern.

ED NELSON • Well, what they did is they made an effort to put music out there . . .

ROBERT NORSE • That would disperse the crowd.

ED NELSON • No, no, no. Well, they thought that classical music would not be something that kids that normally accumulate down there like.

ROBERT NORSE • Right.

ED NELSON • So this is supposed to be classical, but it was not . . .

• Have a listen [inaudible]

• Loudspeaker: [inaudible] becomes the wife of God as Israel was the wife of God.

ED NELSON • I'll see what I can do.

ROBERT NORSE • Thank you [inaudible]. It's probably a mistake.

What's your name?

ED NELSON • My name is Ed Nelson.

ROBERT NORSE • Robert, Ed, and I appreciate – I'm with Free Radio, so I'm just doing some investigating.

ED NELSON • OK. OK. Well, I'm gonna check it out and see what I can do.

ROBERT NORSE • Thank you. (Break)

One last thing. Do you have any connection with the security guards?

ED NELSON • That's who I'm calling right now.

ROBERT NORSE • OK, because I – the only thing I would also request is if a security guard is requested to say who he is that he do so. I asked who he was and who his supervisor was, and he wouldn't tell me. So I would . . .

ED NELSON • He probably wanted to know why you wanted to know.

ROBERT NORSE • Sure.

ED NELSON • Whether there was a specific issue.

ROBERT NORSE • Well, he knew. I told him.

ED NELSON • Oh, you did?

ROBERT NORSE • Yeah. I said [inaudible] concerned about this. He said, "I'm not gonna tell you." He didn't want to be recorded. But I said, "Look, you know, . . ."

ED NELSON • Am I being recorded right now?

ROBERT NORSE • Yes.

ED NELSON • You know, you should always tell people when they're being recorded . . .

ROBERT NORSE • Well, it is out. I'm with the radio, you remember you heard me say that?

ED NELSON • That doesn't . . . Hey, look. I worked with the radio for eight years, and I . . . [inaudible](to someone else) can I meet you in the

Greyhound lot please? (to Robert) And I don't think everybody I talked to when I was in radio would assume that I was recording them when I talked to them.

ROBERT NORSE • That's correct. I am, in fact, but you understand, I already had a problem with another individual that wouldn't identify who he was and, therefore, it was important for me for my own safety to record what goes on, because you're in a position of some authority.

ED NELSON • Mm hmm.

ROBERT NORSE • And it would be my account against yours if there's a problem. So it's not really a personal – I'm not trying to be, you know, [inaudible]

ED NELSON • (to Metro staff) Do you have any control over that?

METRO STAFF • Yeah. All I do is turn it on and off.

ED NELSON • On and off? Is the station fixed?

METRO STAFF • He said yeah.

ED NELSON • That's what he said?

METRO STAFF • Uh huh.

ED NELSON • OK. Let me talk to you in a sec.

METRO STAFF • OK.

ROBERT NORSE • Thank you both.

METRO STAFF • [inaudible]

ROBERT NORSE • And the only thing I ask is that there be identification

if you're talking to somebody. I just want to know who I'm talking to, that's all. So apparently the problem is going to be resolved one way or the other, maybe, but I'm too hungry to say. (break)

ROBERT NORSE • OK, well, it's about 3:35. I'm at the Metro Center front entrance on Pacific Avenue. A tall, black National Security Agency, that's the name of his private agency. I don't think he's with the real NSA, but just came by and told the two guys that were sitting nearby with backpacks to leave. And I'm just talking to my friend, Jack. We were chatting about old times, so to speak. But, Jack, you said you recently had an experience here at the Metro, in which you, too, were approached by a security guard.

JACK • Yeah, it was actually a supervisor for the Metro.

ROBERT NORSE • What did he look like?

JACK • I don't know. He looked [inaudible] . . .

ROBERT NORSE • African American, white?

JACK • He looked authoritarian.

ROBERT NORSE • White, black, green?

JACK • He was a white guy.

ROBERT NORSE • Mm hmm. I may have talked to a black supervisor today.

JACK • [inaudible] yourself. He came over when I was waiting for a bus and asked me what bus I was waiting for, and I just told him one that hadn't

come yet. And, fortunately, they didn't do anything. But . . .

ROBERT NORSE • And you were afraid . . .

JACK • He was definitely being a – he was definitely being pushy about – he wasn't asking me why I was there, but that was what his intent was.

ROBERT NORSE • And how long did he stay there and keep an eye on you?

JACK • Only probably about 5 minutes after that. He was sitting there for about 10 minutes before he asked me, and then probably 5 minutes after that.

ROBERT NORSE • Maybe he just liked your looks.

JACK • Maybe so. He might have actually have wanted to give me a ride somewhere.

ROBERT NORSE • What a sweetie!

JACK • [laughs]

ROBERT NORSE • You don't think so.

JACK • Well, you know . . .

ROBERT NORSE • The paranoid dog that you are.

JACK • [laughs] Exactly. Yeah. If they've got handcuffs, I'm not, no, I ain't going there.

ROBERT NORSE • But I notice there's no Christian sermonizing coming out of the speaker.

JACK • No, [inaudible]

ROBERT NORSE • [inaudible] ask these guys [inaudible]. Hey, I'm with Free Radio. Radio Libre. Any problemas con los policia aqui? No?

SPANISH MAN • No. No aqui.

ROBERT NORSE • That's okay. Poco. Er Er Er. Well, good luck.
[inaudible] I'm not sure. How are you doing, hombre?

LES • I'm doing all right. Just another day.

ROBERT NORSE • Any hassles.

LES • Nope.

ROBERT NORSE • We're just very cheerful today, aren't we?

LES • We're trying. We're trying.

ROBERT NORSE • What's your name, [inaudible] man?

LES • Les.

ROBERT NORSE • Hey, Les. Any incidents on the street you want to report?

LES • Nothing right at this moment. It's actually really calm.

ROBERT NORSE • Cool.

JACK • Ranger Wallace busted a bunch of guys out of the clubhouse over at Harvey West at like 8:30 the other night when it was raining.

ROBERT NORSE • What were they doing?

JACK • Sleeping.

ROBERT NORSE • How many were there?

JACK • Several. That's all I know.

ROBERT NORSE • And you heard second-hand, or you were there?

JACK • [inaudible] Second-hand. Second-hand.

LES • I can concur. I heard the same thing. I heard that Wallace went out and kicked a lot of people out.

