

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
LAREDO DIVISION**

JAMES KUYKENDALL,

Plaintiff,

vs.

**AMAZON STUDIOS, LLC, HECTOR
BERRELLEZ, JOHN MASSARIA,
GOOD PIXEL PRODUCTIONS,
TILLER RUSSELL, and THE
INTELLECTUAL PROPERTY
CORPORATION,**

Defendants.

CIVIL ACTION No. _____

**COMPLAINT
and DEMAND FOR JURY TRIAL**

COMES NOW, Plaintiff JAMES KUYKENDALL, by and through his counsel, as and for his Complaint against Defendants Amazon Studios, LLC (“Amazon Studios”), Hector Berrellez (“Berrellez”), John Massaria (“Massaria”), Good Pixel Productions (“Good Pixel”), Tiller Russell (“Russell”), and the Intellectual Property Corporation (“IPC”) (collectively, “Defendants”), complains and alleges as follows:

PRELIMINARY STATEMENT

1. In February 1985, Enrique “Kiki” Camarena, a Special Agent with the Drug Enforcement Administration (“DEA”), was kidnapped, savagely tortured for over 30 hours, and then gruesomely murdered in Guadalajara, Jalisco, Mexico. His captors and killers were leaders and operatives of the Guadalajara Cartel (“the Cartel”), a violent drug trafficking organization with vast criminal operations around the world, which Special Agent Camarena was investigating at the time of his capture.

2. In the years following Camarena's tragic death, the incident was exhaustively investigated by U.S law enforcement agencies, culminating in the prosecution and conviction, either in the United States or in Mexico, of numerous "drug lords" and operatives associated with the Cartel.

3. On July 31, 2020, some 35 years after Camarena's murder, Defendant Amazon Studios released a four-part television series, entitled *The Last Narc* (the "Show"), that purported to tell the "true story" of how Camarena was murdered and by whom.¹ The series, totaling about three hours in length, was produced by Amazon Studios and by Defendants Massaria, Russell, Good Pixel, and IPC, and starred Defendant Berellez. Since its release, the Show has grown in popularity and remains accessible to the 126 million Amazon Prime subscribers around the world.²

4. The Show masquerades as a factual documentary, but in reality, it aims to capitalize on Camarena's tragic murder by scandalizing it for profit and for entertainment value. The lurid conspiracy narrative which forms the basic premise for the Show is that Camarena was killed, not by the Cartel, but by agents of the Central Intelligence Agency ("CIA") and other American officials who secretly conspired with the Cartel to traffic drugs into the United States so that the proceeds could be used to fund the Contras then fighting the Communist regime in Nicaragua. The Show posits that Camarena was murdered because he had discovered, and was about to expose, this supposed deep-state conspiracy.

¹ *The Last Narc*, <https://www.amazon.com/The-Last-Narc-Season-1/dp/B08D11X73N> (last accessed December 18, 2020).

² This number is current as of October 2020, according to Digital Commerce 360, citing to Consumer Intelligence Research Partners reports. <https://www.digitalcommerce360.com/article/amazon-prime-membership/> (last accessed December 18, 2020).

5. As part of this far-fetched narrative, the Show falsely and despicably accuses Plaintiff Kuykendall – a now-retired DEA agent who, at the time of Camarena’s death, was Camarena’s supervisor at the Guadalajara DEA Field Office – of complicity in the murder of his close friend and fellow agent.

6. Specifically, the Show falsely claims that Plaintiff received bribes from the Cartel, that he was present at Cartel meetings where Camarena’s kidnapping was planned, that he then aided and abetted the execution of that plan, and that he deliberately sabotaged the trial of one of Camarena’s murderers by lying for the Cartel.

7. These are patent lies. Plaintiff Kuykendall – a decent and hard-working public servant and private citizen who spent decades putting his own life in harm’s way to keep the nation safe from violent criminals like the Guadalajara drug lords – had nothing to do with his friend’s tragic death and disdains the very notion of aiding or abetting the Cartel. Defendants’ claims to the contrary have utterly no basis in fact.

8. Defendants knew all of this when they deliberately and maliciously defamed Plaintiff Kuykendall by producing, publishing, and distributing the Show.

9. The Show is little more than a shill for the Mexican drug cartels – an irresponsible and dishonest fiction that attempts to deflect responsibility for Camarena’s heinous murder from the drug lords who perpetrated it to dedicated American law enforcement agents like Plaintiff Kuykendall. In fact, much of the Show’s narrative is built around extended interviews with three so-called “Cartel insiders” – former Mexican police officers who defiled their badges by volunteering to serve as bodyguards for drug kingpins, and who now have the temerity, decades later, to appear in front of a camera and remorselessly admit their direct complicity in Camarena’s murder, in a television series designed to make these cowards look like heroes. The Show’s final blow

against Plaintiff Kuykendall relies on an even bigger coward, another so-called “Cartel insider” who remains unnamed and unseen as he “emerges” 35 years after Camarena’s death to cast vicious and insidious aspersions on Plaintiff Kuykendall. The Show unwaveringly presents the statements of these “insiders” as true, but Defendants had every reason to know the statements were completely false.

10. The Show also relies heavily on interviews with Defendant Berrellez, a former “rogue agent” with the DEA whom the agency investigated and disavowed on account of his having suborned perjury by witnesses at the trial of one of Camarena’s murderers, and for having illegally orchestrated the abduction and extraterritorial rendition of a doctor working for the Cartel. Years after the fact, Berrellez was placed in charge of part of the investigation into Camarena’s murder, but he was not in Guadalajara at the time of the kidnapping itself and had no direct knowledge of any of the actual facts surrounding the event. Nor do the official reports of his investigation reflect any involvement (or even suspicion of involvement) by Plaintiff Kuykendall in his friend’s death. Nevertheless, the Show disingenuously presents Berrellez and the Cartel witnesses’ lies about Plaintiff Kuykendall as if they were true statements.

11. Throughout the Show, Defendants actively mislead viewers into believing that the Show’s portrayal of Plaintiff Kuykendall is accurate. Defendants intersperse interviews of cartel henchmen and discredited former DEA agents with archival news footage and scenes of whirring microfilm projectors, along with staged reenactments of events surrounding the murder, to make it seem like a factual news exposé. And Defendant Amazon Studios promotes and distributes the Show as a “documentary,” repeatedly describing it as the “true story” behind Camarena’s death. In reality, the Show presents a web of fictions and deceptions, falsely depicting Plaintiff Kuykendall as

a criminal and a traitor, while willfully omitting and obfuscating the truth, solely to “entertain” viewers and to line Defendants’ pockets.

12. Defendants acted with actual malice when producing, publishing, and distributing the Show, because they knew that the Show’s portrayal of Plaintiff Kuykendall, and the conduct attributed to him therein, are false. Defendant Russell, as well as representatives from Amazon, spoke with Plaintiff Kuykendall about the Show while it was in development, and Plaintiff Kuykendall made Defendants aware of the complete falsity of what they intended to publish about him, demanding that they not publish. Defendants also knew or should have known of myriad facts available in the public domain—including in judicial proceedings—which directly contradict the Show’s statements about, and depictions of, Plaintiff Kuykendall. Defendants nevertheless moved forward with actual malice, knowingly publishing harmful falsehoods about Plaintiff Kuykendall in the Show and in related publications.

13. As a result of Defendants’ publication of the Show, which continues to stream on Amazon’s platform, and their representations of the Show as a “true” account of historical events, Defendants have defamed Plaintiff Kuykendall and willfully besmirched and damaged his good name, his reputation, and his legacy. Defendants have exacerbated this reputational harm by providing and participating in online forums inviting the Show’s viewers to submit negative comments about Kuykendall, causing a proliferation and perpetuation of the defamatory comments made about him.

14. Defendants’ defamatory depictions and accusations have also inflicted and continue to inflict upon Plaintiff Kuykendall immense emotional distress—not only by bringing to the fore painful past events, but also by causing family, friends,

acquaintances, former colleagues, and reporters to question his integrity and to highlight the negative impact of the Show on his reputation.

15. Moreover, Defendants included images of Plaintiff Kuykendall and audio recordings of his voice in the Show without seeking or acquiring his authorization (which they did not have), thus violating his right to publicity by misappropriating his identity, and falsely suggesting that he voluntarily participated in the production of the Show, in order to bolster its narrative and credibility as a purported documentary.

JURISDICTION AND VENUE

16. This court has subject matter jurisdiction over this action pursuant to 28 U.S.C. § 1332(a). This is a diversity action asserting claims under Texas law for defamation, intentional infliction of emotional distress, and violation of Plaintiff's right of publicity (misappropriation of his identity). The parties are completely diverse in citizenship, and the amount of damages sought in this action exceeds \$75,000.

17. This Court has personal jurisdiction over Defendant Amazon Studios, as it continuously and systematically conducts business, advertises, and provides and promotes content to Amazon Prime subscribers throughout Texas.

18. In addition, this Court has personal jurisdiction over all Defendants under Texas law because the defamatory content at issue here, produced, published, and distributed by Defendants, is directed at Plaintiff Kuykendall, who resides in Texas. Moreover, Plaintiff Kuykendall suffers the harmful effects of the torts in Texas – meaning that the torts giving rise to this action occurred in this State. In addition, Defendants interviewed various sources in Texas in the development of the Show (including Plaintiff Kuykendall); Defendants all benefit from distribution of the Show nationwide, including in Texas; and Defendants all knew at the time of the publication

of the Show that Plaintiff Kuykendall, the subject of the defamatory content here, resides in Texas.

19. Venue is properly before the District Court pursuant to 28 U.S.C. § 1391(b)(2), as a substantial part of the events giving rise to this claim occurred in this District. The Show is available for viewing in all 50 states, including Texas; Russell and representatives from Amazon Studios reached out to Kuykendall to discuss development of the Show while he was at home in Texas; and Plaintiff Kuykendall primarily suffers the harm from the Show's false depiction of him where he works and lives—in Texas.

PARTIES

20. Plaintiff JAMES KUYKENDALL, also known by his nickname Jaime, is a former DEA agent, thirty-year public servant, and current real estate professional. He resides in Laredo, Texas.

21. Defendant AMAZON STUDIOS, a television and film production and distribution company, produced, published, and distributed the Show, and holds the copyright for the Show. Its principal film studios are in Culver City, California, and its corporate headquarters are at 1620 26th Street, Suite 4000n, Santa Monica, CA 90404. Amazon Studios is a subsidiary of Amazon, Inc., whose digital streaming service, Prime Video, is the medium by which Amazon Studios distributes and displays the Show.

22. Defendant BERRELLEZ assisted in the development of, and was featured in, the Show. Berrellez also published, in November 2020, his related book entitled, *The Last Narc: A Memoir by the DEA's Most Notorious Agent*. He resides in Riverside, California.

23. Defendant MASSARIA is a television producer and video and sound editor who resides in Northport, New York. He owns and operates the video production

company Sit Pixel Sit...Good Pixel Productions, and he was integrally involved in the production of the Show.

24. Defendant GOOD PIXEL, a subsidiary of Defendant Massaria's Sit Pixel Sit...Good Pixel Productions, is a full-service production company based in Northport, New York and participated in the development and production of the Show.

25. Defendant RUSSELL is a television producer and director who developed, directed, and produced the Show. On information and belief, he resides in Santa Fe, New Mexico. Defendant Russell works in cooperation with Defendant IPC.

26. Defendant IPC, is a production studio based in Van Nuys, California and is a subsidiary of Industrial Media. In addition to co-producing the Show, it produces a wide range of television, film, documentary, and digital content, often in cooperation with broadcast and cable networks.

FACTUAL ALLEGATIONS

I. HISTORICAL BACKGROUND

A. Retired Special Agent Jaime Kuykendall

27. Plaintiff James "Jaime" Kuykendall was born and raised in South Texas. He has spent most of his adult life serving the people of the United States, often placing his life in danger to protect his country. He began his career with the Border Patrol, before serving two years in the Army in the 1960s. After an honorable discharge from the military, Mr. Kuykendall returned to the Border Patrol and then in 1966 became a United States Customs investigator in Texas. Plaintiff Kuykendall joined the DEA in 1973, shortly after the agency was created. During his 16 years with the DEA, he served at posts in Quito, Ecuador; Houston, Texas; Guadalajara, Mexico; and finally Laredo.

28. Plaintiff Kuykendall was assigned to the DEA Guadalajara Field Office in 1982, where he served as Resident Agent in Charge until 1985. He supervised Special Agent Camarena from 1982 until Camarena was kidnapped and murdered in 1985. Agents Camarena and Kuykendall were colleagues and close friends. Kuykendall actively participated in the initial investigations into Camarena's disappearance and murder, before leaving Guadalajara in September of that year (1985), when he was transferred to DEA's Laredo Field Office.

29. Plaintiff Kuykendall served as Special Agent in Charge of the DEA Field Office in Laredo from September 1985 until June 1989, when he retired from law enforcement after more than thirty years of service. During his time in law enforcement, Plaintiff Kuykendall received multiple awards and decorations for superior performance and outstanding contributions.

30. In the three decades following his retirement from the DEA, Mr. Kuykendall has worked as a private investigator, insurance adjuster, security consultant, and security chief for a mining company. He currently lives a quiet and private life with his wife in Laredo, Texas, where he works as a residential real estate appraiser. He has five children and three stepchildren, five of whom also live in Texas, and one of whom—his namesake—is also a retired DEA agent.

31. In 2005, Plaintiff published a nonfiction book about his DEA experiences, focusing on Camarena's murder and kidnapping, entitled, *¿O Plata O Plomo?: 'Silver or Lead,' The Abduction and Murder of DEA Agent Kiki Camarena*. He also served as a program consultant for the Netflix show *Narcos: Mexico*, which premiered on November 16, 2018, and in which Plaintiff Kuykendall was portrayed by an actor.

B. Special Agent Kiki Camarena

32. During the years that Agents Camarena and Kuykendall worked together in Mexico, the DEA operated a Field Office out of the U.S. Consulate in Guadalajara, in the Mexican state of Jalisco. Plaintiff Kuykendall was the Resident Agent in Charge at the Guadalajara Field Office from 1982 to 1985.

33. Special Agent Camarena was assigned to Guadalajara in 1980, where he investigated the Cartel and other drug traffickers and their operations and networks until he was kidnapped and murdered in 1985.

34. During the time Special Agent Camarena was assigned to the Guadalajara Field Office, the office was authorized to maintain a force of six agents and two support staff. Between 1980 and February 1985, approximately nine different agents and five different support staff worked in the Guadalajara office.

35. As is now known, on the morning of February 7, 1985, Agent Camarena made plans to meet his wife for lunch. Shortly after he left the office that afternoon for this lunch meeting, he was abducted, after which he was interrogated, brutally tortured for more than 30 hours, and then wantonly murdered by operatives of the Cartel. His body, along with that of Mexican pilot (and Camarena associate) Captain Alfredo Zavala, was discovered in the Mexican state of Michoacán on March 5, 1985.

C. The DEA's Investigation of Camarena's Murder

36. The DEA, the FBI, and the Mexican Federal Judicial Police ("MFJP") conducted initial investigations into the kidnapping and murder of Agent Camarena and Captain Zavala. On May 3, 1985, an investigative team was established within the DEA

to coordinate the ongoing investigation into the abduction of Agent Camarena and Captain Zavala.³ This investigation was named Operation Leyenda (“Legend”).

