

CLACKAMAS COUNTY SHERIFF'S OFFICE

2223 Kaen Road; Oregon City, Oregon 97045 (503) 655-8218

Clackamas County Interagency Task Force (CCITF)
Detective Tracy Weiland

05/22/14

CASE NUMBER:

CONNECT TO:

CLASSIFICATION: Proffer Report

SUBJECT OF REPORT: Confidential Proffer Report

LOCATION: Law Library
Oregon City

MENTIONED: Wiese, Gerald

LE MENTIONED Sergeant Burgess, CCSO/CCITF

NARRATIVE:

On 05/22/2014 at approximately 1019 hours I conducted a proffer with Gerald Wiese at the Law Library in Oregon City. Wiese's attorney, Jim Bernstein, DA Steve Mygrant, Sgt. Burgess and Gerald Wiese were all present with me during the interview. The following is a transcript of the interview which was transcribed by AA1 Rhoades CCSO:

Det = Detective Tracy Weiland

Sgt = Sergeant Doug Burgess

DA = Steve Mygrant

Def = Jim Bernstein

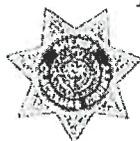
Wiese = Gerald Wiese

The recording begins with Detective Weiland speaking.

Det: So I'm going to turn the recorder.

Det: This is a proffer of Gerald Wiese, the date's five-twenty-two of fourteen, being conducted at the law library. Time is ten-nineteen hours.

Det: Um, so, you remember me Tracy Weiland, a we talked before.



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Wiese: Mmm hmm (yes).

Det: Okay. Like he explained to you, a, I'm not here to jam you up. I'm here to expand my case. Okay?

Wiese: Mmm hmm (yes).

Det: Um we know that you're not some big criminal master mind. Okay? But, you know, you're involved in this okay? What I want is the rest of the story. You gave me some of the story. You gave a, Lieutenant Anderson a little bit more of the story. Now I would like to know the rest of the story.

Det: Okay. Like a, Steve said, we don't have a whole lot of time today so, you know, anything I can get right now to start out with and then I'll go, you know I can, I can vet out basically? To determine whether it is true false or whatever will determine our relationship further on down the road if we have another one of these meetings. Okay?

Wiese: Okay.

Sgt: So? I'm going to interject. So also present I'm Sergeant Doug Burgess with the Task Force from Clackamas County. And like we said Steve Mygrant from the A's Office and Mr. Bernstein (Inaudible).

Def: Jim.

Sgt: Jim.

Def: (Inaudible).

Sgt: Okay. For a your defense lawyer is present here. So, go ahead and continue I just wanted to get that on here.

Det: Okay. So, like I said. We we're interested in, in any further connections or any more information that you, that can further my case.

Wiese: Mmm hmm (yes).

Det: Quite honestly.

Wiese: So (clear throat) basically are you wanting me right now just to go through what had all started from beginning and?

Sgt: How long have you known Floyd?

Wiese: Um twenty? About twenty-five, twenty to twenty-five years I think.



Sgt: How did you meet Floyd?

Wiese: Originally at the a, we, we trained it at a karate school together.

Sgt: And is that in somewhere around here?

Wiese: Yeah, a Milwaukie.

Sgt: Floyd's older than you by how?

Wiese: Uh, ten or twelve years.

Sgt: Ten or twelve years? So you guys became friends at the karate school?

Wiese: Mmm hmm (yes).

Sgt: And then what did, and at the time was Floyd a Lieutenant maybe? Or Sergeant (Inaudible).

Wiese: Um he, he was a Sergeant and then a moved to Lieutenant. I, I kind of lost contact with Floyd for a few years.

Sgt: Mmm hmm (yes).

Wiese: I was living up in Vancouver I'd just see him occasionally.

Sgt: And so then what have you done as for work for your most of your life? I mean.

Wiese: Uh, construction.

Sgt: You've always been in construction?

Wiese: Yeah and a, for a, quite a few years I owned my own a karate school.

Sgt: Okay.

Wiese: That was when I got back with Floyd. (Inaudible).

Sgt: How long ago was that? That you kind a, reconnected.

Wiese: Reconnected? Um probably about sss, a, seven years ago, seven eight years ago.

Sgt: Is that about the time he retired or? (Inaudible).

Wiese: No it was, it was a couple years before he, he retired. That was what kind a brought us back together was that he was having problems with his construction a company with people running it not doing the jobs correctly. So he (Inaudible) wanted me to go to work for him.



Sgt: Was he? And I, I don't know Floyd personally I just know him a little bit from work but it was he? He had the company going while he was still employed?

Wiese: Yeah.