ROBERT NORSE • Were the people inside a building, under a lean-to?

LES • Under an awning.

JACK • Yep.

ROBERT NORSE • Oh, that's very public-minded of him. I mean it could cause real damage to that awning by standing underneath it.

LES • Oh, yeah. Like maybe they couldn't get any sleep.

Uh huh. Which I think is wrong. I think everybody in Santa Cruz County should be able to sleep.

SECURITY GUARD • All right, we asked you once to be moved...

ROBERT NORSE • What's your name?

SECURITY GUARD • Uh. Is that a recording thingie?

ROBERT NORSE • It sure is.

SECURITY GUARD • Can you tell me why you have that?

ROBERT NORSE • Well, you're making – you're requesting me to leave a public space open to the public.

SECURITY GUARD • Its private property.

ROBERT NORSE • Oh, it's not – no, it's a Transit Authority here!

SECURITY GUARD • Can you look that up and come back and talk to

me?

ROBERT NORSE • No. But if you want to make a false – if you want to make a false arrest, please. Be my guest. Hey, I'd love it. But give me your name, please.

SECURITY GUARD • [laughs]

ROBERT NORSE • Not interested apparently. And here's another individual who refuses to identify himself. I want you to notice he has no identification on his person, so you can't see who he is, except his uniform. So if he makes a mistake, all you can see is the security on his hat.

JACK • Should have a nametag.

ROBERT NORSE • No, you're required to identify yourself. He's now moving along two other individuals who are harmless, simply standing nearby, and is now walk – again, last chance to identify yourself. All right, this is a man of about 6 feet, Latino, chunky, refuses to identify himself. Fair enough.

LES • I love it.

ROBERT NORSE • Come back. Please.

JACK • I want to find out about this private property thing.

LES • Actually it's not private property if it's County transit.

JACK • I know. [inaudible]

LES • We have a right here, and if we're going to catch a bus for [inaudible] I don't see anything wrong with hanging out. We're not smoking [overlapping]. At least I'm not.

ROBERT NORSE • No, if he wants to request people not smoke, I can appreciate that.

LES • Yeah.

ROBERT NORSE • I suppose there might even be a law against sitting near a building, but he certainly has no right to [overlapping, inaudible].

JACK • It's an ordinance. Definitely not a law. It's an ordinance.

ROBERT NORSE • Even an ordinance. There's no ordinance says you can't be at the bus station.

LES • That's right.

ROBERT NORSE • But, anyway, he left, so . . . Yeah, it's fine.

JACK • [inaudible] guy with a tape recorder. [inaudible] oh, no, [inaudible]. [laughter] We know who that guy is. [laughs]

ROBERT NORSE • So you're reporting on – both of you were saying there was a report of Ranger Wallace harassing poor people.

LES • It was at Harvey West by the clubhouse right there.

ROBERT NORSE • And what night was that?

LES • That was [overlapping] about two nights ago, yeah.

ROBERT NORSE • First rainy night.

LES • Oh, boy, was it raining. It wasn't raining. It looked like Niagara Falls.

ROBERT NORSE • Really?

LES • Yeah. One of us out here got wet that night.

ROBERT NORSE • Anybody get sick?

JACK • I've heard a couple people were saying they were starting to catch a cold.

ROBERT NORSE • Mm hmm. Well, at least the sun came out, and we got some sunshine now.

LES • And we had Dennis over [inaudible] feeding today. So.

ROBERT NORSE • Oh, that's good. How many people showed up?

LES • I'd say at least 150.

ROBERT NORSE • And did he have any reports that you know of of people being otherwise harassed during this rainy season?

LES • No, I haven't.

ROBERT NORSE • What's the word on the armory opening?

LES • The 15th.

ROBERT NORSE • And . . .

LES • I thought for sure they would at least open it, because it was raining and downpouring like that. See, when Marcus was over there, he would do that for us. But since he passed away . . .

JACK • No, they can't open up there. That's a . . .

LES • Oh, yeah, Marcus used to do it all the time when it was raining. Yeah, he would let us stay [overlapping]

SECURITY GUARD DAN: (inaudible)

ROBERT NORSE • [inaudible] security guard again. What's your name,

sir? What's your name? What's your name, sir?

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • What is your name, sir? I again repeat the question.

What is your name?

SECURITY GUARD DAN • I'm the one asking the questions.

ROBERT NORSE • No, no, no. You're a man who approached me in a uniform, and you're employed here. What is your name?

SECURITY GUARD DAN • What is your name? There you go. See?

ROBERT NORSE • I'm a private citizen. You're not. You're trying to give me an order. Now, what is your name, sir?

SECURITY GUARD DAN • I'm gonna ask you nicely one more time. I'm gonna ask you to leave the property, and I'm gonna [inaudible].

ROBERT NORSE • OK, do – please. I feel I have a right to be here. I'm in essence waiting for a bus. You know what I mean, jelly bean?

SECURITY GUARD DAN • I'm gonna ask you . . .

• And I'm telling you. So leave me alone. No, I have a right to record what you say. You are approaching me.

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • No, you're in public. You have no expectation of privacy. Go make your phone call, please. Go make your phone call. But please give your name next time. If you're not afraid and you're doing something that's legal, you shouldn't be afraid to give your name.

SECURITY GUARD DAN • Yeah, clearly. Yeah.

- [inaudible] back to what we were saying.

- Right.

- What were we talking about?

- We were discussing, I guess, we had Ranger Wallace, and then we also had . . .

- No, we were talking about the armory [inaudible].

- Oh, the armory opening on the 15th.

ROBERT NORSE • There's a squad car driving by right now. Call him over. Come on, Mr. Security Guard who won't give his name. He's right here. Come on back. Or stop harassing people down here, please. Stop harassing the people who are trying to use the public spaces. That's what you're doing. Please stop doing that. Hey. Or give your name and give your supervisor's name. One of the two. Maybe all three.

JACK • Yeah.

LES: Hey Sis!

UNKNOWN WOMAN • Hey Les [inaudible]

LES • Yes, I sure do, Hon.

ROBERT NORSE • And let me get my camera out so we can take a picture of this fine gentleman.

JACK • Yeah, really.

ROBERT NORSE • Since he refuses to identify himself.

SECURITY GUARD DAN • So what is your problem, sir?

ROBERT NORSE • I just don't want to be harassed, and I want to know who I'm talking to if somebody does.