37. Operation Leyenda, together with the efforts of the FBI and the MFJP, eventually resulted in the arrest in Mexico of several narcotics traffickers and their associates, which included Cartel top drug lords Rafael Caro-Quintero and Ernesto Fonseca-Carrillo. Mexican officials refused to extradite Caro-Quintero and Fonseca-Carrillo to the United States; instead, following their convictions in Mexican courts, they were imprisoned in Mexico.⁴ However, while Mexican authorities, as well as the DEA and FBI, continued to investigate Camarena’s kidnapping and murder for years, endemic corruption in the Mexican political and law enforcement systems, along with evidentiary and witness credibility issues, frustrated efforts to discern the whole truth.

D. Hector Berrellez

38. Defendant Berrellez joined the DEA as a special agent in 1974 and served in the agency until he left in 1996. As an agent, he was assigned to work in Arizona; Mazatlán, Mexico; Los Angeles; and Washington, D.C.

39. At the time of Agent Camarena’s murder, Berrellez was working in Los Angeles, where he had been stationed for two years. He was not in Guadalajara during the events surrounding Camarena’s death and had no firsthand knowledge of any of those events.

40. In January 1989, Defendant Berrellez, then still stationed at the DEA Field Office in Los Angeles, was assigned to part of Operation Leyenda. By that time, he had

³ DEA.gov, <https://www.dea.gov/sites/default/files/2018-07/1985-1990%20p%2058-67.pdf> (last accessed Dec. 16, 2020).

⁴ DEA.gov, <https://www.dea.gov/sites/default/files/2018-07/1985-1990%20p%2058-67.pdf> (last accessed Dec. 16, 2020).

spent little if any time in Guadalajara. Even after he was assigned to Operation Leyenda, he worked from Los Angeles, not from Guadalajara.⁵

41. Despite the fact that Berrellez was not assigned to or present in Guadalajara prior to 1985 and was not assigned to the investigation into Camarena's murder until 1989, he is the primary narrator throughout each episode of the Show.

42. Berrellez's main role in Operation Leyenda was to recruit witnesses to testify against Mexican drug lords. Many of them were paid informants, whose security Berrellez arranged despite the fact that they were violent Cartel operatives with direct complicity in Agent Camarena's murder, among dozens of other criminal acts.

43. The credibility of most of the informants and witnesses that Berrellez recruited and paid was contemporaneously called into question, and has continuously been questioned since the early 1990s.

44. For example, witness Hector Cervantes-Santos, a former Mexican state police officer who was also a Cartel security guard, testified at the 1990 federal trial of Ruben Zuno-Arce. In 1997, "Cervantes came forward and said his testimony at the 1990 trial was a lie. He said a prosecutor Manuel Medrano⁶ and DEA agent Hector Berrellez gave him a script and told him to implicate Zuno-Arce. Cervantes said that, in return for this coached testimony, he was promised hundreds of thousands of dollars and that he and his family would be moved to the United States and protected here. Cervantes was questioned about these allegations, and he passed a polygraph test arranged by defense attorneys. A former chief of the DEA, Terrence Burke, told The Times that he

⁵ Jason McGahan, "From the DEA office in Los Angeles, he would track down the insiders willing to trade privileged information for cash." *L.A. Weekly*, Jul. 3-9, 2015, at 12. <https://www.laweekly.com/wp-content/uploads/2019/09/070215-496334.pdf> (last accessed Nov. 18, 2020).

⁶ Former Assistant U.S. Attorney Medrano is also featured extensively in the Show.

interviewed Cervantes at length and concluded that his allegations of having lied should be treated seriously and appeared credible.”⁷

45. By 1995, the DEA’s Office of Professional Responsibility (“OPR”) had conducted an official inquiry into whether Defendant Berrellez had coached witnesses and suborned perjury.⁸ By the time of his departure from the DEA in 1996, OPR had also investigated Berrellez for more than two years regarding his orchestration in 1990 of the unlawful abduction and extrajudicial rendition of Mexican doctor Humberto Álvarez-Machain, an act to which he freely admits (and boastfully but inaccurately details) in the Show. At the time of the rendition, and continuously since, DEA officials disavowed Berrellez’s action, referring to him as a “rogue agent.”

E. The Cartel Trials

1. The 1988 Verdugo Trial

46. The first trial held in the United States of defendants accused of complicity in Camarena’s murder began in 1988 in Los Angeles. (This was before Berrellez was participating in Operation Leyenda.) Nine defendants had been indicted in the case, including René Verdugo-Urquidez and Raul Lopez-Alvarez, who were charged with

⁷ Fredric Tulsy, “Camarena Case Perjury Allegation Derided.” Jan. 17, 1998, *Los Angeles Times*, <https://www.latimes.com/archives/la-xpm-1998-jan-17-mn-9150-story.html> (last accessed Nov. 20, 2020). See also *United States v. Zuno-Arce*, 25 F. Supp. 2d 1087, 1093 (C.D. Cal. 1998) (“On July 1, 1997, five years after Zuno-Arce was convicted at the second trial, and seven years after Cervantes-Santos testified at the first trial, Cervantes-Santos signed a declaration in Los Angeles wherein he recanted his *Zuno I* testimony and stated that his perjury was guided and directed by the case agent, former DEA Special Agent Hector Berrellez, and one of the prosecutors, former Assistant United States Attorney Manuel Medrano.”).

⁸ Fredric Tulsy, “Evidence Casts Doubt on Camarena Trials.” *Los Angeles Times*, Oct. 26, 1997, <https://www.latimes.com/archives/la-xpm-1997-oct-26-mn-46907-story.html> (last accessed Nov. 19, 2020).

Agent Camarena's murder, and Jesus Feliz-Gutierrez, who was charged as an accessory.⁹

47. At this trial, the prosecution presented gruesome recordings that the Cartel kidnappers had made of Agent Camarena's torture. Those recordings include Camarena's voice and voices of his captors.

48. Mr. Kuykendall testified extensively at this trial, and his testimony was crucial to obtaining convictions. Verdugo-Urquidez, Lopez-Alvarez, and Feliz-Gutierrez were all convicted of the charges and sentenced to lengthy prison terms.

2. The 1990 Zuno I Trial

49. The second U.S. trial for the murder of Agent Camarena took place in Los Angeles in the summer of 1990. Two of the defendants were accused of plotting Camarena's kidnapping and murder—Juan Ramon Matta-Ballesteros, a Honduran drug lord, and Ruben Zuno-Arce, the man who previously owned the home in which Camarena was held and tortured. Zuno-Arce was an influential Mexican businessman with purported links to the Cartel and to the Mexican government (he was the brother-in-law of a former Mexican president).

50. The other defendants in this trial were Juan Jose Bernabe-Ramirez, a former Jalisco state policeman accused of being a bodyguard at the Guadalajara house where Camarena was tortured; and Javier Vasquez-Velasco, also a Mexican citizen, accused of murdering an American writer and Cuban-American medical student whom he had mistaken for DEA agents and killed just days before Camarena was kidnapped.

⁹ *New York Times*, July 31, 1988, <https://www.nytimes.com/1988/07/31/us/trial-opens-in-death-of-tortured-drug-agent.html> (last accessed Dec. 16, 2020).

51. Over 50 witnesses testified at this trial, including DEA and FBI agents and, among others, over a dozen DEA informants whom Defendant Berrellez had recruited and paid, most of whom had engaged in criminal activity on behalf of the Cartel and were granted immunity in exchange for their testimony.¹⁰ This includes the aforementioned Cervantes-Santos, who later recanted his testimony and declared that Berrellez had coached him to lie.

52. Plaintiff Kuykendall, who had retired from the DEA in 1989, testified at this trial as a civilian witness for the prosecution, providing testimony on May 15 and 16, and June 8 and 27, 1990.

53. Matta-Ballesteros and Bernabe-Ramirez were convicted of kidnapping Camarena, and of conspiracy, but were acquitted of the murder charges.

54. Zuno-Arce was also convicted, but the district court threw out the verdict and granted him a new trial due to prosecutorial misconduct.

3. The 1992 Zuno II Trial

55. The Government retried Zuno-Arce in December 1992. At this trial, the Government also prosecuted Humberto Álvarez-Machain, the Mexican doctor whose unlawful abduction and rendition Defendant Berrellez had orchestrated in 1990.

56. The court dismissed the charges against Álvarez-Machain at the conclusion of the Government's case, finding that no evidence had been presented to support the charges against him. Zuno-Arce was convicted of violent acts in aid of racketeering, conspiracy, and the abduction of Agent Camarena.

57. Plaintiff Kuykendall did not testify at this trial.

¹⁰ Weinstein, Henry. *The Los Angeles Times*, June 19, 1990. <https://www.latimes.com/archives/la-xpm-1990-06-19-me-63-story.html> (last accessed Dec. 16, 2020).

II. DEVELOPMENT AND PUBLICATION OF THE SHOW

A. Communications Between Producers and Kuykendall.

58. On December 17, 2019, Defendant Russell sent Plaintiff Kuykendall a letter which outlined “allegations of criminal conduct that [were] made against him by three former Jalisco state police officers.” See Exhibit 1, attached. Russell knew that these three dirty cops had served as bodyguards for Guadalajara Cartel kingpins, that they were directly involved in Agent Camarena’s kidnapping and murder, and that, at Defendant Berrellez’s instigation, they had been relocated to the United States and compensated for their testimony at one or more trials of Cartel operatives. Russell’s letter also lists an unnamed fourth witness, “a former Guadalajara Cartel member who we interviewed,” along with further allegations against Plaintiff Kuykendall.

59. Russell’s December 17 Letter details the false allegations against Plaintiff Kuykendall which Defendants planned to publish in the Show, including:

- A. “they witnessed you personally receiving large sums of money from [Ernesto Fonseca] Carrillo and/or known criminal associates of Carrillo [*sic*] in Guadalajara on at least two occasions in 1984 and 1985”;
- B. “you were present in early 1985 at a meeting held at the American Motors hotel where the abduction of Kiki Camarena was planned”;
- C. the unnamed fourth witness “personally accompanied Jalisco state police commander Gabriel Gonzalez Gonzales on three occasions in the 1980s when Mr. Gonzalez delivered money to you at the U.S. Consulate in Guadalajara”;

- D. the unnamed fourth witness “attended a meeting at which the abduction of Kiki Camarena was planned, and at that meeting, he witnessed and overheard you agreeing to provide Guadalajara Cartel operatives with the information about Mr. Camarena, including what Mr. Camarena was wearing on the day he was abducted, and what time he was expected to leave the consulate building”; and
- E. that Kuykendall “testified on behalf of Ruben Zuno-Arce in 1992, when Mr. Arce [*sic*] was being prosecuted for his role in Mr. Camarena’s murder, a charge on which [...] he was ultimately convicted.”

60. Each and every one of these allegations about Plaintiff Kuykendall was patently and completely false, and Russell knew or should have known this at the time he sent the letter. Russell nevertheless demanded a reply from Plaintiff Kuykendall to these false allegations by January 7, 2020, allegedly “to be able to effectively incorporate [his] participation into the series.” *See Exhibit 1, at 2.*

61. Plaintiff Kuykendall timely responded to Russell with a letter dated December 24, 2019, denying and refuting each of the allegations and assertions Russell had made about him in the December 17 letter and demanding that Russell cease and desist from publishing these lies. *See Exhibit 2, attached.*

62. On April 22, 2020, counsel for Plaintiff Kuykendall wrote to Defendant Amazon Studios, to Amazon, Inc.’s legal department, and to Defendant Russell to further address the still-pending publication of the Show. *See Exhibit 3. Plaintiff*

Kuykendall again flatly denied the false allegations set forth in Russell's December 17 letter, and again demanded that Defendants avoid defaming his character.

63. On that same date, counsel for Kuykendall also sent a letter to Cameron Stracher, counsel for Buckingham Television, an original producer for the Show, restating the same denials and demanding the Show's producers to confine the so-called "documentary" to facts, and to not defame his good name. *See Exhibit 4, attached.* The next day, April 23, 2020, Stracher wrote to Plaintiff Kuykendall, claiming to be soliciting more facts. *See Exhibit 5.*

64. On May 4, 2020, counsel for Plaintiff Kuykendall responded to Stracher with additional details about where Defendants could find resources to more thoroughly vet (and disprove) the assertions about Plaintiff Kuykendall that Amazon Studios and Russell planned to release in the Show. *See Exhibit 6, attached.*

65. Despite his having provided Defendants with a detailed roadmap to the truth, Plaintiff Kuykendall received no further contact from Defendants or their counsel, who ignored his pleas to be left out of their program and to be left alone. Defendants were clearly not interested in the truth; instead, they prioritized profit from publishing a sensational and unfounded conspiracy narrative over the reputation of a decent and honorable man.

66. Defendants' lies and defamatory statements concerning Plaintiff Kuykendall were released to the world on July 31, 2020, when Amazon Studios released *The Last Narc*; it remains available for viewing to this day on the Amazon Prime Video streaming platform, which has an estimated 125 million subscribers worldwide.

67. Defendant Russell has claimed, in various articles promoting the Show, that he conducted 14 years' worth of research into Agent Camarena's murder, after

which he shot and edited the Show for two years. Yet he only reached out to Plaintiff Kuykendall for comment at the end of 2019, and even then, he still did not follow the path to truth that Kuykendall laid out for him before the Show's release.

68. Despite Kuykendall's explicit and continued avowal that Defendants' narrative was false and defamatory, and despite Plaintiff Kuykendall and his counsel's demanding that Defendants publish only the truth, Defendants chose to ignore, obfuscate, and misstate the facts, falsely claiming "to discover the truth." In the process, Defendants smashed and besmirched Plaintiff Kuykendall's life-long reputation and legacy as a loyal and dedicated public servant, solely for ratings and profits. Defendants continue to perpetuate and proliferate these lies about Kuykendall in the media.

III. DEFAMATORY CONTENT IN *THE LAST NARC*

A. Specific False Statements and Representations in the Show

69. The Show presents two specific sets of defamatory statements and representations about Plaintiff Kuykendall: (1) that he gave false testimony at the first (1990) trial of Zuno-Arce that was designed to sabotage the trial and that was testimony he offered "on behalf of" the Cartel, and (2) that he took bribes from the Cartel, and was directly involved in planning and executing Camarena's kidnapping, including through his attendance at planning meetings and his alleged willingness to inform the Cartel as to Agent Camarena's movements and attire. Both sets of statements are false, outrageous, and plainly defamatory.

1. *Kuykendall 1990 Zuno I Trial Testimony*

70. Plaintiff Kuykendall, who retired from the DEA in 1989, testified as a civilian over several days in the 1990 *Zuno I* Trial, which opened on May 15, 1990. Called as a witness by and for the prosecution, Plaintiff Kuykendall testified on May 15

and 16, and again on June 8 and 27. The full transcripts of Plaintiff Kuykendall's testimony in the 1990 *Zuno I* Trial are publicly available,¹¹ and relevant excerpts are attached as Exhibit 7. His testimony was in all respects completely truthful.

71. Throughout his testimony, Plaintiff Kuykendall was asked a great many questions about Zuno-Arce, including as to Zuno-Arce's prior ownership of the property in which Agent Camarena was interrogated and tortured. He was also asked about a DEA-6 report of investigation dated January 13, 1984, signed by Agents Kuykendall and Camarena, which lists information they had gathered about marijuana growers, traffickers, and cartel financiers, among other things, but which notably ***did not*** include Zuno-Arce's name.