Sgt: With the Sheriff's Office?

Wiese: Mmm hmm (yes).

Sgt: So he had started that and then.

Wiese: Yeah.

Sgt: The retirement plan was the and go full time?

Wiese: Mmm hmm (yes).

Sgt: Okay. Um, so now you can fast forward to kind a how this started the.

10 Wiese: Basically he was a, started running into lots a financial trouble with a the girlfriend, Connie, was taking a lot of money out of the company.

Wiese: Um and it just snowballed effect downhill. He had a lot of problems with a some a jobs he was doing.

Wiese: He took his retirement and a took it in a lump sum and was using it to a, a, fund a projects. And he a, he, he's had to legally, he knew the loophole of how it would work and a the way he was initially going to start it shouldn't have caused him any trouble but it did.

13 Wiese: And so he just, he looked at huge debt when it was all said and done. Um so that, he was trying to a, a climb out of it. And basically what he a came up with is that he was going to start a growing marijuana or he had some money put aside too, so he was going to look for a connection to buy some or whatever.

14 Wiese: So anyway he was, he started a growing. Initially he was asking me if I knew anybody that you know would buy. And I said, "Well, you know I, not, you know any huge amounts of weights (Inaudible) I go I, I could ask around."

Wiese: You know cause, working in a club, you know here this one's looking for some it's just main, a mainly everybody's just personal use. (Inaudible).

Sgt: You were working, sorry, you were working in a club?

Wiese: Yeah.

Sgt: What club?



Wiese: Um, it was a the Caribe Club, it was Mexican club over in a Beaverton.

Sgt: What were you doing there?

Wiese: Security.

Sgt: Okay.

Wiese: Um, so anyway that's he'd started on that but he said he had some other people that um he knew a, a dealt. Like ounces and a quarter-pounds and stuff like that.

Sgt: Marijuana?

Wiese: Yeah.

Sgt: A, do you know how he knew those people?

Wiese: One of em a, was a, a fire fighter. I think. You see that's the thing with Floyd. A lot of the, for some of the peoples I don't know everybody? I just kind a know it was just (Inaudible) he was vague on some stuff with me and other stuff that, you know, that I knew.

Sgt: Mmm hmm (yes).

Wiese: The one was a, I said was a fire fighter. And um, then a couple other people that, that he knew.

Sgt: Did you ever meet the fire fighter?

Wiese: No.

Sgt: Did you think he's still a fire fighter?

Wiese: Um? Well as far as I know um that guy um moved to Texas or some em like that. So that, he was, he was selling for Floyd for a little while.

Sgt: Selling marijuana?

Wiese: Yeah.

Sgt: Was he a fire fighter around here at the time do you know? Obviously? Or is that accurate?

Wiese: I, he, he, he knew him from around here somewhere. He's either West Linn or Clackamas County. Far as I knew. But I don't know specifically.

DA: Remember first name at all?



Wiese: I want to say it was a, it was either a Jim or a James?

DA: Okay.

Wiese: I think?

Sgt: Did you ever see,

Wiese: This one would.

Sgt: Where he lived or?

Wiese: No, I'd never been to it, a, house.

Det: Did you ever meet him?

Wiese: Nope, never met him.

Det: Okay.

11* Wiese: The, the one's that were um, a, selling that for Floyd, he, the only one that, that I ever met was a uh Mexican kid, a buy his name was Ray. And that's all I know, I don't know any last names or anything, just Ray.

Wiese: And he was, um, a, a friend of a friend through um, the a, one of the crews, construction crews that worked for Floyd.

Sgt: Hmmm.

Wiese: He had a Mexican crew that worked for him.

DA: So what's kind of the timeline that this all starts? When? Can you tell me a year or approximate time that Floyd decides to shift gears from Sheriff's Office Silvergate to distribution of marijuana?

16 Wiese: I don't know the exact year but he was um, it was right, a you might know the year better, it was the year before he left the Sheriff's Office. So he was still growing it, that, that's when he started growing.

Det: When?

DA: When he was working?

*19 Wiese: Mmm hmm (yes). Yeah it was like I said is that, that was his, um, agenda was that the amount of debt that he started incurring, and that was so huge that there was basically almost no way he was going to get out of it.

DA: Yeah.



Wiese: I kept trying to a um, you know I kept trying to rebuild the company for him cause I had it going really good. And, but it, it didn't matter how good I was doing on the jobs or what kind of money I, were making for the company.

Wiese: I don't know where it was going. It was going fast. And it just, that, and it, it just got to a point where he couldn't get it going again and that's all I was trying to do was keep push that going.

DA: You bet.

Sgt: Where was his grow at?