JACK • We have to "have a problem" just 'cause we're standing here?

ROBERT NORSE • We're standing talking. You are creating the problem. [inaudible, overlapping] Can you hold my coat for a minute, please. [overlapping]

JACK • It isn't a problem.

ROBERT NORSE • If I ask you nicely to get down on your knees and start groveling, if I ask you nicely to go back to your house, what would you say to me? You'd say, "Go away. Stop bothering me."

JACK • Exactly. [overlapping]

ROBERT NORSE • [inaudible]I say to you.

SECURITY GUARD • [overlapping]

JACK • This is America. It's free here.

JACK • The City owns this, right? Or the County?

ROBERT NORSE • No, this is private property.

JACK • Who owns it then?

SECURITY GUARD DAN • Do you want me to show you the picture of the guy?

JACK • Well, the county uses it. And anybody can come and go, right? [overlap]

SECURITY GUARD DAN • We have the right to refuse that.

JACK • No, you don't.

ROBERT NORSE • You don't have the right to refuse that. And the fact that I won't leave [inaudible]

JACK • [overlapping] It's not a private enterprise. [inaudible] It's not a private enterprise. [inaudible] It's a government enterprise.

SECURITY GUARD DAN • (inaudible) ..to do that but it's private property here and I'm trying to do my job here.

ROBERT NORSE • I know you're trying to do your job. I understand, but I think part of your job is saying who you are and who your boss is. I mean it really is.

SECURITY GUARD DAN • It's like I don't feel like, you know....

ROBERT NORSE • It's not right that you come out here [inaudible] But the problem is you're approaching us. You're approaching groups of people and telling us to leave. We're saying, "No, this is open to the public," you know?

JACK • Right.

ROBERT NORSE • This property is open to the public.

SECURITY GUARD DAN • I'm asking you not to do this, and you guys are acting like rebellious [inaudible]

JACK • I think you don't have any leg to stand on is what I . . .

ROBERT NORSE • Look, if somebody told you that you couldn't do

certain things that you feel you've got a right to do, you might listen, but you'd make a decision. You'd say, "Look, look, Officer, I think you're wrong." And I'm not trying to be mean to you. I'm not trying to single you out personally, but I tell you, when I ask you again for your name, and who you work for in terms of your superior.

SECURITY GUARD DAN • What did the other guard tell you? Did he ask you to leave?

ROBERT NORSE • No.

SECURITY GUARD DAN • Did you ask him to like turn off the radio or something like that?

ROBERT NORSE • Yeah. And he did. Finally. First, he refused. He refused to give his name. I got his superior, and his superior ordered him to turn off the radio.

SECURITY GUARD DAN • Oh, OK.

ROBERT NORSE • And did. That's what happened, as I understand it.

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • Well, it's, it's, you know, if you're in a church, you can get some Christian propaganda.

WOMAN PETITIONER • [inaudible]

SECURITY GUARD DAN • I can't take it.

ROBERT NORSE • I'll take a look. I haven't voted yet, but I'll read this before I go to the polls.

WOMAN PETITIONER • [inaudible] it won't take away your right to eat meat. It just means the animal . . .

ROBERT NORSE • Will be treated better. Yeah, I'm sympathetic to it. You know? I agree.

WOMAN PETITIONER: Usually they shoot them with hormones and all Make them [inaudible].

ROBERT NORSE • Thank-you. Right. You know, what I'm going to do, and again you're refusing . . .

SECURITY GUARD DAN • Dan. [inaudible]

ROBERT NORSE • Call you Dan. Will they know you by the name Dan, if I say to your superior, "A man named Dan spoke to me," will they know who I'm talking about? Is that an accurate name?

SECURITY GUARD DAN • Yeah.

ROBERT NORSE • That's an accurate name?

SECURITY GUARD DAN • That's an accurate name.

ROBERT NORSE • I'll give you my card if you want my card.

• [inaudible]

ROBERT NORSE • Lest I be accused of littering. And I don't mind you having my card. In fact, if you have something you want to talk about, I do a radio show on this stuff. Here.

SECURITY GUARD DAN • What radio show?

ROBERT NORSE • It's called Bathrobespierre's BroadSides. It's on Free

Radio Santa Cruz.

SECURITY GUARD DAN • Over there by the library?

ROBERT NORSE • No, down there.

DAN • Down where?

ROBERT NORSE • Down Laurel Street.

DAN • [inaudible] station [inaudible].

ROBERT NORSE • It's a pirate radio station. Pirate radio station?

Underground radio station?

JACK • Rrrr.

ROBERT NORSE • Yeah, we've been going for about, since 1995, so we've been going for a while.

LES • Way while.

ROBERT NORSE • Yeah. we've been around for a while. So it's nothing personal to you, Dan.

SECURITY GUARD DAN • If I ask you to move on, from here. We do this to everybody.

ROBERT NORSE • I know, and I don't think it should be done. And I realize you're told to do it. I'm not trying to be mean to you. What I'm saying to you is the people who are telling you to do this are putting you in a position of some peril, because if you try to make an arrest of me, I think you would find yourself in trouble. I mean I'll be happy to – if you want to arrest me, I'll go right with you right now.

• Uh huh.

ROBERT NORSE • But that would be a mistake, you know, because – no, I just want to use the public space here. That's what I'm doing. That's all.

SECURITY GUARD DAN • Why [inaudible] it's a whole different subject matter you're switching. You're kinda like

ROBERT NORSE • [Overlapping] Well, now, how is it a different subject?

SECURITY GUARD DAN • Well, you're a lot more, you know, with me now.

ROBERT NORSE • Well [inaudible]

SECURITY GUARD DAN • You're way against me right now.

ROBERT NORSE • It's not that I'm against you. I'm against the idea that a person in a uniform comes up and tells us to leave a public space. He won't say who he is, threatens to call the police.

SECURITY GUARD DAN • I did.

ROBERT NORSE • Calls the police. And, you see, they're not being too responsive. Maybe they have other things they're doing. Who knows? Yeah, but I mean you can give them my card. You can tell them that, you know, they can talk . . .

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • I'm not going to stay here all day. I'm – when we're finished talking, I'll leave. But, you know, I'll be here for . . .

SECURITY GUARD DAN • [inaudible] with me? If I leave, you leave?