72. As elaborated below, the Show devotes several minutes discussing Plaintiff Kuykendall's testimony in the 1990 *Zuno I* Trial, displaying and reading excerpts from the testimony, completely out of context, with the intended effect of misleading viewers and defaming Plaintiff Kuykendall.

73. Specifically, the Show highlights a series of questions Kuykendall was asked on cross-examination about a meeting he had conducted with Zuno-Arce in 1986 in Texas, at which Zuno-Arce appeared voluntarily and at which Plaintiff Kuykendall was acting in his official capacity as the DEA Special Agent in Charge in Laredo. The defense attorney was asking Plaintiff Kuykendall why Zuno-Arce was allowed to leave that meeting and return to Mexico, and also about what evidence the DEA had, in 1986, about whether Zuno-Arce had been involved in Camarena's kidnapping.

74. As the trial transcript makes clear, around 1985, Plaintiff Kuykendall had come to *suspect* that Zuno-Arce was involved in drug trafficking, but the evidence of *his*

¹¹ <https://reneverdugo.org/Zuno.html> (last accessed Dec. 16, 2020).

suspicion was excluded as inadmissible, as was the hearsay basis for that suspicion. As such, the parties were limited to asking Plaintiff Kuykendall about his actual personal knowledge at the time of the 1986 interview. *See Ex. 7, Tr. Jun. 8, 1990, at 15-80 – 15-88.* The Show deliberately omits this critical context.

75. Given these evidentiary rulings, when Plaintiff Kuykendall was asked at the trial what he actually *knew* (as opposed to suspected) about Zuno-Arce's relationship to the Cartel at the time of that meeting, he truthfully testified that **he** (speaking for himself only, and not for the DEA) "didn't know anything" about that subject; to his knowledge, the DEA had no actual evidence at that time to confirm Zuno-Arce's involvement in drug trafficking. *See Ex. 7, Tr. Jun. 8, 1990, at 15-66, lines 1-10.*

76. This was entirely true. By the time of the 1986 meeting, Plaintiff Kuykendall had been transferred out of Guadalajara to Laredo, and he was not assigned to work on Operation Leyenda; he therefore had no basis to know what, if any, evidence the DEA had acquired about Zuno-Arce following his transfer. And by the time of his testimony at the 1990 Trial, he was a civilian, no longer privy to government information, and he was not briefed on the government's case against Zuno-Arce. So, when the defense attorney asked Plaintiff Kuykendall in 1990 whether he—not the DEA—had any evidence in 1986 as to Zuno-Arce's involvement with the Cartel, Plaintiff Kuykendall answered truthfully that **he** did not have such evidence. *Id.* at lines 11-14.

77. Defendants had access to all of this information about the 1990 *Zuno I* Trial, but they chose to ignore it. Instead, they deliberately presented a narrative utterly lacking in relevant context or factual support, and bookended by false commentary, calculated to falsely paint Plaintiff Kuykendall as having perjured himself to protect Zuno-Arce and the Cartel.

78. The Show's onscreen text preceding the discussion of Plaintiff Kuykendall's trial testimony reads: "In court, Zuno-Arce's lawyer cross-examined a crucial witness. The witness was Kiki's boss – Jaime Kuykendall." [Ep. 4, 26:19] Following this text is a video clip of Plaintiff Kuykendall carrying a briefcase, walking outside the U.S. Consulate. The Show then excerpts snippets of Plaintiff Kuykendall's trial testimony, in a manner deliberately designed to mislead viewers:

Kuykendall: "I would have to say that I didn't know anything, sir."

Examiner: "There was no evidence that you knew of that he was a member of what has been called the Guadalajara Drug Cartel? That's true, too, sir, isn't it?"

Kuykendall: "Not to my knowledge, no."

Examiner: "You were supervisor to the Guadalajara Office?"

Kuykendall: "Yes"

Examiner: "What years?"

Kuykendall: "From February of '82 until October of '85."

Examiner: "And your basic job there was to find out who was dealing in drugs?"

Kuykendall: "Yes."

[Ep. 4, 26:20-27:12]

79. To make 100% sure that viewers are not confused by this snippet of testimony, but instead understand it consistently with the false narrative that Defendants spin, the Show follows this excerpt with a series of commentaries designed to falsely paint Kuykendall as a liar who perjured himself to protect Zuno-Arce and the Cartel and to sabotage Zuno-Arce's trial.

80. Thus, Phil Jordan, a disgruntled former DEA agent featured in the Show, declaimed, "You have a DEA agent, who was the supervisor of Kiki Camarena, testify in

federal court that Zuno-Arce was really not in the dope business. I cannot believe that right there and then—That son of a bitch should’ve been out. He should not have been a DEA agent.” [Ep. 4, 27:12-27:36] Mike Holm, another former DEA agent, stated in an interview for the Show, “He testified under oath in trial, and the assistant U.S. attorney was just apoplectic.” [Ep. 4, 27:51-27:59]

81. Similarly, Defendant Berrellez announced, “This is Kiki Camarena’s supervisor, and he testifies to the fact that Ruben Zuno is not a drug dealer. We are shocked.” [Ep. 4, 27:38-27:51] Berrellez further stated, concerning Plaintiff Kuykendall’s testimony, “After he testifies, we take a little break. While we’re in the elevator, Manny Medrano the AUSA, gets his briefcase and he slams it on the elevator floor and he says, ‘Hector, take your gun out and shoot me right now. We’re gonna lose this case. He’s supposed to be on our side. He’s Kiki’s supervisor. He’s gonna taint the whole jury.’” [Ep. 4 28:00-28:20]

82. Each of these commentaries is designed to, and does, falsely portray Plaintiff Kuykendall as a saboteur and liar who, as Defendant Russell claimed in his letter, effectively testified “on behalf of” the Cartel.

83. Defendants make no effort in the Show to explain that (1) Zuno-Arce was *convicted* at his 1990 trial; (2) the verdict was thrown out due to prosecutorial misconduct by AUSA Medrano; (3) Cervantes-Santos, a key government witness at the 1990 *Zuno I* Trial, later fully recanted his trial testimony, explaining that Medrano and Berrellez had given him a script and told him to implicate Zuno-Arce, promising him in return hundreds of thousands of dollars and sanctuary for his family; (4) Berrellez was investigated by OPR for his conduct with regard to coaching trial testimony at the 1990 *Zuno I* Trial; (5) at his subsequent retrial, at which Plaintiff Kuykendall did not testify,

Zuno-Arce was again convicted; and (6) Plaintiff Kuykendall's prior extensive testimony at the 1988 *Verdugo* Trial was instrumental in securing the convictions of multiple high-level Cartel operatives involved in Camarena's murder. Defendants knew all of this information and could have presented it to provide a truthful account of the 1990 *Zuno I* Trial. Instead, they manipulated the truth in order to defame Plaintiff Kuykendall.

2. An Unidentified Source Accuses An "Unnamed DEA Official"

84. The concluding minutes of the final episode of the Show feature interview audio from an unidentified and unshown source, described as a "former Mexican official and Guadalajara Cartel member [who] recently approached Hector with new information about Kiki's murder," and whose "identity is being concealed" (the "Unidentified Source"). [Episode 4, 40:39-41:00.] Immediately prior to the audio of the Unidentified Source interview, onscreen text reads: "In the following call, the source alleged that a DEA official was complicit in Kiki's murder. The filmmakers have withheld the DEA official's name." [Ep. 4, 40:39-41:00]

85. As Defendant Russell elucidated in his December 17 letter, the allegations of the Unidentified Source refer to Plaintiff Kuykendall, and despite redacting the name in the Show the reference to Plaintiff is obvious and unmistakable.

86. In the interview audio, the Unidentified Source falsely and outrageously accuses Plaintiff Kuykendall, along with others in the DEA's Guadalajara Field Office, of having corruptly taken bribes from the Cartel, and of having been directly involved in planning and executing Camarena's kidnapping, including through his attendance at planning meetings and his alleged willingness to inform the Cartel as to Agent Camarena's movements and attire. The Unidentified Source also makes statements designed to convince viewers that Plaintiff Kuykendall's alleged involvement in the

Camarena murder was part and parcel of the broader conspiracy narrative that forms the basic premise of the Show, which is that Camarena was killed by the CIA in connection with a scheme to use proceeds of Cartel drug trafficking to finance the Contras in Nicaragua.

87. The displayed text of the interview with the Unidentified Source reads:

Interviewer: “I would like to know, how and when did you meet [REDACTED]?¹²

Source: “I met him at the offices, the offices at the consulate. I personally accompanied the commander, Gabriel Gonzalez Gonzalez delivering money to him three different times. Those people were very, very generous to anyone who could serve them. When those people gave out money, they paid really well. I went to the consulate three times, to deliver briefcases for [REDACTED]. Directly to his hands.”

Interviewer: “Are you 100% sure that it was [REDACTED]?”

Source: “Without a doubt, because there weren’t many agents in that office. Kiki and [REDACTED] and a few others.”

Interviewer: “And what about meetings planning the kidnapping?”

Source: “Well, I didn’t attend all the meetings, just three of them. And in the last two meetings, I saw [REDACTED].”

Interviewer: “And what did [REDACTED] say?”

Source: “[REDACTED] made a plan with Verdugo, to signal how the man would be dressed, and what time he would leave.”

Interviewer: “Who?”

Source: “Kiki...from the consulate.”

Source: “Look. On another occasion, I was ordered to bring four million dollars to [REDACTED]. So he could share the money among his people. I don’t know for sure, but I think that Kiki didn’t want to take any money. So, they were afraid that he would report the bribes from the Narcos. And

¹² “[REDACTED],” for purposes of this complaint, indicates whited-out text shown on screen, the audio of which was also beeped out.

they were scared he would talk about the ranch in Veracruz. Where they were trafficking the weapons and where they were training the Contras.”

Interviewer: “And why are you telling this story?”

Source: “I don’t want vengeance...All I want is justice.”

[Ep. 4, 41:38-44:15]

88. The interview with the Unidentified Source was conducted in Spanish. The Show included the Spanish audio with English subtitles overlaid. The English subtitles at certain points do not accurately reflect the questions and answers being played in Spanish. For example, the interviewer’s first question, as translated on screen, reads: “I would like to know, how and when did you meet [REDACTED]?” However, a more accurate translation of the Spanish would be: “I would like to know, when and how did you meet the [REDACTED] of Kiki?” (“Me gustaría saber, cuando y como conoció al [REDACTED] de Kiki?”). [Ep. 4, 41:34-41:41] This rendition of the question makes it clear that the interviewer was referring to someone who had a relationship to Camarena, and in context there can be no doubt he is asking about Camarena’s supervisor, Plaintiff Kuykendall—or as Phil Jordan said it, “the supervisor of Kiki.”

89. The Unidentified Source’s false and outrageous accusations with respect to Plaintiff Kuykendall correspond directly with the false and scurrilous allegations raised by Russell in his December 17, 2019, letter to Plaintiff Kuykendall.

90. But the Show does not stop with this presentation of false accusations leveled at Plaintiff Kuykendall by an unnamed “cartel insider” too cowardly to show his face. Instead, on-screen text following the recording of the Unidentified Source’s voice, and concluding the Show, falsely claims that the corrupt former law enforcement officers whose interviews form much of the Show (Ramón Lira, Jorge Godoy, and René

Lopez, all discussed below) each corroborated the Unidentified Source's claims regarding Plaintiff Kuykendall's alleged presence at the planning meetings. These captions further falsely claim that Berrellez's reports of investigation from Operation Leyenda in the early 1990s memorialize these witnesses' corroborations. In reality, there is not an iota of evidence in any official report of the investigation into Camarena's murder—which is still open and ongoing—that in any way shows any suspicion of involvement by Plaintiff Kuykendall, or any other DEA agent for that matter.¹³

B. Deceptive and Lying Witnesses

91. The Show primarily features interviews with four men—Defendant Berrellez and three witnesses he allegedly “developed” after he was brought onto Operation Leyenda in 1989. The three witnesses, referred to as “cartel insiders,” are former Mexican police officers who defiled their uniforms and badges when they cowardly volunteered to serve the Guadalajara Cartel as government-credentialed bodyguards: Jorge Godoy, Ramón Lira, and René Lopez.

92. The three dirty-cops/cartel-thug narrators in the Show “were closely tied” to Berrellez, who secured their expatriation to (and subsequent protection in) the United States, and who arranged to have them paid substantial stipends for their testimony. Moreover, these men were closely tied to each other, as colleagues and friends. During the Show, each of these men recounts, in gruesome detail and with little remorse, his own personal involvement in the cold-blooded and vicious torture and

¹³ The statement that Plaintiff Kuykendall “made a plan with Verdugo, to signal how the man would be dressed, and what time he would leave” is particularly outrageous. As set forth above, Kuykendall testified extensively at Verdugo's 1988 trial and was instrumental in securing his conviction for complicity in Camarena's murder. If Plaintiff Kuykendall had conspired with Verdugo in the manner that the Unidentified Source slanderously states, Verdugo's counsel would most assuredly have raised this at his trial, whether in cross-examining Kuykendall or otherwise. No mention of this was made at Verdugo's trial, however, and Defendants knew this when they published the Unidentified Source's patently false accusation in the Show.

execution of Agent Camarena. Their agenda in participating in the Show is as clear as it is despicable: to deflect blame for Camarena's murder from them and their Cartel cronies to the American government.

93. Jorge Godoy, a recurring narrator in the Show, is a brutal murderer and criminal. Godoy had once been an officer with the Jalisco State Police, and at the time of Camarena's murder he was also the personal bodyguard for Cartel kingpin Ernesto Fonseca-Carrillo. (Fonseca-Carrillo was linked to, and later admitted to taking part in, the kidnapping and torture of Camarena, and was ultimately convicted by the Mexican courts and sentenced to forty years in prison.) Godoy was present in the house where Camarena was brutally tortured for over 30 hours and later murdered. Having the unmitigated temerity to appear in the Show wearing his old police uniform and badge, Godoy repeatedly and remorselessly admits to his complicity not only in Camarena's murder, but also in multiple other murders for the Cartel, including the kidnapping, torture, murder, and dismemberment of innocent American tourists. He also admits to having repeatedly used his badge to help Fonseca-Carrillo and other Cartel leaders get away with and cover up their crimes.

94. René Lopez, another recurring narrator in the Show, is a butcher responsible for the murder of countless innocent people. He, too, was a Mexican police officer who repeatedly used his badge and his authority to protect Cartel kingpins like Fonseca-Carrillo rather than the people he had sworn to serve. In the Show, he admits, without the slightest contrition, that he was one of the men who physically abducted Agent Camarena – to whom he has the audacity to refer using his nickname, Kiki, as if the men were friends – and that he was present in the room where Camarena was tortured and murdered. He was also involved, along with Ramón Lira, in the 1984

kidnapping and murder of American missionaries in Guadalajara, whom certain Cartel leaders wrongly believed to be undercover DEA agents.

95. Ramón Lira, another dirty cop and cold-blooded murderer, is also a recurring narrator in the Show. Not only was he Godoy and Lopez's boss, but he was also a bodyguard and facilitator for Cartel leadership including Fonseca-Carrillo. Lira was present where Agent Camarena was tortured and murdered, and was also directly involved in the 1984 kidnapping and murder of the American missionaries.