Σ Wiese: He had a, um, a, in a where, where he lived down in a Creswell.

Sgt: He didn't he wasn't living in Creswell when he was still working here. Did, did he have the grow there and was going back and forth?

*7 Wiese: I think he was going back and forth. I don't, I don't know where he had.

Sgt: You have no?

Det: Did you ever see the grow?

Wiese: The one down in Creswell.

Det: Okay, where was it at in Creswell?

*12 Wiese: Uh, well he had a couple of em. There was a house he was building um not too far from the one he was living in.

Det: He had a grow in that house?

*4 Wiese: Yeah in the garage. But the, the main one was in a, he has a shop on um, I think it's first street. Was a, it's, it's a huge warehouse. That he had all of his um construction equipment and stuff in that. But he um, had a, two, two big rooms where he was growing in there.

DA: Kay.

Wiese: But he ended up getting um, when he got involved in all this he was a, um, became friends with a, a couple guys from a couple grow shops down there. So he got, kind a got into their trust. They took him to their sites so he modeled some stuff after them. And a, got some contacts going with them.

A7 Wiese: He ended up a, there was a uh, one of the guys he was a dealing with down there, um, I don't know the guy's name and I'd never met him, but he um, that, the guy was driving and had a heart attack and died. And when the police, you know were at the, the scene of where you know he had the car accident or whatever, um, the guy had his a drug records in the car. And Floyd's name was in there.



Wiese: And a, so he was a contacted by a Lane County Detectives. So, they wanted to know why his name was in the drug books an, and that. An Floyd a, basically pulled it off that a, um, that he had done some contracting work for the guy, did a kitchen remodel or something for him.

Wiese: I'd never been to this guy's house, never met him, so I'd, I don't know anything about it other then that. That, and that, the, the thing kind a died. Floyd had a uh, another a Lane County a, Officer that he was a friend, friends with her, and I can't remember the name, uh I have to think of it.

DA: We just pause for one second I have.

Det: Start this. Okay. So? We got a, Floyd had a friend who was a female officer in Lane County.

Wiese: And I, I think her name is Allie.

Det: Allie?

Wiese: Yeah, it just came to me.

Det: A L L ?

Wiese: Allie or Ashley.

Sgt: How did he meet her?

Wiese: Um from, from just living in town he was having, I think initially he met her um, cause they were having problems with a, with a Connie's son or something like that was having trouble in the town and, so, somehow they got introduced and that an, she'd come around for coffee and chitchat so he became friends like that.

Wiese: She'd um, as far as I know she knows nothing about you know what was going on. Floyd duped her. I know he took her to the, the front part of the shop. He, he would purposely have her over there with a, um, it was like a big garage door that, that would be open and he'd have her in the front part of it.

Wiese: And then he had um, all this file work and cabinet shelving that blocked off the back portion. And so he would have her purposely there cause he wanted to use it if there was ever trouble that she would, no, nobody would suspect that there was a grow in there.

Sgt: Cause she would say, "Hey I've been in there."

15 * Wiese: And she did. She vouched for him for the two, the two other guys wanted to go in the shop and look and Floyd wouldn't let them go in there and look and their whole, "Why, why can't we?"



Sgt: You mean when they had found his name in the?

Wiese: Yeah they came over there.

Sgt: Were those guys Narcs? Like drug cops?

Wiese: Yeah.

Sgt: Yeah.

Wiese: And um.

Sgt: So he would, he wouldn't, he denied consent and then, then Floyd's like hey, she's already been in here you can talk to her.

8 * Wiese: And she was there at the time.

Sgt: Oh she was.

10 Wiese: She, she a, as far as the story know, uh goes, I can't remember how she got there if she was driving by or whatever but she stopped by and was talking to em and then she said, "Hey, I've been in there's no reason to go in there."

(Inaudible)

Sgt: Hmmm that sounds about right.

Wiese: So?

Sgt: Did, did Floyd have any kind of relationship with her other than a professional like a?

Wiese: No she was Lesbian.

Sgt: Oh.

Det: Yeah.

Det: So? Moving, moving forward he had his grow going down, how long do you think he had that grow, the grows down there in Creswell?

Wiese: Um? Probably, I, I think at least three and a half to four years, four years? He had a problems with it. He got um, initially it was a, he was just, you know he, he thought he knew what he was doing growing but, he didn't, and that's why he started getting the relationship going with the other guys from the a grow shops.

Wiese: Uh to start solving some of the problems he was having. And then um, he was getting low um, a low production cause he got spider mites introduced to it so it



was just you know it was, it was, it was a train wreck. It was problem after problem after problem.