ROBERT NORSE • Well, I mean I was talking to somebody else before that. I mean in a way you kind of made it an issue, so you kind of, you know, are encouraging me not to leave. That's the problem, you know?

SECURITY GUARD DAN • Well, that's funny. I gotta watch what I say.

ROBERT NORSE • Well, yeah. You know, I mean if somebody says, "You can't eat that cake," you say, "Wait a minute. Yes, I can."

SECURITY GUARD DAN • Exactly.

ROBERT NORSE • It's a silly thing. But there it is. You know how that is, Dan?

SECURITY GUARD DAN • [inaudible] right?

ROBERT NORSE • No. I wasn't.

SECURITY GUARD DAN • Where were you born and raised?

ROBERT NORSE • I was born in Oregon. How about yourself?

SECURITY GUARD DAN • Watsonville.

ROBERT NORSE • Watsonville. Yeah. And how are things in Watsonville in terms of housing? I hear that things are getting kinda short over there for at least some folks. Yeah. So it's now about 10 to 4:00. That was a conversation with Dan, or maybe his name isn't Dan. It's hard to tell for sure.

LES • Or something like that.

ROBERT NORSE • Now, what's your name, sir?

LES • Les.

ROBERT • And we're talking also with . . .

JACK • Jack.

ROBERT NORSE • Yeah. So you're . . .

JACK • A horse walked into a bar. No. [laughs]

ROBERT NORSE • But I can assure you that you're – yeah.

SECURITY GUARD DAN • Are you catching the bus? Or were you just telling me that?

ROBERT NORSE • Well, let me put it this way. I think I'm using the space legitimately. I may, in fact, be catching a bus.

SECURITY GUARD DAN • OK, so that's [inaudible]. 'Cause I don't want to kick you off from catching a bus.

ROBERT NORSE • I don't think – unless I'm engaging in illegal activity, I don't want to see you kicking anybody out of here. That's my feeling. And I know you've been given other instructions.

SECURITY GUARD DAN • First off, I didn't kick you out. I just asked you to move [inaudible].

ROBERT NORSE • You didn't tell me where you wanted me to move.

SECURITY GUARD DAN • I asked you to move from there. Anywhere else from there [inaudible].

ROBERT NORSE • Is there a problem with my standing right here? How is there a problem?

SECURITY GUARD DAN • You're blocking that sign, and that's one of the policies [inaudible]

ROBERT NORSE • I'm blocking the sign.

SECURITY GUARD DAN • Right.

LES • That was me.

ROBERT NORSE • [inaudible] How are you doing there, Officer Albert?

OFFICER ALBERT • All right. What's going on?

SECURITY GUARD DAN • So I asked him to move away from the sign and when I asked him to move along, and he approached me with a . . .

ROBERT NORSE • Tape recorder.

SECURITY GUARD DAN • . . . tape recorder and taking pictures of me when I asked him not to, and I said if he's not going to listen to me, he's gonna have to leave, and the gentleman over there was smoking cigarettes, and I asked him he can't smoke cigarettes there along the building and...

JACK • No, I put the cigarette out.

[inaudible]

SECURITY GUARD DAN • So I asked him to leave the property

OFFICER ALBERT • Is there a problem with you leaving the property?

ROBERT NORSE • It's open to the public. I don't think I should have to leave the property.

OFFICER ALBERT • This is owned by the Metro. If they want you to leave the property, you have to . . .

ROBERT NORSE • I'm waiting for a bus. They've got no right to get me to leave the property.

OFFICER ALBERT • Yes, they do.

ROBERT NORSE • Oh, really?

OFFICER ALBERT • If you don't leave the property, you're probably gonna get (asks security guard)...Do you want to do trespassing? . . .

SECURITY GUARD DAN • Trespassing.

ROBERT NORSE • Trespassing or?

OFFICER ALBERT • Trespassing. OK, so it comes down to that.

ROBERT NORSE • Can you show me the Code section, I might be [inaudible] do you gotta get a copy of the Code section?

OFFICER ALBERT • I'm not gonna give you a copy of the Code section. You can look it up on your own. Would you like to leave, or do we have to go through it the hard way?

ROBERT NORSE • I'm thinking about it.

OFFICER ALBERT • OK. Well, you have like 30 seconds to [inaudible].

ROBERT NORSE • Well, it depends. I want to make sure that if I walk back on this property, I don't get further harassed just because the security guard doesn't like the way I look. I don't think it's appropriate.

OFFICER ALBERT • It's their property. They have the right to refuse service to anyone that . . .

ROBERT NORSE • This is funded by the public, this Metro Center. You

know that. We pay taxes for this, so it's partially publicly owned. I don't think

...

OFFICER ALBERT • Do you have ID on your, Mr. Norse?

ROBERT NORSE • My name is Robert Norse, and I'm – that's my identification.

OFFICER ALBERT • Do you have any kind of paper ID or identification?

ROBERT NORSE • You don't believe I'm who I say I am?

OFFICER ALBERT • No, but I need to get information from you.

ROBERT NORSE • I can give you the information, under penalty of perjury, sure.

• [inaudible]

OFFICER ALBERT • I know how to spell his name. I [inaudible] his birthday or ID number and all that kind of stuff. Do you have all that with you?

ROBERT NORSE • Yeah, I can give you all that.

OFFICER ALBERT • Can I have that now?

ROBERT NORSE • Sure. Why don't we step into the sunshine? I'm getting a little chilly out here. OK. So it's Robert Norse [spells].

OFFICER ALBERT • What's your date of birth?

ROBERT NORSE • And the date of birth is May 30th, 1947.

OFFICER ALBERT • Do you know your ID number?

ROBERT NORSE • I don't know my ID number, but you have it in your

computer system, I'm pretty sure.

OFFICER ALBERT • Yeah, but I don't have a computer with me.

ROBERT NORSE • Right, but I mean it's . . .

OFFICER ALBERT • So we can book it [inaudible].

ROBERT NORSE • I'm sure you'll be able to find it. Hey, how's it goin'?

Getting arrested.

OFFICER ALBERT • What's your local address or mailing address?

ROBERT NORSE • 309 Cedar St. PMB 14B.

OFFICER ALBERT • 14B?

JACK • I'm about to go right now. He wanted me to hold onto his coat [inaudible].

OFFICER ALBERT • Did you say 14B?

ROBERT NORSE • Yes.