96. Despite their criminal backgrounds, the Show presents the statements of these three men as the gospel truth, ignoring the fact that their reliability and credibility has been impugned on numerous occasions.¹⁴ In a 2018 court filing, prosecutors shared summaries and assessments of recent interviews they had conducted with Godoy, Lira, and Lopez, in which the three men had given, in the words of one defense attorney, "never-before disclosed, incredible and contradictory" testimony purporting to relate to Camarena's murder.¹⁵

97. Moreover, a 26-minute video uploaded to YouTube on September 18, 2020, by the account for Defendant Good Pixel, entitled "The Last Narc – Not Featured NEVER BEFORE HEARD TAPES," shows Berrellez coaching and correcting Godoy, Lira, and Lopez in their answers to the Show's interviews, and offering inaccurate translations and interpretations of their statements to the producers.¹⁶ Additionally, as

¹⁴ Brad Heath, "Killed by a cartel. Betrayed by his own? US reexamines murder of federal agent featured in 'Narcos'." USA Today, Feb. 28, 2020, <https://www.usatoday.com/in-depth/news/politics/2020/02/27/enrique-camarena-dea-agent-murder-narcos-mexico/2566023001/> (last accessed Dec. 16, 2020).

¹⁵ *Id.*

¹⁶ GoodpixelProductions, "The Last Narc - Not Featured NEVER BEFORE HEARD TAPES." YouTube, Sept. 18, 2020, <https://www.youtube.com/watch?v=htt-jJR-6I8&feature=youtu.be> (last accessed Dec. 16, 2020). The caption for the video reads, "Tapes Never Before

previously alleged, Berrellez was investigated by the DEA for coaching witnesses to commit perjury in the Camarena murder trials and also for his orchestration of the unlawful abduction and rendition of Álvarez-Machain in 1990.

IV. THE PROLIFERATION AND PERPETUATION OF DEFAMATORY STATEMENTS AS TO PLAINTIFF KUYKENDALL

98. Since the release of the Show, and as a direct consequence of it, countless publications have contained reviews, commentaries, and discussions of the assertions made throughout the series, including the blatant falsehoods concerning Plaintiff Kuykendall. Despite the Show's half-hearted effort to "mask" Plaintiff Kuykendall's name in the final minutes of the series, viewers have no difficulty understanding, based on the overall context and content of the Show, that Plaintiff Kuykendall is the "unnamed DEA agent" accused by the Unidentified Source.

99. Reviews for the Show on the Amazon Prime website reflect viewers' mistaken belief that the Show portrays the actual truth, and many such reviews document the understanding – uncontradicted by Defendants – that the "unnamed DEA agent" is Plaintiff Kuykendall. *See Exhibit 8, attached.* For example, on August 1, 2020 – the day after the Show's release – "Zola" posted a review with a caption that reads, "Is Kuykendall, Camarena's supervisor, the Cartel mole?" Under this header, Zola's review continued, "Many have done regrettable and harsh things in the service of their country. The brutal and savage murder of Enrique Camarena can not [sic] be accepted and ignored by the United States. Corruption and greed is just as strong and repugnant on both sides of the US, Mexican border."

Released Interview About Enrique 'Kiki' Camarena Filmed on location in California with Hector Berrellez, Ramon Lira, Jorge Godoy By John Massaria for Good Pixel Productions a subsidiary of "Sit Pixel Sit... Good Pixel Productions." [sic]

100. Another reviewer, Chris Collier, replied to Zola, “I think Kuykendall took the bribe money, tried to disperse it amongst the team and Kiki refused. I think Kuykendall setup Kiki to have that lunch date with his wife in advance, or had advance knowledge of it and provided the cartel with the information and saw to it that Kiki stayed on schedule. I think Kuykendall is the inside traitor and the highest levels of the DEA and CIA knew this, encouraged it and helped to cover it up.”

101. As another example, viewers discussing the Show on a reddit.com page consider the Show to be “the truth,” and also perceive and believe that the “unnamed DEA official” accused of taking cartel bribes is Plaintiff Kuykendall.¹⁷ See Exhibit 9, attached. As Defendants clearly intended, viewers stitch together the various pieces that Defendants strategically scatter throughout the episodes to arrive at this false conclusion. In August 2020, one viewer of the Show posted to the reddit thread, quoted here *verbatim* (with multiple typographical and spelling errors),

I personally think that the documentaty pretty much sats between the lines that the DEA agent is James Kuykendall They obviously cant say it directly but its not an accident that they mention his testimony in the same episode as that revelation They also show a video clip of him carrying a briefcase. This part might be me overanalyzing but i think its a hint by the producers to the viewers when they then not long after have the new witness say he brought suitcases of money to the unnamed dea agent. [*sic*]

102. Multiple reddit posters in just this one thread and just in August 2020 arrived at the same conclusion, with another commenter stating, “Wow! This series was incredible. I expected a conspiracy theory-type show. But they backed everything up with archive footage and de-classified government documents.”

¹⁷ “The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki Camarena Death,” https://www.reddit.com/r/narcos/comments/i111tx/the_last_narc_amazon_prime_has_been_released_the/ (last accessed Dec. 17, 2020).

103. Such online statements are not limited to statements made by third-party viewers not under Defendants' control. In fact, Defendants Berrellez, Russell, Massaria, and Good Pixel regularly participate in online discussions and give interviews wherein they perpetuate the lies in the Show, insist on the veracity of the conspiracies portrayed in the Show, and continue to deliberately attack Kuykendall and damage his reputation.

104. On January 21, 2019, the YouTube account for Defendant Good Pixel, presumably through Defendant Massaria, uploaded a video edited by Massaria.¹⁸ The video has now been viewed 4,172 times. Various viewers have commented in the ensuing two years, and the Good Pixel account replied (again presumably Defendant Massaria), directly engaging viewers in the online conversations. See Exhibit 10, attached. In one instance, Massaria replied at length, with various false and patently defamatory remarks concerning Mr. Kuykendall:

it is being re-edited and Amazon assures us it will air soon – the CIA director Jack Lawn and corrupt agent Jaime Kuykendall have denied the witnesses testimony that James took a bag of cash at Fonsecas home the night before Kiki was snatched and killed- even though the body guards who were there all said he did in fact meet at the drug lords home and one them personally gave him the bag of money when testifying under oath and under a document if caught lying they (the witnesses) would be charged with his murder complicity- so by testifying these brave body guards risk everything- but James K and Jack (John) Lawn both said Hector Berrellez and the witnesses are lying- so they filed an injunction with Amazon to stop their names from being mentioned. The new edited version will omit their names. The story show omits how the Mena air fields in Arkansas were used under then Governor Clinton (at the time) helped Oliver North run drugs for the Iran Contra operation and where rebels were trained on US soil at that base. Hope this helps. There are many things not talked about – too many details I feel that are pivotal in portraying the absolute truth for history to judge. In the NTEFLIX show 'Narcos' Jaime Kuykendal as a hero is complete lie- he actually was kicked out of DEA one-two weeks after Kik's murder because he was obstructing

¹⁸ GoodpixelProductions, "NARCOS, Kiki Camarena and the real truth Part 3 of 33 Edit 2." YouTube, Jan. 21, 2019, https://www.youtube.com/watch?v=40j1nFBBcSQ&lc=Ugy8stLjt8DVM-t8n3p4AaABAg.9BQek9aK-xi9BSvQV8LB_7 (last accessed Dec. 16, 2020).

justice and drunk all the time – he was complicit in his murder and should be brought to justice. I met with Eric Newman and tried to explain this but they decided to use James instead of Hector to tell the story- thank god we never worked with NETFLIX Narcos and Eric Newman- he is a real coward telling the story the way he did- he completely made up the facts to suit the show instead of the real story which is so much more interesting. Hector Berrellez is a true hero. His real story will be told one way or another (maybe by book). Thanks for paying attention. [sic]

Defendant Massaria, through the Good Pixel account, further commented on YouTube, referring to Defendant Berellez, “he is my closest friends and I love em.” [sic] Massaria also noted that he has “dozens of hours of interview footage with [Berrellez] and the actual body guards [sic] for drug lords he protected.” See Exhibit 10.

105. Massaria’s statements concerning Plaintiff Kuykendall in this YouTube commentary are both outrageous and false. Plaintiff Kuykendall never took money from any cartel operative or affiliate, never lied under oath, was not kicked out of the DEA (he actually was promoted and remained in the DEA for four years, not two weeks, after Agent Camarena’s murder), and was not complicit in his friend’s murder. Period.

106. Commenting on another video¹⁹ uploaded to YouTube by the Good Pixel account on July 26, 2020, Defendant Massaria wrote,

the truth remains that Kiki’s boss James Kuykendall was the man who set up the kidnapping the night before at Fonescas [sic] house according to the two bodyguards who testified under-oath - I have the recordings where James was there taking a large bag of cash after the meeting.

When a commenter queried about those alleged recordings, clarifying that he was inquiring about the Show, Defendant Massaria responded,

¹⁹ Goodpixel Productions, “Rogue Narc Longest Gun Fight in DEA History Part 2 Full Story The Last Narc Amazon Prime.” YouTube, Jul. 26, 2020, https://www.youtube.com/watch?v=S6s-TILRPoc&feature=emb_logo (last accessed Dec. 16, 2020). Video caption reads, in part, “Edited + Filmed in NYC By John Massaria for Good Pixel Productions a subsidiary of “Sit Pixel Sit... Good Pixel Productions.”

I worked on the doc and with Hector for over 4 years- I am super close with Hector. I met with the sicarios when I stayed at Hectors home- They told me a lot on tape I dropped my jaw many times. Will I share those tapes of them telling me about James K? I wanted to as soon as Amazon released the doc - I called Hector and he said wait- new investigations are taking place as a result of the doc so he said wait.

Not only does Massaria explicitly and deliberately defame Plaintiff Kuykendall in these online comments, but he also makes clear that he intends to release purported recordings which likely contain additional lies and harmful assertions concerning Plaintiff Kuykendall. He also falsely suggests that Plaintiff Kuykendall is under some sort of investigation as a result of the publication of the Show.

107. Defendant Massaria also made false and defamatory statements concerning Plaintiff Kuykendall's testimony at the 1990 *Zuno I* Trial in comments he made on another of Good Pixel's YouTube videos (this video now has 7,664 views).²⁰ See Exhibit 10. After watching the Show, a viewer commented (with various errors),

@GoodpixelProductions thanks once again , so many questions answered . But so many more questions raised , Kiki's friend and boss . Why would he testify that Zuno-Arce was not a drug dealer, and was he the Us consolite employee who pointed Kiki out to them the day the kidnapped him ? I hope there is more to this documentary and what off the tapes. [*sic*]

Massaria replied, "James Kuykendall also said Zuno wasnt a drug dealer under oath- he was Kiki's boss who set up Kiki - they all lie to protect their pockets and are sociopaths only out for personal gains \$." These statements are false and defamatory and proliferate and perpetuate the lies and serious harm caused to Mr. Kuykendall.

²⁰ "NARCOS, Kiki Camarena and the real truth Part 2 of 33," Good Pixel Productions, Nov. 21, 2018, <https://www.youtube.com/watch?v=0sbCiyN5OEO> (last accessed Dec. 16, 2020). While this video was uploaded in 2018, the quoted comments were posted after the release of the Show, "4 months ago" as of December 4, 2020.

V. Unauthorized Use of Plaintiff Kuykendall's Likeness and Misappropriation of his Identity

108. In the Show, Defendants include two audio recordings of Plaintiff Kuykendall's voice, along with photographs and video clips depicting him, from different and unknown sources.²¹ But Defendants neither sought, nor received, nor had permission from Plaintiff Kuykendall to use his image, nor did they receive or have permission to use recordings of his voice, which he believes were created in an interview which was not taken by anyone affiliated with the development of the Show.

109. The first episode of the series includes a fifteen-second clip of Plaintiff Kuykendall's voice, wherein he discusses, in general terms, his experience working out of the Guadalajara DEA Field Office. [Ep. 1, 21:30-22:45] The Show presents onscreen text identifying the voice thus: "Kiki's boss in Guadalajara was station chief Jaime Kuykendall." [Ep. 1, 21:24]

110. The third episode of the series also includes an audio recording of Plaintiff Kuykendall's voice, 40 seconds long, in which he discusses the days following Agent Camarena's kidnapping. [Ep. 3, 19:37-20:17] While this audio recording of his voice plays, a video clip also runs, showing Plaintiff Kuykendall walking outside the field office with a briefcase in hand. No source or timeframe data accompanies this video clip, and Plaintiff Kuykendall is not aware of its origin.

111. Defendants' use of Plaintiff Kuykendall's voice and image was deliberately designed to mislead viewers into believing that he was a willing participant in the Show or that he assented to the use of his voice. Indeed, Amazon's description of the Show on

²¹ The Show also includes two images, both purportedly of the Mexican pilot whose body was discovered alongside Agent Camarena's—Captain Zavala. [Ep. 3, 13:56-14:07] At least the first of these images, which also depicts Kuykendall and Camarena, is not of Zavala but of another Mexican pilot, another example in the long list of misrepresentations in the Show.

its website, as well as the “x-ray” feature of its Prime Video platform, list Plaintiff Kuykendall as part of the Show’s cast. Other prominent industry sources, such as IMDb.com (Internet Movie Database), list him as a cast member along with the various depicted video interviewees who presumably agreed to appear on the Show and were presumably paid for their participation.²² IMDb is an Amazon-owned company.²³

112. A pre-release article published on July 30, 2020, states that the Show has “never-seen-before interviews” which “include those with Hector Berrellez, Geneva Camarena, Jorge Godoy, Phil Jordan, Ramón Lira, René Lopez, Manny Madrano [*sic*], Consuelo ‘Chatita’ Berrellez, **Jaime Kuykendall**, Mike Holm and Jim White.”²⁴ Articles like this, undoubtedly promoted by Defendants, also cast the false impression that Plaintiff Kuykendall consented to his depiction in the Show. He did not.

CAUSES OF ACTION

COUNT I – DEFAMATION *PER SE*

113. Plaintiff incorporates by reference, re-alleges, and adopts the preceding paragraphs of this Complaint as though fully set forth herein.

114. Plaintiff Kuykendall brings this cause of action against all Defendants for defamation *per se* under Texas law and alleges that in publishing false and defamatory

²² <https://www.imdb.com/title/tt12163674/> (last accessed Dec. 16, 2020).

²³ <https://www.businessinsider.com/amazon-owned-imdb-is-close-to-announcing-a-new-streaming-service-2018-10> (last accessed Nov. 19, 2020).

²⁴ This article was published by MEAWW, which stands for “Media Entertainment Arts WorldWide,” a self-described entertainment news company. Pooja Salvi, “‘The Last Narc’: Meet the real-life DEA undercover agent Kiki Camarena who risked everything to discover truth.” MEAWW, Jul. 30, 2020, <https://meaww.com/the-last-narc-real-life-dea-agent-kiki-camarena-amazon-prime-series-features-exclusive-interview-463371> (last accessed Dec. 16, 2020).

statements about Plaintiff Kuykendall in the Show and elsewhere, all Defendants acted with actual malice, and with knowledge or reckless disregard of the truth.

115. False and defamatory material specifically concerning Plaintiff Kuykendall, published by Defendants, includes:

- A. Statements in the Show that Plaintiff Kuykendall gave false testimony at the first (1990) trial of Zuno-Arce that was designed to sabotage the trial and that was testimony he offered “on behalf of” the Cartel,
- B. Statements in the Show that Plaintiff Kuykendall took bribes from the Cartel, and was directly involved in planning and executing Camarena’s kidnapping, including through his attendance at planning meetings and his alleged willingness to inform the Cartel as to Agent Camarena’s movements and attire, and
- C. Statements by Defendants in online forums and commentaries accusing Plaintiff Kuykendall of dishonesty and criminal activity, including as to the matters described in A and B above.