Wiese: Um Connie got in there and she caused problems with it. Just ended up destroying a couple crops. She thought she was helping out but ended up bleaching a whole crop.

Sgt: Hmmm.

4 X
Wiese: Destroying it. So anyway that, that was just kind of going downhill. So he started looking at uh other avenues. He started um, he really got into um, watching the, the movie a Breaking Bad. And so that's when the, the meth stuff started coming up. Cause he a, said he had a um, a chemistry and uh through his education college.

Sgt: Mmm hmm (yes).

6 X
Wiese: Uh, a chemical background or some em like that so a, (Clear throat) he said that he could figure it out and didn't think it was gonna be that hard an that. He ended up a getting a bunch of books on um a, oh I think it was Amazon.com. And the name of the books, there was a series of em a, the author was like a pseudo name of was it Adams Family?

Det: Hmmm.

Wiese: Uncle, Uncle Fet,

Det: Yeah.

Wiese: Uncle Fester?

Det: Kay.

Wiese: So he researched all those got really big in, a into all that. Um, said.

Det: So this is, he's researching on how to cook meth?

Wiese: Yeah. That, that's his goal is that he wanted to a start cooking it.

15 X
Wiese: And um he started buying all the glassware. Cause he started, along with that, he was, like I said he, he, he started spiraling downhill and, you know, I, I felt bad for him. I was trying to help there was some stuff I didn't want to get involved in. But I kind a got pulled into it help him out.

16
Wiese: Cause I mean at that point too it basically running the work for him he stuck me in Seattle for a couple years. I lost, I had to shut my school down. Um, the construction work tanked. I got, you know, child support you know screaming at me an this and that so, you know I, I started doing stuff just more a driving for



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L him.

Det: Mmm hmm (yes).

Wiese: And stuff. Um, but, but he went.

Det: So, what would be would be driving? For legitimately or illegitimately?

4 Wiese: No illegitimately.

Det: Okay what were you what was he having you drive?

7X Wiese: Um the a, a, the weed.

Det: Okay.

9 Wiese: To, to some of the stuff starting out. Um there was a, a couple of times I drove um, a small amounts a ounce or two of meth. And I, I don't know if he, he told me he was ready to start cooking. He said he had a um, he filled in all the holes. He knew how to do it. He started um, a brewing um, a moonshine? Cause he wanted to start selling moonshine.

Wiese: Uh he started, it didn't matter what it was, he wanted to make money at it. And so he, he started making moonshine um, was, was starting uh to sell some of that.

12 Wiese: And um, he a, so he had a still at his regular house that where he was making that. An he, so he, but then he, the glassware that he was getting from that was glassware that he specifically needed to start cooking.

Det: Okay.

13* Wiese: He also said that there was a um, uh, someone that he knew when he, he was working undercover that was a, a big meth cook, in a Estacada or some em like that?

Sgt: Mmm hmm (yes).

15* Wiese: And a, the guy does, I guess still, still to this day or whatever doesn't, doesn't know he's a cop, he just knows Floyd from whatever he was undercover. But Floyd said he was gonna um, was making contact with that guy.

Sgt: Do you know if that happened?

Wiese: I don't know if that happened or not? Like I said there was, there was stuff that, that Floyd um.



Sgt: So let's go back a little bit. When you initially, you, you started getting in the whole, obviously, and started doing stuff for Floyd, running. Kind of tell me how that, you, it started with marijuana and then it went into you were running some meth for him?

Wiese: Mmm hmm (yes).

Sgt: So? How much marijuana were you running for him and how long and where were you going? And how did that work?

4 *
Wiese: Well, the um, around, around here it was, it was a, a taking some and a dropping it off to that, that Ray? That I was talking about. That is the only one that I had contact with that I was.

Sgt: The fire guy?

Wiese: No Ray, Ray was.

Det: No Ray is the Mexican.

Wiese: The Mexican kid.

Sgt: Like how much we talking about?

Wiese: Um with him it would be anywhere from a the smallest amount was, was an ounce to um a quarter pound.

Sgt: And how much were you, was he getting for that?

Wiese: Um, was Floyd getting from him?

Sgt: Yeah how much was he selling it for?

Wiese: Um seven-hundred-an-fifty a, a QP.

Sgt: An then?

Det: Where was, was that coming from? Were you taking it from down there or somewhere else?

Wiese: No that was all Floyd's. The stuff Floyd was growing.

Det: Oh what he was growing? Okay.

Wiese: Mmm hmm (yes).

Sgt: Uh you would go from Creswell to somewhere to meet the Mexican guy or you



would you were he would have it up here and you?

Wiese: No he, he would, he would bring it up here.