• [inaudible]

OFFICER ALBERT • Sir that's part of the Metro property. Can you wait over here, off the property? [inaudible]

ROBERT NORSE • So, Officer Albert, you told me that these security guards have absolute discretion [inaudible]. That's amazing if that's true.

OFFICER ALBERT • [inaudible] Norse, Nor Sam Edward. First name, Robert [inaudible] 3047. Is that your name that your California ID is on?

ROBERT NORSE • My California ID is under Robert Norris Kahn, but I take tickets under both names, and there is no attempt to evade justice here,

as you can see. I prefer Norse. That's the name I normally use. California ID is under Kahn [spells]. How's it goin'?

• [inaudible]

ROBERT NORSE • Under arrest.

OFFICER ALBERT • Eyes are hazel?

ROBERT NORSE • Brown, dark brown.

OFFICER ALBERT • 5-11, 6 feet?

ROBERT NORSE • That's about right. How's it goin'?

MAN ON SIDEWALK • [inaudible] is Robert Norse getting a ticket?

ROBERT NORSE • I'm getting a ticket.

MAN ON SIDEWALK • We're gonna hear about this [inaudible] forever.

OFFICER ALBERT • I'm sure you will. I'm gonna say without hopefully offending you. 180, 185?

ROBERT NORSE • Oh! 230.

OFFICER ALBERT • Oh, really?

ROBERT NORSE • That's pretty sweet of you. [laughs] I mean very flattering. So it's about 5 to 4:00, and we have Officer Albert and – who's swearing out the complaint? Is that you or the . . .

OFFICER ALBERT • The agent of the property.

ROBERT NORSE • What's his name?

OFFICER ALBERT • You can ask him.

ROBERT NORSE • I did. He isn't telling me.

OFFICER ALBERT • OK, well, it'll be on the ticket.

ROBERT NORSE • Good. Please put it legibly on the ticket so I can contact his superior. And yours.

OFFICER ALBERT • Can I have the ID number. [inaudible]

DISPATCH • [inaudible] thank you.

OFFICER ALBERT • [inaudible]

ROBERT NORSE • So the officer's writing a ticket, and the individual filing the complaint is standing nearby.

OFFICER ALBERT • This is an infraction citation for refusing to....for remaining on this business' property after being asked to leave. [inaudible]

ROBERT NORSE • And even though I have the right to use the bus and take the bus?

OFFICER ALBERT • Like any other business. If they don't want someone on their business for whatever reason, they have a right to have you off the property. If you don't like it, you can take it up with their management. But right now you're in violation of the trespassing, so I'm going to give you a citation for it. If you can sign in the red box. [inaudible] you're not admitting guilt. Just promising the contact the court within 30 days [inaudible].

ROBERT NORSE • Do you have a sergeant who's on duty right now?

OFFICER ALBERT • Yes, we always have a sergeant.

ROBERT NORSE • Who is it?

OFFICER ALBERT • Right now it's Sergeant Swannick .

ROBERT NORSE • I'd like to speak to him. Then I'd be happy to sign the ticket after I've spoken with him.

OFFICER ALBERT • You don't want to sign a ticket [inaudible].

ROBERT NORSE • I'm willing to do that after I've spoken with the sergeant. I just want to make sure we're all on the up and up. No offense to you, Officer Albert.

OFFICER ALBERT • You're taking up a lot of unnecessary time.

ROBERT NORSE • I am not the one who's doing that. I'm just trying to stand here and talk to people, that's all. I'm getting harassed as far as I'm concerned.

DISPATCH • [inaudible] 10107 [inaudible]

ROBERT NORSE • Is that any of your affair?

SECURITY GUARD DAN • I'd be [inaudible] help you out with [inaudible].

• [inaudible]

ROBERT NORSE • Well, I appreciate it. [inaudible] from your ride, let me know. But you're not a bus driver, are you?

OFFICER ALBERT • Mr. Norse would like to speak with you before he signs a citation.

• [inaudible]

ROBERT NORSE • That's a good question.

• [inaudible]

ROBERT NORSE • What's that?

• [inaudible]

ROBERT NORSE • Oh, it's a possibility. [inaudible] I don't think you – I think you should be telling this man not to sign a citation, it's a waste of time. So in essence I think you're wasting my time, Officer Albert, and your sergeant's.

SECURITY GUARD DAN • [inaudible] If you would have left, this would have never happened, right?

ROBERT NORSE • You know, it's nothing personal, but it shouldn't be true that if we don't have the best relationship with each other, that's a basis for your ordering me away from a public facility. That's nonsense, man.

SECURITY GUARD DAN • You're taking it way too far. I'm telling you that if you had moved away from the sign and you would never [inaudible].

ROBERT NORSE • You didn't mention the word "sign"; you mentioned the word "property" when you came up to me.

• [inaudible]

ROBERT NORSE • It's on tape if you want to hear it again. You know, we can listen to it when it comes up. The first time you mentioned the word "sign" is when this police officer showed up.

SECURITY GUARD DAN • You were talking with the other officer and I was standing right next to him. He asked you to move along.

ROBERT NORSE • Yes. Move along. Now, - well, moving – I'm – if I tell

you to move along, you're not required to move along. You have to have a reason. I have to be engaged in some kind of criminal behavior. I mean I'm not engaging in any criminal behavior. It seems to me that this is a form of criminal behavior and intimidation. That's what it seems to me. I mean we have guys with guns and badges telling people not to use public spaces when there's no harm happening here.

SECURITY GUARD • You're] wasting my time, is that what you're saying?

ROBERT NORSE • I'm saying you're wasting our time, the public's time, is what I'm saying. How's it goin'?

• [inaudible]

ROBERT NORSE • Hey, Sergeant, no, I'm [inaudible]. How it goin'?

OFFICER KLINE • How are you?

ROBERT NORSE • I'm good. I'm good. You didn't call for backup, did you?

OFFICER KLINE • No. I heard a call saying that you wanted to talk to the Sgt.

ROBERT NORSE • How are you doing, Officer Kline?

OFFICER KLINE • Good. For some reason you're not signing the ticket today?

ROBERT NORSE • Well, I'm just trying to find out clearly what my status is here. I want to be able to walk into the Metro and use the bus, and

talk to somebody who's using the bus, and purchase things here. And if an individual doesn't like my manner, because apparently Dan didn't like my manner, if that's Dan's name. Eventually he said what his name was. Then . .

OFFICER ALBERT • [inaudible] we're in the middle of something here.