116. These false statements are defamatory *per se* under Texas law because they wrongly and without factual basis accuse Plaintiff Kuykendall of crimes, imputing to him a lack of integrity in his personal and professional life.

117. Defendants’ false representations and accusations of Plaintiff Kuykendall throughout the Show and elsewhere online degrade his good name, bring him into ill repute, and destroy confidence in his honesty and integrity, by wrongly asserting as historical fact but without proof or factual basis that Plaintiff Kuykendall has committed dishonest and illegal actions.

118. The Show thus harms Plaintiff Kuykendall's reputation and good name, so as to lower him in the estimation of the community and deter third persons from associating or dealing with him, professionally and otherwise.

119. Defendants' conduct has caused Plaintiff Kuykendall actual damages, including mental and physical suffering as well as reputational harm.

COUNT II – DEFAMATION *PER QUOD*

120. Plaintiff incorporates by reference, re-alleges, and adopts the preceding paragraphs of this Complaint as thought fully set forth herein.

121. In the alternative to Count I, which alleges defamation *per se*, Plaintiff Kuykendall brings a cause of action for defamation against all Defendants pursuant to Texas Civil Practice and Remedies Code § 15.017.

122. False and defamatory material specifically concerning Plaintiff Kuykendall, published by Defendants, includes:

- A. Statements in the Show that Plaintiff Kuykendall gave false testimony at the first (1990) trial of Zuno-Arce that was designed to sabotage the trial and that was testimony he offered "on behalf of" the Cartel,
- B. Statements in the Show that Plaintiff Kuykendall took bribes from the Cartel, and was directly involved in planning and executing Camarena's kidnapping, including through his attendance at planning meetings and his alleged willingness to inform the Cartel as to Agent Camarena's movements and attire, and

C. Statements by Defendants in online forums and commentaries accusing Plaintiff Kuykendall of dishonesty and criminal activity, including as to the matters described in A and B above.

123. Defendants' publications of these false statements are defamatory under Texas law because they portray or imply a lack of integrity in Plaintiff Kuykendall's life, especially in the false depiction of his purported beneficial relationship with drug traffickers, and in the outright or strongly suggested accusation that Plaintiff Kuykendall has committed dishonest and criminal actions. The falsehoods portrayed explicitly as well as implicitly in the Show tend to bring Plaintiff Kuykendall into ill repute, destroy confidence in his integrity, and harm him in his professional legacy and reputation.

124. Defendants' production and publication of the Show has thus harmed and continues to harm Kuykendall's reputation, calling into question his integrity among his former colleagues and acquaintances, lowering him in the estimation of the community and public, and deterring third persons from associating or dealing with him.

125. Defendants have acted, at minimum, negligently with regard to the falsity of the defamatory material published in the Show.

126. Defendants' conduct has caused Plaintiff Kuykendall actual damages, including mental and physical suffering as well as reputational harm.

COUNT III – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

127. Plaintiff incorporates by reference, re-alleges, and adopts the preceding paragraphs of this Complaint as thought fully set forth herein.

128. Defendants intentionally inflicted emotional distress upon Plaintiff Kuykendall when they acted with knowledge or with reckless disregard of the fact that

emotional distress would result from their false and outrageous accusations and portrayal of him in the Show. Defendants acted with intent and malice in publishing material they knew would impugn and diminish Plaintiff Kuykendall's lifelong dedication to law enforcement and public service by falsely and wantonly depicting him as a traitor-for-hire.

129. Prior to the release of the Show, Plaintiff Kuykendall directly refuted to Defendants the false assertions made about him in the Show and demanded that they not publish them. Defendants thus knew that the release of the show would defame Plaintiff Kuykendall and inflict upon him extreme emotional distress, but they proceeded anyway, demonstrating the intentionality of their actions.

130. The intentionally false and defamatory statements concerning Plaintiff Kuykendall included in the Show are extreme and outrageous in nature, and cross all bounds of human decency, intolerable in a civilized society.

131. As a direct result of Defendants' intentional and despicable actions, including their false portrayal and accusations of him in the Show and in related publications, Plaintiff Kuykendall has suffered, and continues to suffer, severe emotional distress. Moreover, the stress caused by the release of the Show as well as by the related publications has triggered and/or exacerbated his health issues.

COUNT IV – VIOLATION OF PLAINTIFF'S RIGHT OF PUBLICITY

132. Plaintiff incorporates by reference, re-alleges, and adopts the preceding paragraphs of this Complaint as thought fully set forth herein.

133. Defendants misappropriated Plaintiff Kuykendall's identity, and violated his right of publicity under Texas law, when they published audio recordings of his voice

and images of his person and name, without authorization, all for profit and for the value it adds to the Show.

134. In the first audio recording of Plaintiff Kuykendall's voice, which appears in Episode 1 of the Show [21:30-22:43], Plaintiff Kuykendall is clearly identified by name and by coupling with a video clip, of unknown origin, which contains his image. In the second audio recording of Plaintiff Kuykendall's voice, which appears in Episode 3 of the Show [at 19:37], Plaintiff is again identified by name.

135. These depictions of Plaintiff Kuykendall's voice and image, without his authorization, as well as the crediting of him as a "cast member" of the Show without authorization or compensation, exploit and misappropriate his identity for profit, and violate his right to publicity. The immense stress and mental suffering caused by this violation are exacerbated by the fact that his identity was appropriated and used to defame his name and character.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully prays that this Honorable Court summon Defendants to answer the allegations in this Complaint, and upon a trial by jury of this matter, enter judgment against Defendants AMAZON STUDIOS, HECTOR BERRELLEZ, JOHN MASSARIA, GOOD PIXEL PRODUCTIONS, TILLER RUSSELL, and THE INTELLECTUAL PROPERTY CORPORATION, jointly and severally, for:

- A) all compensatory, statutory, economic, and other damages sustained by Plaintiff as a result of Defendants' actions;
- B) all punitive and exemplary damages as may be allowable under applicable law;

- C) both pre-judgment and post-judgment interest on any amounts awarded;
- D) attorneys' fees, costs, and expenses, to the extent allowable by law;
- E) equitable relief, including:
 - a. a declaration of wrongdoing and/or a formal statement correcting the record as to Plaintiff Kuykendall;
 - b. entry of a preliminary and permanent injunction prohibiting Amazon Studios from making *The Last Narc* in its current form available for streaming or available in any other medium, format, or method of transmission; alternatively, the entry of a preliminary and permanent mandatory injunction requiring Amazon Studios to edit the Show so as to delete, from any version made available for streaming or in any other medium, format, or method of transmission, all references to Plaintiff Kuykendall, express or implied, all depictions of Plaintiff Kuykendall's image or voice, and all defamatory and false references to the Show's discovery of "the truth";
 - c. entry of a preliminary and permanent injunction prohibiting the release of any other versions of the Show or any interviews contained or referenced therein which contain defamatory statements, implicit or explicit, concerning Mr. Kuykendall; and
- F) any such other relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

Plaintiff demands a jury trial on all issues so triable, and a trial pursuant to Rule 39(c) of the Federal Rules of Civil Procedure, as to all matters not triable as of right by a jury to the extent permitted by law.

Dated: December 21, 2020
New York, New York

Respectfully submitted,

DiCELLO LEVITT GUTZLER LLC
444 Madison Avenue
Fourth Floor
New York, New York, 10022

By: /s/ F. Franklin Amanat

F. Franklin Amanat, Attorney in Charge*
Greg G. Gutzler*
Bruce D. Bernstein*
Megan E. McKenzie*
(646) 933-1000
famanat@dicellolevitt.com

Counsel for Plaintiff James Kuykendall

*Pending admission to SDTX bar.

Of Counsel:

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Alex J. Brown
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Suite 100
Houston, TX 77064
(713) 659-5200
wml@lanierlawfirm.com
alex.brown@lanierlawfirm.com

EXHIBIT 1

Letter from Tiller Russell
December 17, 2019

BUCKINGHAM TELEVISION

Mr. Kuykendall—

I wish that our November 7 phone conversation hadn't been terminated so abruptly, and regret that I haven't been able to initiate a conversation with you since.

I still hope to have an opportunity to more fully discuss with you the documentary series I'm directing for Amazon Studios. Specifically, I would like to give you the opportunity to respond to the allegations of criminal conduct that have been made against you by three former Jalisco state police officers.

All three of these individuals served as bodyguards for Ernesto Fonseca Carrillo and Rafael Caro Quintero from 1982 to 1985, then relocated to the U.S. to become witnesses for the federal prosecution of multiple defendants for the February, 1985 kidnapping and murder of Enrique "Kiki" Camarena in Guadalajara, Jalisco.

They allege that:

- they witnessed you personally receiving large sums of money from Carrillo and/or known criminal associates of Carrillo in Guadalajara on at least two occasions in 1984 and 1985.
- you were present in early 1985 at a meeting held at the American Motors hotel where the abduction of Kiki Camarena was planned.

In addition, a fourth witness, a former Guadalajara Cartel member whom we interviewed for the series, alleges that:

- he personally accompanied Jalisco state police commander Gabriel Gonzalez Gonzalez on three occasions in the 1980s when Mr. Gonzalez delivered money to you at the U.S. Consulate in Guadalajara.
- he attended a meeting at which the abduction of Kiki Camarena was planned, and that at that meeting, he witnessed and overheard you agreeing to provide Guadalajara Cartel operatives with information about Mr. Camarena, including what Mr. Camarena was wearing on the day he was abducted, and what time he was expected to leave the consulate building.

In addition, please explain why you testified on behalf of Rubén Zuno Arce in 1992, when Mr. Arce was being prosecuted for his role in Mr. Camarena's murder, a charge on which as you know he was ultimately convicted.

To be able to effectively incorporate your participation into the series, I must receive any statements you have to offer no later than Tuesday, January 7, 2020.

I look forward to your response.

Sincerely,

Tiller Russell

██████████@me.com

██████████

EXHIBIT 2

Letter to Tiller Russell
December 24, 2019

James Kuykendall

[REDACTED]
[REDACTED]

Tiller Russell

Mr. Russell,

Everything contained in your letter to me is categorically a lie. You should refrain from reckless disregard for the truth. Instead make a conscious effort to find the truth and do not spread untruths.

Using someone's lies is no different from lying yourself. By perpetuating false information, you are jeopardizing your own reputation as well demeaning mine. Self-serving fictitious statements should not be perpetuated.

Amazon Studios should consider my statement to you that the information contained in your letter to me is/are categorically lies. Publishing lies, in any form, can lead to unpleasant legal consequences.

Consider that the information is vague on the surface. Your letter does not amount to good faith to discover the truth.

You do not have my consent to draw conclusions out of context based on my response. Defamation of my character will lead to litigation.

I notice you did not sign the letter, nor did you provide an address. Are you concerned about possible liability?

As stated before, the letter you sent me is based entirely on lies.

Yours truly,


James Kuykendall

[REDACTED]
[REDACTED]

Cc; Amazon Studios
Amazon.com legal department

EXHIBIT 3

Letter to Amazon
April 22, 2020



O'CONNOR, MASON & BONE, P.C.
ATTORNEYS AT LAW

1616 S. Voss, Suite 200
Houston, Texas 77057

Telephone: (713) 647-7511
Facsimile: (713) 647-7512

April 22, 2020

**VIA FIRST CLASS MAIL, EMAIL and
CERTIFIED MAIL, RRR**

Amazon Legal Department
Attn: David A Zapolsky
440 Terry Ave N
Seattle, WA 98109
[REDACTED]@amazon.com
[REDACTED]@amazon.com

**VIA FIRST CLASS MAIL and
CERTIFIED MAIL, RRR**

Amazon Studios
9336 West Washington Blvd
Culver City, CA 90232

**VIA FIRST CLASS MAIL, EMAIL and
CERTIFIED MAIL, RRR**

Ajay Patel, Associate General Counsel
Amazon Studios
1236 9th Street
Manhattan Beach, CA 90266
[REDACTED]@amazon.com

**VIA FIRST CLASS MAIL, EMAIL and
CERTIFIED MAIL, RRR**

Buckingham Television
c/o Tiller Russell
6007 Sepulveda Blvd.
Van Nuys, CA 91411
[REDACTED]@me.com
[REDACTED]@mac.com

To All Responsible Persons Intending to Publish False Statements about James Kuykendall:

Amazon Legal Dept.
Amazon Studios
Ajay Patel
Buckingham Television
April 22, 2020
Page 2

As we understand it, Amazon Studios intends to publish false and defamatory statements concerning James Kuykendall. Mr. Kuykendall hereby demands that any such false and defamatory statements be withheld from publication.

The bases for why such statements are false and misleading have been described in letters Mr. Kuykendall sent to you. To summarize them, the witnesses whom we understand to have provided these false statements are completely unreliable. They are former Mexican state police officers who, by their own confession, worked as henchmen and bodyguards for major drug dealers and are known to have had connections to drug cartels in Mexico. They appear to have subverted the truth for personal gain. Their stories, moreover, have been proven false in prior court proceedings. Furthermore, Mr. Kuykendall does not know the individuals who made false statements about him, and he was never in their presence. They have provided false accounts about Mr. Kuykendall, which he has specifically refuted. To be clear, and specific, Tiller Russell's letter to Mr. Kuykendall said that the following would be revealed about Mr. Kuykendall, all of which are false:

- (1) Mr. Russell alleged that witnesses stated Mr. Kuykendall received "large sums" from Carrillo and/or criminal associates of Carrillo. This statement is patently false. Mr. Kuykendall **never** received any money from Carrillo or any criminal associates of Carrillo. Mr. Kuykendall **adamantly** denies this falsehood.
- (2) Mr. Russell alleged that witnesses stated Mr. Kuykendall was present at a meeting held at "American Motors" where the abduction of Enrique "Kiki" Camarena was planned. Mr. Kuykendall **emphatically** denies that he was present at any such meeting. Mr. Kuykendall was not involved with any such plan in any way, shape or form, **ever**.
- (3) Mr. Russell alleged that an undisclosed witness said that Jalisco state police officer Gabriel Gonzalez Gonzalez delivered money to Kuykendall at the U.S. Consulate in Guadalajara. Mr. Kuykendall stresses that neither Gabriel Gonzalez Gonzalez or any other such person **ever** delivered money to Mr. Kuykendall at the U.S. Consulate in Guadalajara or anywhere for that matter. **No** such money was ever taken or accepted by Mr. Kuykendall there or anywhere else.
- (4) Mr. Russell alleged that Kuykendall provided information to the Guadalajara Cartel about Mr. Camarena's clothing and whereabouts. Mr. Kuykendall never did any such thing. Again, Mr. Kuykendall **emphatically denies** that this or any similar event ever occurred.
- (5) Mr. Russell suggested that Mr. Kuykendall offered testimony "on behalf" of Ruben Zuno Arce during a 1992 trial. In fact, Mr. Kuykendall never took the witness stand at that trial. Moreover, Mr. Kuykendall never once in his career offered testimony on

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Buckingham Television
April 22, 2020
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anyone's "behalf." When called to testify during trials, Mr. Kuykendall swore an oath to tell the truth, the whole truth and nothing but the truth. He complied with this oath and testified truthfully every time he was called to testify as a witness. The effect of truthful testimony is for fact finders to assess. Please understand that testimony is available as a public record and, knowing this, you should accept the duty to review the transcript for this 1992 trial. A single review would suffice to establish that Mr. Russell's remarks are patently false since Mr. Kuykendall did not testify at the trial.