Sgt: Where would you meet him?

Wiese: Um?

Sgt: To pick it up? Or would you even meet him?

⑥ ✱ Wiese: No I'd I'd meet him at um, Floyd would bring it over to uh my apartment.

Sgt: On?

Wiese: The one on McLoughlin.

Sgt: Okay.

Sgt: So, Floyd would come over with a quarter-pound or?

Wiese: Mmm hmm (yes).

Sgt: What's the most amount that you would move for Floyd?

13 ✱ Wiese: The, the most I did at the one time was a pound. To that,

Sgt: You were going out of state?

Wiese: To that kid. Uh, not, not for any.

Det: (Inaudible).

Wiese: Not for any of Floyd's stuff.

Sgt: But other? Oh okay, we're gonna,

Wiese: Yeah.

Sgt: Stay where we're at.

Det: Not for any of Floyd's weed that he grew?

Wiese: No.

Det: Is what you're saying?

Wiese: Yeah.



Sgt: Okay. An then, then, an then it transitioned to some smaller amounts of meth right?

Wiese: Mmm hmm (yes).

Sgt: Do you know where Floyd was getting his meth from?

Wiese: (Clear throat) I don't know a of, there was um.

(Knock on door).

Def: Yes? Yes.

Female: Hi. Mr. McNichol is here now.

Def: Oh, okay.

Female: Yeah he is a little bit early but he is here so.

Def: Okay, thanks. We'll just wrap it up then.

Female: Okay thank you.

Def: All right.

Female: Uh-huh, there is one in the middle you might use.

Def: Well I think, I've got to get back to court so?

Female: Oh okay.

Def: Can you give us five?

Male: Sure.

Def: Okay thanks. Sorry about that.

Sgt: Do you? Okay yeah we'll stop with that but I, I have a burning question that I'm want to, do you know? Is there people that are currently in law enforcement that had knowledge of what was going on that Floyd was getting information from or utilizing to help further his little business?

Sgt: It's a big question but it could be, if it's true.

Wiese: There, there was um, I don't know if anything ever came of it. There was a, two, two other off, officers that I think were retired that had talked to Floyd about, we should grow.

Wiese: But they, as far as I know, cause he thought it was, you know, he goes well you



know what's going on is we're gonna have you know everybody retired is sick of the SO and wanting to grow to make a living or something. But, as far as I know nothing ever came from, and I don't know the two officer's names that he talked, that talked about that. He just thought it was funny that they should bring it up that they would talk to him about that would he be interested in something like that.

Sgt: Was there anybody in it that was working that was providing him information,

Wiese: That.

Sgt: That would keep him a, apprised of any?

Wiese: Well.

Sgt: That he could use at his advantage?

7x
Wiese: The, he tried um this, this Mexican kid got into trouble and um, and ran, and I think he had a, um, he still owed Floyd quite a bit of money.

Sgt: Uh-huh (yes).

9A
Wiese: And um, Floyd had a, um, tried to get uh, uh, not so much Geary Hellman, but Lorraine? Cause I guess she still has access to trying to track the kid down or something? Uh, she wouldn't do it and Geary wouldn't do it. So I, I, I don't know Geary really well.

Wiese: I worked on, I built the addition on the end of his house for him?

Sgt: Mmm hmm (yes).

Wiese: For Floyd but, um, as, as far as I know Geary wouldn't have any part of that and I don't believe he knew what Floyd had going on.

Sgt: Is there?

Wiese: (Inaudible).

Sgt: Any other criminal activity that Floyd was involved in that we haven't asked you about? You know what I mean? I, there is some suspicion I have about Floyd and being involved in something?

Def: Yeah, I, I want to talk to Steve, uh because it's uh, you're talking about other than the drug activity?

Sgt: Yes.

Def: Like ss, like um thefts or things like that or?



Sgt: Or yeah.

Def: Yeah, okay. Um, that's something I need to talk to Steve about cause it,

Sgt: Okay.

Def: Uh, I just need to see where it fits in the parameters.

Sgt: Mmm hmm (yes).

Def: But we may be able to help you out there. Okay?

Det: Yeah all right. All right well.

Def: Right? Fair enough? Okay.

Det: We'll, we'll call it a day for now all right? I'm going to go ahead and turn the recorder off and uh, I don't know what time. It's a ten-forty-five.

Def: Okay and.

End of recording.

Tracey Weiland/Det/OCPD/41772/tr

ACTION RECOMMENDED:

Please attach to Case file.

Detective Tracy Weiland DPSST 41772
Clackamas County Interagency Task Force



Detective Tracy Weiland #41772
Oregon City Police Department