[inaudible] So are we going to be on the radio?

ROBERT NORSE • You are going to be on the radio.

SECURITY GUARD DAN • What time?

ROBERT NORSE • It's on the card. You have to read the small print, but you'll find it there. So how did your Halloween go, Officer Kline?

OFFICER KLINE • Very busy. I had a small area by [inaudible].

ROBERT NORSE • How many citations did you have to issue?

OFFICER KLINE • I didn't issue...oh, I did issue one citation.

ROBERT NORSE • By the way, I'm recording, you probably know.

OFFICER KLINE • We had 5 arrests and a number of citations.

ROBERT NORSE • What was the nature of the arrest and citations?

OFFICER KLINE • Oh, there were various things, mostly intoxication.

ROBERT NORSE • Now what about the general record throughout the evening? Did you get a sense of how many people arrested, now many people were cited? It was pretty quiet. We did a cop watch, and there wasn't much action [inaudible] people were pretty mellow. The police were pretty mellow.

OFFICER KLINE • Pretty well behaved.

ROBERT NORSE • The ones I saw. [inaudible]

• [inaudible] court [inaudible].

ROBERT NORSE • Well, it's nothing personal, Dan. I just think we should be able to use this area without harassment, that's all. And this is harassment. You know, police officers. No offense to you, Officer.

SECURITY GUARD DAN • What we do is that some people come here, tourists who don't know what's going on, they look at the sign and they're able to recognize [inaudible].

ROBERT NORSE • Well, you can say, you know [inaudible] . . .

SECURITY GUARD DAN • You're putting yourself [inaudible].

ROBERT NORSE • But there are no tourists coming up here right now.

SECURITY GUARD DAN • You're putting yourself in front of everybody else.

ROBERT NORSE • No, I'm putting the people that you're harassed above the paranoia of certain merchants, that's all.

• [inaudible] question for you.

ROBERT NORSE • In other words, I don't think, I don't think you've been given good instructions . . .

• [inaudible]

ROBERT NORSE • I mean if you came up and said, "I wonder if you'd move away from the sign because I think you're blocking the sign," I might say OK. But you didn't say that. And – no, you didn't. I mean I might have done it, I might not have. I might have taken offense, I don't know. But the fact is

it's not really a relevant consideration. Your job is to move along people who look undesirable to you. And as far as I'm concerned, that's a bad thing to be doing. You're harassing people. You're making them feel like less than human.

SECURITY GUARD • Another guy was telling you already, and he explained that you've got to move along, I expect you to know when you have to move along. When he tells you a second time letting you know, is that you should have this down by...by... [inaudible].

ROBERT NORSE • I'm sorry that he sends you to do his dirty work. If he wants me to move along, he can come and tell me himself and he can sign the citation, and he can go to court. I mean why shouldn't he take the responsibility? That's – you know, I would encourage you to forget it. Man, just say do your own dirty work, you know? Actually I am moving along because I'm getting tired and the sun's setting. But I mean it's a matter of principle too. I mean you . . .

ROBERT NORSE • Hey, Sergeant?

SGT SWANNICK • Hello, Robert, how are you doing today?

ROBERT NORSE • I'm good. I was conversing with someone here, and, you know, at the bus stop.

SGT SWANNICK • OK.

ROBERT NORSE • [inaudible] waiting for a bus, you know, and I was approached by several security guards.

SGT SWANNICK • OK.

ROBERT NORSE • And they said, “You can’t be on the property.” And I said, “What?” I haven’t done anything wrong. [inaudible]

SGT. SWANNICK • I heard that [inaudible] [sirens].

ROBERT NORSE • Oh, boy. [inaudible]

SGT SWANNICK • OK.

ROBERT NORSE • So I'm trying to find out if you're telling the – the officers, they have absolute discretion to move anybody they want for any reason whatsoever.

SGT SWANNICK • That we're doing what? I'm sorry. [inaudible] again.

ROBERT NORSE • Do the security guards here have absolute discretion to tell anyone to leave for any reason that they want?

SGT SWANNICK • Don't know.

ROBERT NORSE • OK. [inaudible] That's what I was calling to ask you.

SGT SWANNICK • OK, I don't know. I don't know what the policy is.

ROBERT NORSE • Yeah, yeah. Well, I'm wondering will the police department make arrests based on this. I mean, you know, if I want someone to move along on the public sidewalk or – I regard this as – this as a quasi-public area, because it's used for public services.

SGT SWANNICK • And, and that's your view. But if you want to press charges, then we're gonna accept those charges, especially if you've been asked to leave and you have refused to do so. So we're gonna make an arrest.

ROBERT NORSE • Let me ponder this. Well, what's likely to happen is that there'll be a protest here at the Metro. I'll be bringing a bunch of people in with a political table and with fliers, and you can then tell us to leave, and we'll see what happens then. So that's what I'm likely to do. So I'm . . .

• [inaudible]

ROBERT NORSE • I hear you.

SECURITY GUARD DAN • OK. I'm sorry.

SGT SWANNICK • No, that's OK. Anything else before I leave? I've gotta go deal with this . . .

ROBERT NORSE • Yeah, I hear you.

SGT SWANNICK • [inaudible] situation everything so.

ROBERT NORSE • You're still unwilling to take me to a magistrate?

SGT SWANNICK • Absolutely, 'cause this is a Sunday.

ROBERT NORSE • I'll be going to jail first.

SGT SWANNICK • Yeah.

ROBERT NORSE • Yeah. What are the hours on that?

SGT SWANNICK • What do you mean?

ROBERT NORSE • The hours – in other words, when will you take someone to a magistrate [inaudible] . . .

SGT SWANNICK • Well, Monday through Friday we'll [inaudible] 8:00 to 4:00 . . .

ROBERT NORSE • 8:00 to 4:00. OK. So we'll be back during a weekday

to do that, unless you want to file the charges now, in which case we can do it now.

SECURITY GUARD DAN • What's going on now?

ROBERT NORSE • Well, in other words, in other words, you're asking me to leave the property?

• [inaudible]

SGT SWANNICK • You've already been cited. You need to [inaudible] citation.

• Oh, OK. Now, wait a minute. Are you carrying on a citation then?

• Yeah.

• You are.

• [inaudible]

ROBERT • OK. [inaudible] All right. Let's take a look. Dannie del Gapello. (Danny Delgadillo) [inaudible]

SECURITY GUARD DAN • I left my name down [inaudible]. Do you want my name or?