If you publish these accounts, Mr. Kuykendall will suffer irreparable harm by being falsely linked to the notorious kidnapping, torture, and murder of Kiki Camarena. He will hold any such publisher of information accountable for damages. Any attempts to publish false and misleading information will amount to actual malice, as that term is defined.

Mr. Kuykendall hereby requests that any such false and misleading information be retracted, corrected, and clarified if you choose to publish it. But the far better and responsible course would be not to publish these falsehoods and misrepresentations of fact in the first place. We recommend that you stand down and demand that you not publish these falsehoods and factual misrepresentations. We stand ready, willing, and able to furnish you with additional proofs of Mr. Kuykendall's innocence in this matter, should you be interested in hearing the truth of these very serious matters. You may contact me at your convenience at the email address and phone number provided above.

Respectfully yours,

/s/ Robert D. O'Conor

Robert D. O'Conor

RDO/acr

EXHIBIT 4

Letter to Stracher
(Counsel for Tiller Russell)
April 22, 2020

April 22, 2020

VIA FIRST CLASS MAIL, EMAIL and

CERTIFIED MAIL, RRR

Cameron Stracher

51 Astor Place, 9th Floor

New York, NY 1003

██████@stracherlaw.com

Dear Mr. Stracher:

Mr. Kuykendall served his country well for 30 years: Two years in the U.S. Army; Five years with the U.S. Border Patrol; Seven years as a U.S. Customs Investigative Agent; and 16 years with the DEA, retiring in 1989. Over 30 years of government service stands as a testament to this man's credibility. Since then, he has continued to work and has an unsullied record. Again, please do not publish any false statements or make any false inferences about Mr. Kuykendall.

Your letter illustrated several points and asked for details that should be considered before your client publicizes false information about Mr. Kuykendall, namely:

1. You criticized my response to Mr. Russell's letter because it came four months after Mr. Kuykendall took his own defense denying all allegations in Mr. Russell's letter. Your criticism about the timing of my letter illustrates how outrageous your client's investigation, occurring **35 years** after the events leading to Mr. Camarena's murder, appears. If a lawyer letter sent four-months following Mr. Kuykendall's response to Mr. Russell's letter is tardy in your opinion, your client's 35-year investigative delay appears preposterously late by the same metric. This serves as another reason why publication of Mr. Russell's work should be stopped.
2. You dismiss denials from an honest man, while upholding statements made by non-credible witnesses that come 35 years after the events. Your dismissals of Mr. Kuykendall's denials establish that your client appears too ready to run with non-credible sources. His failure to assess the credibility of these sources establishes his actual malice given that the presumed sources of these fabricated statements are former Mexican police officers and bodyguards of cartel members. As explained in 3 below, these presumed sources cannot be considered credible given their involvement with both Mexican police and cartels.
3. No names were provided in your client's letter to assist Mr. Kuykendall's memory about the identities of the false witnesses referred to in Mr. Russell's letter. Obviously, names would help here. Still, you criticize Mr. Kuykendall's failure to provide any specific information. Your client

has access to all the specific information he needed in the book Mr. Kuykendall published, *O Plata o Plomo?: Silver or Lead? The Abduction and Murder of DEA Agent Kiki Camarena*. This book establishes that the real impediment to truth were Mexico's corrupt police, the DFS, the MFJP, and the GOM, all of which provided heads-up to Mexican drug cartels whenever the DEA was in pursuit of the cartels, including during the investigation into Kiki Camarena's disappearance. Yet, your client has relied on statements from individuals who were under the employ of these same entities, and who apparently provided security for the cartels as side jobs. Again, please rethink your headlong launch in defense of your client and consider giving Mr. Russell the sound advice to back away from the false narratives these sources apparently have provided to him.

4. This same sound advice should be rendered given your own admission that Russell's letter asked questions that made no sense, particularly with respect to the statement, "please explain why you testified on behalf of Ruben Zuno-Arce in 1992." Apparently, you have discovered what we knew: Mr. Kuykendall did not testify at all in this trial. So, you then explain your client's sloppy research by saying that Mr. Kuykendall testified in 1990. He did. As we described, his testimony was truthful. It portrayed Mr. Zuno-Arce in a negative light with respect to his trafficking history. The book also contains details about Mr. Zuno-Arce and should be consulted for Mr. Kuykendall's descriptions contained therein. However, your client's letter displays a bias against Mr. Kuykendall that destroys his journalistic objectivity: He described Mr. Kuykendall as having "testified on behalf of Ruben Zuno-Arce in 1992, when Mr. Arce was being prosecuted for his role in Mr. Camarena's murder, a charge on which you know he was ultimately convicted." (Emphasis added.) This telling, false narrative about Mr. Kuykendall concerning testimony that never occurred establishes more evidence of Mr. Russell's biases and consequent actual malice: Mr. Russell so wants to believe that Mr. Kuykendall supported Zuno-Arce (and that the jury discredited this support by convicting him) that he invented Mr. Kuykendall's 1992 testimony to support his beliefs. This invention smacks of actual malice.
5. Referring again to the lack of credible research performed by your client, Mr. Russell asked Mr. Kuykendall for information about a meeting occurring at "American Motors hotel." There was no such place in Guadalajara, Mexico. We purposely did not limit Mr. Kuykendall's denial to false events occurring at a place that we knew that did not exist. We made Mr. Kuykendall's denial global. However, this also illustrates that your client's research has been sloppy. Amazon should consider how Mr. Russell's sloppiness likely tainted his entire docuseries.
6. Mr. Kuykendall had no contact, personal or otherwise, with any of the major drug traffickers in Guadalajara, except for Rafael Caro-Quintero. Mr. Kuykendall saw him after he had been arrested in Costa Rica and returned to Mexico under the custody of Mexican law enforcement authorities. Mr. Kuykendall witnessed the interviews and interrogations of Rafael Caro. He has not seen him in person since. Mr. Kuykendall's only interest in the major drug traffickers was for the purpose of investigations of their activities with the goal of disrupting those activities and damaging their illicit and illegal activities. Anyone who says differently is, in the words of Mr. Kuykendall, "a blatant liar."

7. You have asked for additional evidence of unreliable information about statements made by Russell's sources, but you and Mr. Russell have not disclosed who these sources were. Without these disclosures, it is difficult to respond with specifics about anyone. However, Mr. Kuykendall believes these undisclosed sources to be alleged witnesses called in to audition as testifiers, and others of their ilk. As to a single potential source, we know that one witness was granted immunity with respect to his involvement in the abduction of four Jehovah's Witnesses who disappeared at around the same time as Kiki Camarena's abduction and murder. In other words, there is reason to believe that one of these undisclosed witnesses likely confessed to a role in the abduction of these four missionaries, whose only crime was spreading word of their religious beliefs in Guadalajara. If this is one of the stalwarts of Mr. Russell's story, he should be ashamed of himself for sponsoring this known criminal's lies.
8. You have also asked for proof that these undisclosed sources' stories about Mr. Kuykendall were discredited in trial. For this, I refer you to the convictions in Mexico and U.S. courts of those found guilty for Kiki Camarena's abduction and murder. Mr. Kuykendall was never a suspect in any crime and considerable time and resources were spent by the governments of two nations investigating these crimes. In addition, we suspect that Mr. Russell visited DEA agents and U.S. government officials to discuss these undisclosed sources' fabrications with them. Mr. Kuykendall has not been contacted by federal agents seeking information about these fabrications. These Mexico and US convictions, together with the absence of any action by U.S. or Mexican authorities against Mr. Kuykendall provide the details you seek. Mr. Russell's sources have been determined to be non-credible. Moreover, in the 1990 trial, federal prosecutors closed by arguing: "The tentacles of this cartel extended far beyond the limits of the city, it extended to the heart of the [Mexican] government." The jury certainly believed these sentiments. The evidence from these trials also establishes that your undisclosed sources lack credibility based upon their envelopment by these same so-called tentacles.
9. Finally, we note that following Zuno-Arce's 1992 conviction, a government witness, Hector Cervantes Santos, admitted to perjuring testimony. Another government witness' scientific methods were questioned. These witnesses' issues do not rest with Mr. Kuykendall. He had been retired from DEA for three years or so by the time this 1992 trial occurred. If there is any reason to doubt the evidence presented against convicted criminals, Mr. Kuykendall encourages truthful reporting about these holes in government proof. The story should be based upon these holes, not lies told by undisclosed sources about Mr. Kuykendall.

Again, Mr. Kuykendall hereby requests that any false and misleading information about him be retracted, corrected, and clarified, if Mr. Russell chooses to publish it. We also suggest, again, that the far better and responsible course would be not to publish these falsehoods and misrepresentations of fact in the first place. We recommend that Mr. Russell and Amazon stand down and demand that you not publish any falsehoods and factual misrepresentations about Mr. Kuykendall. We hope all of you consult Mr. Kuykendall's book and his trial testimony. Mr. Kuykendall is innocent of wrongdoing.

If any false statements are published, the publishers of same will be guilty of actual malice and Mr. Kuykendall will pursue all avenues available to seek legal recourse against those who defame him.

Respectfully yours,

/s/ Robert D. O'Connor

Robert D. O'Connor

Cc: Amazon Legal Department

Attn: David A Zapolsky

440 Terry Ave N

Seattle, WA 98109

██████████@amazon.com

Cc: Ajay Patel, Associate General Counsel

Amazon Studios

1236 9th Street

Manhattan Beach, CA 90266

██████████@amazon.com

RDO/acr

EXHIBIT 5

Letter from Stracher
(Counsel for Tiller Russell)
April 23, 2020

ADMITTED IN:
NEW YORK
CONNECTICUT
WASHINGTON D.C.

LAW OFFICES OF
**CAMERON
STRACHER**
MEDIA AND ENTERTAINMENT LAW

WWW.STRACHERLAW.COM

51 ASTOR PLACE, 9TH FLOOR
NEW YORK, NY 10003

(646) 992-3850
[REDACTED]

April 23, 2020

Robert D. O'Connor
O'Connor, Mason & Bone, P.C.
1616 S. Voss, Suite 200
Houston, TX 77057

Re: James Kuykendall

Dear Mr. O'Connor:

I represent Buckingham Television (“Buckingham”), producer of the forthcoming documentary series about the death of Kiki Camarena. I write in response to your letter dated April 22, 2020, directed to Amazon Studios and Buckingham concerning your client, James Kuykendall. In your letter you demand that Amazon Studios withhold from publication certain statements about Mr. Kuykendall that you claim are false and defamatory.

As you may know, producer Tiller Russell spoke with Mr. Kuykendall on November 7, 2019, and during that conversation asked Mr. Kuykendall a number of questions about his alleged involvement in the kidnapping and murder of Kiki Camarena, as well as his receipt of large sums of money from drug traffickers. Mr. Kuykendall ended the conversation abruptly, without providing specific answers to Mr. Russell’s questions. Subsequently, on December 17, 2019, Mr. Russell sent Mr. Kuykendall a written list of questions Mr. Kuykendall had not answered, and stated that to incorporate Mr. Kuykendall’s answers into the documentary, he must receive a response by no later than January 7, 2020. Mr. Kuykendall responded to Mr. Russell’s inquiry on December 24, 2019. Rather than providing specific answers to Mr. Russell’s questions, however, Mr. Kuykendall stated that “[e]verything contained in your letter to me is categorically a lie,” and that “[y]our letter does not amount to good faith to discover the truth [sic].”

Four months later, on April 22, 2020, Buckingham received your letter. Rather than providing any specific information contradicting or pointing Buckingham toward contradictory facts, you simply repeat Mr. Kuykendall’s general denial. In addition, while you claim that Mr. Kuykendall did not testify at Mr. Zuno Arce’s 1992 trial, Mr. Kuykendall did, in fact, testify at Mr. Arce’s trial in 1990, during which he testified that there was no evidence Mr. Arce was a member of a drug cartel or that he was involved in the kidnapping of Mr. Camarena.

Finally, while you claim the witnesses who provided information about Mr. Kuykendall are “completely unreliable” and that their stories “have been proven false in prior court proceedings,” you provide no facts or details about their alleged unreliability or previous false statements.

In short, although Mr. Kuykendall has had more than five months to provide Buckingham with specific information contradicting the allegations made against him, he has failed to do so. Nevertheless, even at this late date Buckingham is willing to consider any specific factual information Mr. Kuykendall wishes to offer in support of his denials; in particular, any facts to support his claim that the witnesses who provided information about him “have been proven false in prior court proceedings.” Buckingham must receive this information no later than 5pm EDT on Tuesday, April 28, 2020, in order for it to be considered.

Very truly yours,

A handwritten signature in black ink, appearing to read "Cameron Stracher". The signature is fluid and cursive, with a large initial "C" and a stylized "S".

Cameron Stracher

EXHIBIT 6

May 4 - 5, 2020

Kuykendall Letter to Stracher and Amazon;
Related E-mail Communications

[REDACTED]

[REDACTED]

From: Bobby O'Conor [REDACTED]
Sent: Tuesday, May 5, 2020 1:41 PM
To: James Kuykendall [REDACTED]
Subject: FW: James Kuykendall

FYI.

From: Bobby O'Conor
Sent: Tuesday, May 5, 2020 1:41 PM
To: 'Cameron Stracher' [REDACTED]
Cc: [REDACTED] Anna Ramirez [REDACTED]
Subject: RE: James Kuykendall

Mr. Stracher, the email addresses for the individuals named in our letter of May 4, 2020 are:

- Jack Lawn – email – [REDACTED]
- Bill Coonce – email – [REDACTED]
- Matty Mahar – email – [REDACTED]
- Alan Bachelier – email – [REDACTED]
- Mike Chavarria – email – [REDACTED]
- Pete Hernandez – email – [REDACTED]
- Steve Duncan – email – [REDACTED]
- Steve Paris – email – [REDACTED]

Respectfully,

Robert D. O'Conor
O'Conor, Mason & Bone, P.C.
1616 S. Voss, Suite 200
Houston, TX 77057

[REDACTED]

From: Cameron Stracher [REDACTED]

Sent: Tuesday, May 5, 2020 6:36 AM

To: Bobby O'Conor <[REDACTED]>

Cc: [REDACTED] <[REDACTED]> Anna Ramirez <[REDACTED]>

Subject: Re: James Kuykendall

Please provide contact information for all the people you identify in your letter. Thank you.

--



51 ASTOR PLACE, 9th FLOOR
NEW YORK, NY 10003
(646) 992-3850
(646) 992-4241 (fax)
WWW.STRACHERLAW.COM

On May 4, 2020, at 9:50 AM, Bobby O'Conor <[REDACTED]> wrote:

Mr. Stracher and Amazon attorneys,

Attached please find my letter dated May 4, 2020.

Respectfully,

Robert D. O'Conor
O'Conor, Mason & Bone, P.C.
1616 S. Voss, Suite 200
Houston, Texas 77057

[REDACTED]
[REDACTED]

From: Anna Ramirez <[REDACTED]>

Sent: Tuesday, April 28, 2020 10:51 AM

To: [REDACTED]

Cc: [REDACTED]; <[REDACTED]> Bobby O'Conor <[REDACTED]>

Subject: James Kuykendall

Mr. Stracher,

Please see the attached letter from Mr. Robert O'Conor.

Anna C. Ramirez
Legal Assistant

O'Connor, Mason & Bone, P.C.
1616 S. Voss, Suite 200
Houston, Texas 77057

[REDACTED]
[REDACTED]
Email: [REDACTED]

<Stracher letter 5.4.2020.pdf>



1616 S. Voss, Suite 200
Houston, Texas 77057

Telephone: (713) 647-7511
Facsimile: (713) 647-7512

May 4, 2020

VIA EMAIL

Mr. Cameron Stracher
51 Astor Place, 9th Floor
New York, NY 1003

Dear Mr. Stracher:

We understand from trailers for the docuseries your client has produced that the planned publication date appears to be May 15, 2020. Please understand that a groundswell of supporters of James Kuykendall have made unsolicited contact with him. Among these supporters are:

John "Jack" Lawn – former administrator of the Drug Enforcement Administration

Mathew "Matty" Mahar – retired DEA supervisor and senior member of Operation Leyenda task force

Steve Duncan – Retired investigator from the California Department of Justice

Alan Bachileer – Retired DEA supervisor and former agent assigned to the Guadalajara DEA office 1984 – 1987

Mike Chavarria – Retired DEA supervisor and former RAC of the Guadalajara DEA office

Pedro "Pete" Hernandez – Former DEA agent at the Guadalajara DEA office 1980 – 1983

William "Billy" Coonce – Retired DEA supervisor and first supervisor of the Operation Leyenda task force

Steve Paris – DEA agent – Los Angeles, CA, and currently the only investigator assigned to Operation Leyenda

Also note that DEA agent Steve Paris has called Amazon's legal department on several occasions and asked to speak to a lawyer, he has continually been routed to voice mail and left messages that his call be returned. His calls have gone unanswered. If Amazon will call him at [REDACTED] he can certainly help with fact checks.

Mr. Cameron Stracher
May 4, 2020
Page 2

Again, please do not publish any false or misleading information about James Kuykendall. Mr. Kuykendall is a good, honest man. He never accepted money from cartels, and he had no role in Kiki Camarena's abduction, other than to work diligently to find Kiki after his abduction and to seek justice for his heinous murder at the hands of cartels. Please contact these respected former and present officials to confirm for yourselves what we all know: James "Jaime" Kuykendall had nothing whatsoever to do with Kiki Camarena's abduction and murder.

Anyone who says that James Kuykendall performed the acts set forth in Tiller Russell's letter to Mr. Kuykendall is a blatant liar; the credibility of these people needs to be examined. Given their roles as henchmen for the cartel, there's nothing that they would like more to do than bring down the reputations of the men, like James "Jaime" Kuykendall, whose work cost the cartels 100s of millions of dollars.

Respectfully yours,

/s/ Robert D. O'Connor

Robert D. O'Connor

RDO/acr

cc: Amazon Legal Department
Attn: David A. Zapolsky
440 Terry Ave N
Seattle, WA 98109
[REDACTED]

cc: Ajay Patel, Associate General Counsel
Amazon Studios
1236 9th Street
Manhattan Beach, CA 90266
[REDACTED]

EXHIBIT 7

Kuykendall Testimony
1990 Trial of Ruben Zuno Arce
Excerpted From Full Transcript
from June 08, 1990

1

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

- - - - -
HONORABLE EDWARD RAFEEDIE, DISTRICT COURT JUDGE PRESIDING
- - - - -

UNITED STATES OF AMERICA,)
)
PLAINTIFF,)
)
VS.) CASE NO: CR 87-422(F)-ER
)
JUAN RAMON MATTA-BALLESTEROS)
DEL POZO, RUBEN ZUNO-ARCE,)
JUAN JOSE BERNABE-RAMIREZ,)
AND JAVIER VASQUEZ-VELASCO,)
)
DEFENDANTS.)
_____) VOLUME 15

REPORTERS' TRANSCRIPT OF PROCEEDINGS

FRIDAY, JUNE 8, 1990
LOS ANGELES, CALIFORNIA

JULIE CHURCHILL, CSR
SUSAN A. LEE, CSR
OFFICIAL REPORTERS
U.S. DISTRICT COURT, 442-C
312 N. SPRING STREET
LOS ANGELES, CA 90012
(213) 626-6353
(213) 617-8227

APPEARANCES OF COUNSEL:

FOR THE PLAINTIFF:

GARY A. FEES,
UNITED STATES ATTORNEY
BY: MANUEL A. MEDRANO
JOHN L. CARLTON
ASSISTANT U.S. ATTORNEYS
1200 UNITED STATES COURTHOUSE
312 NORTH SPRING STREET
LOS ANGELES, CALIFORNIA 90012
(213) 894-0619/894-6682

FOR DEFENDANT JUAN RAMON MATTA-BALLESTEROS DEL POZO:

MARTIN R. STOLAR
MICHAEL J. BURNS, ESQ.
ADOLFO Z. AGUILAR, ESQ.
ATTORNEYS AT LAW
351 NORTH BROADWAY, 4TH FLOOR
NEW YORK, NEW YORK 10013
(212) 219-1919; (213) 855-8888 EXT. 314

FOR DEFENDANT RUBEN ZUNO-ARCE:

MITCHELL, SILBERBERG & KNUPP
BY: EDWARD M. MEDVENE, ESQ.
JAMES BLANCARTE, ESQ.
RONALD DI NICOLA, ESQ.
11377 WEST OLYMPIC BOULEVARD
LOS ANGELES, CALIFORNIA 90064-1683
(213) 312-3150

FOR DEFENDANT JUAN JOSE BERNABE-RAMIREZ:

MARY KELLY
ATTORNEY AT LAW
827 MORAGA DRIVE
BEL AIR, CALIFORNIA 90049
(213) 472-7121
AND
BRIDGMAN, MORDKIN, GOULD & SHAPIRO, INC.
BY: MICHAEL S. MEZA, ESQ.
17050 BUSHARD STREET, STE. 200
FOUNTAIN VALLEY, CALIFORNIA 92708
(714) 898-0461; (213) 924-6606

APPEARANCES (CONTINUED):

FOR DEFENDANT JAVIER VASQUEZ-VELASCO:

FEDERAL LITIGATORS GROUP
BY: GREGORY NICOLAYSEN, ESQ.
8530 WILSHIRE BOULEVARD, STE. 404
BEVERLY HILLS, CALIFORNIA 90211
(213) 854-5135

ALSO PRESENT:

DOUGLAS KUEHL, SPEC.AGT., D.E.A.
HECTOR BERRELLEZ, SPEC.AGT., D.E.A.

SPANISH INTERPRETERS

1 MAN AND WIFE TO THE PRESENT DATE?

2 A. YES.

3 MR. MEDRANO: THAT'S IT, YOUR HONOR. THANK YOU.

4 THE COURT: ALL RIGHT. YOU MAY STEP DOWN.

5 (WITNESS EXCUSED.)

6 THE COURT: CALL YOUR NEXT WITNESS.

7 MR. CARLTON: THE GOVERNMENT CALLS JAMES KUYKENDALL.

8 (WITNESS SUMMONED TO THE COURTROOM.)

9

10 JAMES KUYKENDALL + PLAINTIFF'S WITNESS, PREVIOUSLY SWORN

11 THE CLERK: PLEASE BE SEATED. PLEASE STATE YOUR FULL

12 NAME FOR THE RECORD AND SPELL YOUR LAST NAME.

13 THE WITNESS: JAMES KUYKENDALL, K U Y K E N D A L L.

14

15 DIRECT EXAMINATION +

16 BY MR. CARLTON:

17 Q. MR. KUYKENDALL, DURING WHAT PERIOD WERE YOU EMPLOYED BY

18 THE D.E.A.?

19 THE COURT: HAVEN'T WE BEEN THROUGH THIS BEFORE WITH

20 THIS WITNESS?

21 MR. CARLTON: YES, YOUR HONOR.

22 THE COURT: LET'S GET ON WITH WHY YOU CALLED HIM

23 AGAIN.

24 BY MR. CARLTON:

25 Q. DRAWING YOUR ATTENTION TO AUGUST OF 1985, MR.

1 KUYKENDALL -- ACTUALLY, I'D LIKE YOU TO LOOK IN FRONT OF YOU AT
2 WHAT HAS BEEN MARKED AS EXHIBIT 75. DO YOU SEE THAT?

3 A. YES, SIR.

4 Q. HAVE YOU SEEN THOSE ITEMS BEFORE? ACTUALLY LOOK AT THE
5 BROWN BAG OR BROWN ENVELOPE INSIDE. WOULD YOU LOOK AT THAT.

6 A. YES, SIR, I HAVE.

7 Q. AND WHAT WAS THE OCCASION?

8 A. THESE -- THE BROWN ENVELOPE WAS GIVEN TO ME BY MY
9 SECRETARY ON AUGUST THE 28TH 1985, AND I DELIVERED -- I CARRIED
10 IT TO WASHINGTON, D.C. AND DELIVERED TO IT SOMEONE THERE.

11 Q. WHO WAS YOUR SECRETARY?

12 A. MIRIAM ANGULO.

13 Q. SHE WAS THE PERSON WHO GAVE THE BAG TO YOU?

14 A. YES, SIR.

15 Q. WHERE DID SHE GIVE IT TO YOU?

16 A. THE D.E.A. OFFICE IN GUADALAJARA, MEXICO.

17 Q. AT THE TIME SHE GAVE IT TO YOU, WAS IT SEALED?

18 A. YES, IT WAS.

19 Q. DID YOU FEEL ANYTHING INSIDE OF IT?

20 A. THERE WAS SOMETHING INSIDE OF IT, YES.

21 Q. WHAT DID YOU DO WITH THE ENVELOPE?

22 A. I KEPT IT IN MY POSSESSION. I TRAVELED TO WASHINGTON, D.C.
23 ON THE 29TH OF AUGUST, AND ARRIVING LATE, I KEPT IT IN MY
24 POSSESSION THAT NIGHT, AND ON THE 30TH OF AUGUST, I WENT TO THE
25 D.E.A. HEADQUARTERS AND GAVE IT TO MR. MATTY MAHER.

1 Q. IT REMAINED SEALED THE ENTIRE TIME?

2 A. YES, SIR.

3 Q. DID YOU SEE THE ENVELOPE OPENED AT THAT TIME?

4 A. YES, I DID.

5 Q. WERE THERE CASSETTE TAPES INSIDE?

6 A. YES, THERE WERE.

7 Q. WERE THOSE TAPES DENOMINATED COPIAS ONE THROUGH FIVE?

8 A. YES, THEY WERE.

9 Q. IS THE WORD COPIA IN ENGLISH COPY? IS THAT WHAT THAT
10 MEANS?

11 A. YES, IT IS.

12 Q. DID YOU HAVE OCCASION TO LISTEN COPIAS TWO AND FOUR?

13 A. YES, I DID.

14 Q. HOW OFTEN DID YOU LISTEN TO THOSE?

15 A. AT LEAST 40, 50 TIMES.

16 Q. I WOULD ALSO AT THIS POINT LIKE YOU TO LOOK IN FRONT OF
17 YOU AT WHAT HAS BEEN MARKED AS EXHIBITS 78 AND 79.

18 I BELIEVE THE MARKINGS ARE INSIDE THE FIRST PAGE.

19 A. YES, SIR.

20 Q. DO YOU RECOGNIZE THOSE?

21 A. YES, SIR, I DO.

22 Q. WHAT ARE THEY?

23 A. THEY ARE THE TRANSCRIPTION OF THE CASSETTE TAPES IN
24 SPANISH.

25 Q. SPANISH TRANSCRIPTIONS?

1 A. YES.

2 Q. AND YOU'VE HAD OCCASION TO COMPARE THE SPANISH
3 TRANSCRIPTIONS TO THE CASSETTE TAPES?

4 A. YES, I HAVE.

5 Q. YOU'RE FLUENT IN SPANISH; ARE YOU NOT?

6 A. YES, SIR.

7 Q. ARE THESE ACCURATE TRANSCRIPTIONS OF COPIAS TWO AND FOUR?

8 A. YES, THEY ARE.

9 Q. LOOKING AT WHAT HAS BEEN MARKED AS EXHIBITS 80 AND 81, DO
10 YOU RECOGNIZE THOSE?

11 A. YES, SIR. YES, I DO.

12 Q. WHAT ARE THEY?

13 A. THEY'RE ENGLISH TRANSLATIONS OF THE SPANISH
14 TRANSCRIPTIONS.

15 Q. HAVE YOU HAD OCCASION TO COMPARE THOSE ENGLISH
16 TRANSLATIONS TO THE SPANISH TRANSCRIPTIONS.

17 MR. STOLAR: OBJECT TO THE CUMULATIVE NATURE OF THIS
18 TESTIMONY.

19 THE COURT: SUSTAINED.

20 BY MR. CARLTON:

21 Q. LOOKING AT WHAT HAS BEEN MARKED AS EXHIBITS 82 AND 83,
22 WOULD YOU, PLEASE.

23 A. YES, SIR.

24 Q. DO YOU RECOGNIZE THOSE?

25 A. IF I COULD OPEN THEM UP?

1 Q. YES, PLEASE.

2 A. YES, I DO.

3 Q. WHAT ARE THEY?

4 A. THEY ARE THE VIDEO CASSETTES OF THE ENGLISH TRANSLATIONS.

5 Q. ALL RIGHT. THERE IS AN AUDIO PORTION TO THOSE CASSETTES
6 THAT YOU'VE JUST DISCUSSED; IS THAT RIGHT?

7 A. YES, THERE IS.

8 Q. WHAT DOES THE AUDIO PORTION CONSIST OF?

9 A. THE SPANISH ---THE CASSETTE TAPES.

10 Q. COPIAS TWO AND FOUR?

11 A. YES, THEY ARE.

12 Q. AND YOU HAVE LISTENED IN THEIR ENTIRETY TO EXHIBITS 82 AND
13 83?

14 A. YES, I HAVE.

15 Q. IS THERE A VIDEO PORTION TO THOSE EXHIBITS 82 AND 83?

16 A. YES, THERE IS.

17 Q. WHAT DOES THE VIDEO PORTION CONSIST OF?

18 A. THE ENGLISH TRANSLATION.

19 Q. THE VIDEO PORTION IS IDENTICAL TO THE ENGLISH
20 TRANSLATIONS, WHICH ARE EXHIBITS 80 AND 81?

21 A. YES, SIR.

22 Q. ALL RIGHT. NOW, AS THE RESIDENT AGENT IN CHARGE OF THE
23 GUADALAJARA OFFICE, YOU SUPERVISED AGENT CAMARENA?

24 A. YES, I DID.

25 Q. YOU SOCIALIZED WITH HIM, AS WELL?

1 A. YES, I DID.

2 Q. YOU HEARD HIM SPEAK ON MANY OCCASIONS?

3 A. YES.

4 Q. DID YOU COME TO RECOGNIZE HIS VOICE?

5 A. YES. I WOULD.

6 Q. HAVING LISTENED TO COPIAS TWO AND FOUR, DID YOU RECOGNIZE
7 ANYONE'S VOICE ON THOSE TWO TAPES?

8 A. I RECOGNIZED THE VOICE OF ENRIQUE CAMARENA.

9 Q. NOW, HAVING THEN READ THE SPANISH AND ENGLISH TRANSCRIPT
10 OF THOSE TWO COPIAS AND SEEING ENGLISH TRANSLATIONS ON THE TWO
11 VIDEOS, ARE THMOSE PORTIONS WHERE YOU HAVE RECOGNIZED AGENT
12 CAMARENA'S VOICE MARKED IN ANY WAY IN THE ENGLISH TRANSLATIONS?