ROBERT NORSE • Yes. I want your name.

SECURITY GUARD DAN • Do you want to me to give you another card?

ROBERT NORSE • Sure. [inaudible] That's it.

SECURITY GUARD DAN • [cell phone rings] Hello.

ROBERT NORSE • If you can, write your superior's name too.

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • That's great. So we can let him know when we're coming with a table and fliers and [inaudible] the whole police force and we can have a ridiculous charade down here for no good reason whatsoever.

- [inaudible]

- [inaudible]

ROBERT NORSE • Hello. So it's about 4:10. Sergeant Swannick is trying to take off, and I'm trying to finish this up. Officer Albert is waiting. [inaudible]

- [inaudible] OK?

- Thank you.

ROBERT NORSE • [inaudible] Very serious situation.

SGT SWANNICK • We want to give you our undivided attention.

ROBERT NORSE • For what? This is trivial nonsense. It's based upon security guards asserting authority in a situation that they don't need to assert any authority.

SECURITY GUARD DAN • Okay, I gave you my info right there. my name is here and the phone number is there.

ROBERT NORSE • Thank you, Dan.

SECURITY GUARD DAN • You want to wait over there and [inaudible] talk to him [inaudible].

ROBERT NORSE • No, no, I'm good. What I'll do is I will call him before – I'll let him know that, you know, that we're coming to assure our rights to be

on the property.

SECURITY GUARD DAN • Do you want to talk to my supervisor
[inaudible]?

ROBERT NORSE • Sure, if you want me to – is he on the property, and
is it convenient?

SECURITY GUARD DAN • I gave him a call. He's on his way.

ROBERT NORSE • OK. Again, it's getting colder, and I'm getting colder,
and the Sergeant's getting impatient [inaudible].

SGT SWANNICK • Robert?

ROBERT NORSE • [inaudible] impatient if I were you. I mean . . .

SGT SWANNICK • No, I've been doing this for 20 years.

ROBERT NORSE • You know, your name came up on an old tape from
1990.

SGT SWANNICK • 1990.

• [inaudible]

ROBERT NORSE • It had to do with the bank at the end of Pacific
Avenue. World Savings, the homeless table, the Post Office homeless table,
remember the old days?

SGT SWANNICK • Oh, yeah.

• Officer Albert.

SGT SWANNICK • How did my name [inaudible] give me a ticket or
something?

ROBERT NORSE • You were accused of brutalizing one of the guys.

SGT SWANNICK • [laughs] OK. Wow! That's ancient history.

ROBERT NORSE • That is ancient history.

SGT SWANNICK • OK. Anything else from you, Robert?

ROBERT NORSE • No, but thank you for coming.

SGT SWANNICK • No problem. OK.

ROBERT NORSE • Thank you, Officer Albert.

OFFICER ALBERT • You stay off the property the rest of the day?

ROBERT NORSE • I would think so, unless the supervisor shows up.

SECURITY GUARD DAN • [inaudible]

ROBERT NORSE • All right. Well – yeah, tell the supervisor that – he has – you have my card. Is that your pen?

ROBERT NORSE • I don't want to take your pen.

SECURITY GUARD DAN • Yep.

ROBERT NORSE • Do you want to talk to one of these guys?

• [inaudible]

ROBERT NORSE • Officer Albert, I think one of these two wanted to talk to you.

• [inaudible]

ROBERT NORSE • Duh duh duh!

SECURITY GUARD DAN • [laughs]

JACK • You have to drive though. Do you have a car?

• I'll give you mine [inaudible] right there.

ROBERT NORSE • Right, so just – I mentioned that I would have stayed and talk, but it's getting colder, shadows are getting longer, and maybe I'll be back another time.

SECURITY GUARD DAN • Hold on. I'll be right back with one.

• OK.

• OK. (break)

ROBERT NORSE • So it's now about 4:20. And I'm standing off the property. Sergeant Swanick and Officer Albert having left, and Officer Albert having returned, Dan D., I'm not quite sure of his last name, but it is on the citation, has called the supervisor of the Metro to come and chat with me. He's trying to be very amenable. But, of course, he's the person who is doing the trespass citation, so – I didn't raise my voice much during this encounter, though it might have been appropriate, since it was such a peaceful Sunday, there were so few people around to witness.

ROBERT NORSE • I can't use the bus today. I may have to bill you for my taxi fare. So how is National Securities treating you? The tape recorder IS on so.....

SECURITY GUARD DAN: •no problem.

ROBERT NORSE • Is it a big company? Do you have a lot of people working for it?

SECURITY GUARD DAN: • It's a big company based in San Jose. And

according to what the district supervisor said, There's a big contract with a log of guys working together for

ROBERT NORSE • What kind of benefits do you get with this company?

SECURITY GUARD DAN: • No benefits. There's a lot of drama and we try to keep it mellow.

ROBERT NORSE • The benefit of taking a lot of shit. How many people cover this station? How many people per shift?

SECURITY GUARD DAN: • 24 hour station. There's three shifts, two people per shift.

ROBERT NORSE • Was this a hard job to get into?

SECURITY GUARD DAN: • Actually it was pretty hard because they were requiring a lot of experienced guards.

ROBERT NORSE • You seem pretty mellow for a security guard.

SECURITY GUARD DAN: • I think its just (inaudible)... I've seen a lot of other guards and I know it's just not right.

ROBERT NORSE • Gives you ulcers, if you... indigestion, reflux...I imagine

SECURITY GUARD DAN: • Sometimes I can't keep things under control. When people are doing drugs, and I can't stop them, that gives me ulcers.

ROBERT NORSE • That's the whole problem with the drug thing, you know? It shouldn't be your responsibility either. If somebody is beating somebody up, though, there's a reason for a security guard. If somebody is

stealing property, there's . . . But what I'm saying if this individual was beating up on people. Then that's a good reason to use your authority and your power to get him out of there. How long have you worked here now?

SECURITY GUARD DAN • 8months , six months.

ROBERT NORSE • And before that, what kind of work did you do?

SECURITY GUARD DAN: • Different things. Different cities. Salinas. Monterey. I worked on the East side of Salinas, where the shootings are at.

ROBERT NORSE • How does this job compare to the Salinas work you did?

SECURITY GUARD DAN • Oh, it's a lot easier.

ROBERT NORSE • You prefer this to Salinas?

SECURITY GUARD DAN • Oh, yes.

ROBERT NORSE • Your first language is Spanish? Do you suffer any kind of discrimination because of your language or your race?

SECURITY GUARD DAN: • You could say that.

Sometimes, yeah, I get that--- if I don't pronounce a word correctly. But its okay. They can believe what they want.

ROBERT NORSE • You get snickered at and that sort of thing.

SECURITY GUARD DAN: • Yeah

ROBERT NORSE • (to man on the street) How's Black Rose?

MAN: She's fine. She's just up the street reciting poetry. And things are

cool.

ROBERT NORSE • Good. Are you separate or together?

MAN: We're together.

ROBERT NORSE • If I want to hit on her I have to know the situation.

MAN • Right. Well, you can hit on her. [laughter] Anybody can.

[inaudible] so freakin' in love with me, I don't even like . . .

ROBERT NORSE • Keep her away from the booze.

MAN: She had a grand mal seizure in Fosters Freeze Halloween night! I had to give her mouth to mouth. It scared the shit out of me.

ROBERT NORSE • I shouldn't be putting this on tape. Disregard everything you've heard. (break)

ROBERT NORSE • Hi, I'm Robert. Who are you? Take care of yourself, man.

MARIA • OK, yeah. Can you turn that off, please.

ROBERT NORSE • No. No, I gotta keep it on because your man here had me arrested for trespass.

MARIA • [inaudible]

ROBERT NORSE • Well, I was given a trespass citation, which is in

essence a noncustodial arrest.

MARIA • OK. You can't tape somebody without the other person's approval. I do not approve.

ROBERT NORSE • Not unless – not unless you're not in a public place.

MARIA • [inaudible]

ROBERT NORSE • You have no expectation of privacy here, I'm sorry. You don't. I mean I do this for the radio, and I do this for a living.

MARIA • OK. So what's the issue? He wants to come back on the property?

SECURITY GUARD DAN • No. He says [inaudible] want to come back some other day with . . .

ROBERT NORSE • My issue – what's your name?

MARIA • My name is Maria.

ROBERT NORSE • I'm Robert. How do you do?

MARIA • Yes, Robert. What's your last name, Robert?

ROBERT NORSE • Norse. And what's your last name?

MARIA • Reynados Boyce.

ROBERT NORSE • Say that one more time. I'm sorry.

MARIA • Reynados Boyce.

MARIA • Reynados Boyce.

ROBERT NORSE • Mm hmm.

ROBERT NORSE • OK. Well, and your position is a supervisor?

MARIA • Yes. [inaudible]

ROBERT NORSE • So my picture is being taken by – may I call you Maria?

MARIA • Yes, you may call me Maria.

ROBERT NORSE • OK. I am concerned about the rights of the public to simply use the Metro to take buses and so forth, and not be harassed by security guards simply on a whim. Now, I've got nothing against Dan. He's a nice guy. But apparently a prior guard didn't like my attitude because I was talking to someone. He wanted me to move along. And I said, "No, I'm using the public space in an appropriate way. I'm not blocking anyone."

SECURITY GUARD DAN • [inaudible] this company doesn't know that. [inaudible] want to make sure that anything you want more questions [inaudible] for you.

MARIA • Regarding this issue.

ROBERT NORSE • Yeah.

• Because we're going to have to move along.

• Yeah. I don't – there's no – unless there's something that you specifically need to ask me, or that you needed an answer to.

• Yeah, I do have a question for you. The reason I set that situation up to describe it to you is because I want to know what the rights of the public are. Do these guards have untrammelled authority to tell people, no matter

what the situation, to leave if they choose?

MARIA • If you're walking around with this device, and you're doing interviews and stuff with other people, and refusing to shut it off, then yeah. This is . . .

ROBERT NORSE • That wasn't . . .

MARIA • This is the Metro's property, and if they feel that you are in some way not being in a safe, not conducting yourself in a safe manner, or other people in the area feel that they are threatened by you, yes, they can ask you to move along.

ROBERT NORSE • Now, is there a standard? Because that was not the case under this situation at all.

MARIA • I wasn't here, so I don't know exactly what the situation was, but [inaudible] . . .

• Luckily, we have a tape recording of it, so it's clear.

MARIA • [inaudible] to me that the police have taken their report, and if you have any other questions, you can deal with them.

ROBERT NORSE • Well, the reason I say that is 'cause we intend to set up a table here and do some fliering and leafleting, and I want to advise you in advance that we believe this is a First Amendment right to do.

MARIA • I think that if you want to do that, then I am not the person that you need to discuss that with. You can discuss that with administration. Do you have the telephone number and the . . .

ROBERT NORSE • I have the phone numbers. I'm just wondering . . .

MARIA • I won't answer any more questions. I think that's enough.

ROBERT NORSE • You're the supervisor on duty. That's why I wanted to ask you. Specifically I wanted to ask you if it's all right to enter the property...

MARIA • Not at this point. Not today. Today you're finished being on the property.

ROBERT NORSE • And what is the standard your officers use in determining . . .

MARIA • [inaudible]

ROBERT NORSE • You refuse to answer that. You won't tell me what your standard is. So apparently she's leaving without giving us any answer as to what actually the standard is required for a member of the public to use the property. You're walking away without answering a question, Ma'am. Are you the supervisor who's responsible for answering questions or not?

SECURITY GUARD DAN • No, she gave you that number. – remember, she gave you that number.

ROBERT NORSE • Well, she's the person in charge, no? At the moment.

SECURITY GUARD DAN • To answer that question, yes, but further questions you're going to have to . . .

ROBERT NORSE • Further questions? I'm just asking about general policies as far as she knows. She's here on duty today.

SECURITY GUARD DAN • Like as far as you've been kicked out and all that, that's all we can do for you today.

ROBERT NORSE • Well, I'm not – I'm not – I was asking her a broader question.

SECURITY GUARD DAN • But [inaudible] get going [inaudible] so any more questions? [inaudible] the website and everything? [inaudible] before you do that, [inaudible] you don't want to have a conversations, call that number.

ROBERT NORSE • Well, I appreciate your trying to be helpful. I would appreciate if in the future, though, you . . .

SECURITY GUARD DAN • I have to go.

ROBERT NORSE • Well, if you want to go, you should go.

SECURITY GUARD DAN • Thank you.

ROBERT NORSE • You take care, Dan. OK.