13 A. YES, THEY ARE.

14 Q. HOW ARE THEY IDENTIFIED? HOW ARE THEY IDENTIFIED IN THE
15 TRANSLATION AND ON THE VIDEOTAPE?

16 A. WITH A LARGE CAPITAL LETTER C.

17 Q. SO WHENEVER THE LETTER C APPEARS IN THE LEFTHAND MARGIN,
18 WILL WHAT FOLLOWS THAT BE A PORTION OF COPIA TWO OR COPIA FOUR
19 WHERE YOU HAVE IDENTIFIED AGENT CAMARENA'S VOICE?

20 A. YES, SIR. THE TRANSCRIPTS ARE IN QUESTION AND ANSWER FORM
21 AND THERE IS A CAPTAIN LETTER C FOR AGENT CAMARENA'S VOICE.

22 Q. HAVING LISTENED TO THE TAPES, IS AGENT CAMARENA RESPONDING
23 TO QUESTIONS THROUGHOUT THOSE TAPES?

24 A. HE IS RESPONDING TO QUESTIONS, YES.

25 Q. NOW, IS THERE OTHER INFORMATION ON THOSE TWO COPIAS;

1 COPIAS TWO AND FOUR, INDICATING TO YOU THAT IT WAS AGENT
2 CAMARENA THAT WAS BEING QUESTIONED?

3 A. YES.

4 Q. AND AT SOME POINT ON THE TAPES DOES AGENT CAMARENA
5 DESCRIBE A HOUSE OWNED BY ERNESTO FONSECA?

6 A. YES, HE DOES.

7 Q. DOES HE PROVIDE DIRECTIONS TO THAT PARTICULAR HOUSE?

8 A. YES, HE DOES.

9 Q. DID YOU EVER HAVE OCCASION TO ACTUALLY FOLLOW THOSE
10 DIRECTIONS IN THE CITY OF GUADALAJARA TO SEE WHERE THEY WOULD
11 TAKE YOU?

12 A. YES, I DID.

13 Q. AND WHAT DID YOU DO IN THAT REGARD? FIRST OF ALL --
14 STRIKE THAT.

15 WERE YOU FAMILIAR WITH THE HOUSE THAT AGENT CAMARENA
16 DESCRIBES ON THE TAPES?

17 A. YES.

18 Q. AND DO YOU RECALL WHERE THAT WAS LOCATED?

19 A. AT THE CORNER OF TOPACIO AND CUARZO STREET.

20 Q. WAS THIS A HOUSE ABOUT WHICH YOU HAD INFORMATION AT THE
21 TIME OF AGENT CAMARENA'S ABDUCTION?

22 A. YES, IT WAS.

23 Q. NOW, YOU HAD OCCASION THEN TO FOLLOW THE DIRECTIONS GIVEN
24 TO THAT HOUSE BY AGENT CAMARENA ON THESE TAPES?

25 A. YES, I DID.

1 Q. COULD YOU DESCRIBE EXACTLY WHAT YOU DID IN FOLLOWING THOSE
2 DIRECTIONS. AND IN ORDER TO ASSIST IN THIS REGARD, I WOULD ASK
3 THE COURT'S PERMISSION FOR YOU TO BE ABLE TO STEP TO THE SIDE
4 TO THE CHART THAT HAS BEEN SET UP ON THE EASEL NEXT TO YOU.

5 THE COURT: YOU MAY DO THAT

6 THE WITNESS: IN FOLLOWING THE DIRECTIONS --

7 MR. MEZA: MAY THE WITNESS REFER TO THE EXHIBIT NO.

8 YOUR HONOR?

9 MR. CARLTON: THIS HAS BEEN MARKED AS EXHIBIT 84,
10 YOUR HONOR.

11 THE WITNESS: THIS HAS EXHIBIT 78 ON IT.

12 MR. CARLTON: ALL RIGHT. THEN WE'LL CALL IT 78.

13 MR. STOLAR: EXCUSE ME. THERE ARE NOW TWO NUMBER 78S
14 IN EVIDENCE AND I DON'T THINK THAT'S A GOOD IDEA.

15 MR. CARLTON: YOUR HONOR, MAY WE REMARK THAT 84? I
16 THOUGHT IT WAS.

17 THE COURT: YES, IT MAY BE REMARKED 84.

18 (WITNESS STEPPED DOWN TO THE EASEL.)

19 THE WITNESS: I WOULD HAVE TO REFER TO THE
20 DIRECTIONS, AS THEY ARE GIVEN BY SPECIAL AGENT CAMARENA.

21 HE SAID TO TAKE THE STREET MARIANO OTERO AVENUE, THIS
22 STREET (INDICATING), AND GO THROUGH THREE TRAFFIC LIGHTS. AT
23 THIS POINT ON THAT AVENUE AROUND A TRAFFIC CIRCLE, THERE ARE
24 THREE TRAFFIC LIGHTS.

25 HE THEN TELLS THE LISTENER TO TAKE THE LATERAL ALONG

1 MARIANO OTERO, WHICH IS THIS SIDE, UNTIL HE ARRIVES AT MANOLO'S
2 RESTAURANT AND TURN TO THE LEFT. BECAUSE OF TRAFFIC LAWS IN
3 GUADALAJARA ON THAT AVENUE, THE ONLY PLACE YOU CAN MAKE A LEFT
4 TURN IS FROM THE LATERAL LANE.

5 AND THEN HE SAID TO PROCEED ON THE STREET CALLED
6 TOPACIO, AROUND THE TRAFFIC CIRCLE, AND GO AROUND THE TRAFFIC
7 CIRCLE, AND AFTER A LONG BLOCK, YOU ARRIVE AT THE HOUSE AT THE
8 CORNER OF TOPACIO AND CUARZO, WHICH WAS OWNED BY ERNESTO
9 FONSECA.

10 Q. NOW, MR. KUYKENDALL, FOLLOWING THOSE SAME DIRECTIONS,
11 WOULD YOU ARRIVE AT THAT HOUSE IF YOU HAD DRIVEN ALONG MARIANO
12 OTERO FROM THE OPPOSITE DIRECTION?

13 A. NO, SIR, BECAUSE HE'S EXPLICIT THAT YOU HAVE TO MAKE A
14 LEFT TURN. YOU WOULD NOT HAVE BEEN ABLE TO MAKE A LEFT TURN
15 FROM THE OTHER DIRECTION.

16 Q. I NOTICE THAT YOU STARTED FROM A PARTICULAR LOCATION ON
17 MARIANO OTERO. WHY IS THAT?

18 A. BECAUSE HE SAID YOU TAKE THREE TRAFFIC LIGHTS BEFORE
19 REACHING MANOLO'S. IF HE HAD STARTED BEFORE THIS PARTICULAR
20 INTERSECTION, THERE IS A TRAFFIC LIGHT HERE. A LITTLE FURTHER,
21 THERE IS A RAILROAD OVERPASS AND THEN OTHER TRAFFIC LIGHTS.

22 IF HE HAD STARTED BEYOND THIS, HE WOULD NOT HAVE GONE
23 THROUGH THREE TRAFFIC LIGHTS.

24 Q. SO HAD YOU STARTED FROM ANY OTHER LOCATION ON MARIANO
25 OTERO, THOSE DIRECTIONS WOULD NOT HAVE TAKEN YOU TO THE HOUSE

1 HE WAS DESCRIBING?

2 A. IT WOULD HAVE HAD TO HAVE BEEN SOMEPLACE IN THIS AREA,
3 YES.

4 Q. WHAT IS THE SMALL STREET AT THE INTERSECTION WHERE YOUR
5 DIRECTIONS BEGAN?

6 A. LOPE DE VEGA HITS THE LATERAL RIGHT ABOUT HERE.

7 Q. THANK YOU VERY MUCH. WOULD YOU RETURN.

8 (WITNESS RESUMED THE WITNESS STAND.)

9 NOW AT ANY POINT DURING THE PERIOD THAT YOU
10 SUPERVISED AGENT CAMARENA, DID HE EVER REPORT TO YOU THAT HE
11 HAD BEEN TO A RESIDENCE AT 881 LOPE DE VEGA?

12 A. NO, SIR.

13 Q. HAD HE BEEN TO THAT RESIDENCE IN PURSUIT OF HIS
14 INVESTIGATIONS, WOULD HE NORMALLY HAVE REPORTED THAT TO YOU?

15 A. YES, SIR.

16 Q. AT ANY TIME DURING THE PERIOD THAT YOU SUPERVISED AGENT
17 CAMARENA, DID HE EVER INFORM YOU THAT HE HAD BEEN INTERROGATED
18 BY NARCOTICS TRAFFICKERS?

19 A. NO, SIR.

20 Q. WOULD THAT HAVE BEEN THE KIND OF THING HE WOULD HAVE HAD
21 TO INFORM YOU OF IN THE COURSE OF HIS DUTIES?

22 A. YES, IT WOULD HAVE BEEN.

23 Q. IS THERE INFORMATION PROVIDED BY AGENT CAMARENA ON THE
24 TAPE -- WELL, STRIKE THAT.

25 MAY I HAVE JUST A MOMENT, YOUR HONOR?

1 (BRIEF PAUSE.)

2 AT SOME POINT ON THE TAPE DOES AGENT CAMARENA REFER
3 TO YOU?

4 A. YES, HE DOES.

5 Q. IN PARTICULAR, DOES HE REFER TO A FRIEND OF YOURS, AS
6 WELL, AS SOMEONE WHO HAS A MUNICIPAL POSITION IN MEXICO CITY?

7 A. HE REFERS TO ME ON TWO SEPARATE OCCASIONS. ON ONE
8 OCCASION IT IS SOMEONE WHO HAD A POLITICAL -- IT IS IN
9 REFERENCE TO SOMEONE WHO HAD A POLITICAL POSITION.

10 Q. WAS YOUR ASSOCIATION WITH THAT INDIVIDUAL WELL KNOWN?

11 A. NO, IT WAS NOT.

12 Q. DID AGENT CAMARENA KNOW OF THAT?

13 A. YES, HE DID.

14 Q. ON THE TAPE, DOES AGENT CAMARENA PROVIDE DIRECTIONS TO THE
15 HOUSE OF AGENT VICTOR WALLACE?

16 A. YES, HE DOES.

17 Q. AGAIN, WAS THAT INFORMATION MAINTAINED IN STRICTEST
18 CONFIDENCE WITHIN THE D.E.A.?

19 A. AS CLOSE AS POSSIBLE, YES, SIR.

20 Q. DID AGENT CAMARENA KNOW OF THAT?

21 A. YES, HE DID.

22 Q. AT SOME POINT ON THESE TAPES ALSO, DOES CAMARENA DESCRIBE
23 THE --

24 MR. MEZA: OBJECT TO THE LEADING NATURE OF THE
25 QUESTION.

1 THE COURT: RESTATE YOUR QUESTION.

2 BY MR. CARLTON:

3 Q. DOES AGENT CAMARENA EVER DESCRIBE THE OPERATIONS OF THE
4 GUADALAJARA OFFICE OF THE D.E.A. ON THESE TAPES?

5 A. YES, HE DOES.

6 Q. DO YOU RECALL WHAT HE SAID ABOUT THOSE OPERATIONS?

7 A. I BELIEVE HE MADE REFERENCE TO THE NUMBER OF AGENTS
8 STATIONED AT THE OFFICE AND WHAT THEY WERE -- WHAT THEIR JOBS
9 WERE, WHAT THEY WERE ENGAGED IN AT THE TIME.

10 Q. THE INVESTIGATIONS THEY WERE WORKING ON?

11 A. YES.

12 Q. WAS THAT INFORMATION ACCURATE?

13 A. YES, IT WAS.

14 Q. WAS THIS INFORMATION THAT WAS ALSO MAINTAINED WITHIN THE
15 STRICTEST CONFIDENCE WITHIN THE D.E.A.?

16 A. YES, IT WAS.

17 Q. DID AGENT CAMARENA HAVE ACCESS TO THAT INFORMATION?

18 A. YES, HE DID.

19 Q. AT SOME POINT ON THE TAPES DOES AGENT CAMARENA REFER TO A
20 PAYCHECK THAT HAD NOT BEEN DEPOSITED IN HIS ACCOUNT?

21 A. YES, HE DID.

22 Q. WHAT DOES HE SAY ABOUT THAT?

23 A. THAT THE --

24 MR. MEZA: OBJECTION, YOUR HONOR. THE TAPE SPEAKS
25 FOR ITSELF.

15-59

1 THE COURT: SUSTAINED.

2 BY MR. CARLTON:

3 Q. WERE THESE STATEMENTS BY AGENT CAMARENA -- WELL, STRIKE
4 THAT.

5 BASED ON YOUR KNOWLEDGE OF AGENT CAMARENA, YOUR
6 KNOWLEDGE OF THE OPERATIONS OF THE D.E.A.'S GUADALAJARA OFFICE
7 DURING THE PERIOD, YOUR HAVING LISTENED TO THESE TAPES AND THE
8 INFORMATION CONTAINED ON THEM, DO YOU HAVE AN OPINION AS TO
9 WHAT THESE TAPES ARE, WHAT THEY RECORD?

10 MR. STOLAR: OBJECTION. NO BASIS FOR THAT OPINION.

11 THE COURT: OBJECTION SUSTAINED.

12 BY MR. CARLTON:

13 Q. DO YOU HAVE AN OPINION BASED ON THE INFORMATION ON THESE
14 TAPES AS TO WHEN THESE RECORDINGS WERE MADE?

15 A. YES, I DO.

16 Q. AND WHAT IS THAT OPINION?

17 A. WITHIN A DAY OR TWO AFTER AGENT CAMARENA'S ABDUCTION.

18 Q. AT SOME POINT DID YOU MEET WITH AN INDIVIDUAL NAMED RUBEN
19 ZUNO ARCE?

20 A. YES, I DID.

21 Q. WHEN WAS THAT?

22 A. SEPTEMBER THE 26TH 1986.

23 Q. WHERE DID YOU MEET WITH HIM?

24 A. AT JIM'S RESTAURANT, NORTH SIDE OF SAN ANTONIO, SAN
25 ANTONIO, TEXAS.

1 Q. DID MR. -- DID SOMEONE ARRANGE THAT MEETING FOR YOU?

2 A. YES.

3 Q. WHO WAS THAT?

4 A. EX-D.E.A. AGENT ART RODRIGUEZ.

5 Q. WAS ANYONE ELSE PRESENT DURING YOUR MEETING WITH MR. ZUNO
6 ARCE?

7 A. ART RODRIGUEZ.

8 Q. NOW, DURING THAT MEETING WITH MR. ZUNO ARCE, DID YOU
9 DISCUSS THE RESIDENCE AT 881 LOPE DE VEGA?

10 A. YES, I DID.

11 Q. DID HE SAY WHETHER HE OWNED THAT RESIDENCE?

12 A. HE SAID HE HAD OWNED IT, YES.

13 Q. DID HE SAY WHEN HE HAD COME TO OWN THAT RESIDENCE?

14 A. I BELIEVE THAT HE SAID HE ACQUIRED IT SOME 25 YEARS
15 PREVIOUSLY. I THINK UPON HIS MARRIAGE.

16 Q. DID HE INDICATE TO YOU FROM WHOM HE HAD ACQUIRED THE
17 RESIDENCE?

18 A. IT WAS A GIFT FROM HIS MOTHER, I BELIEVE.

19 Q. DID HE SAY WHEN HE ACQUIRED IT WHETHER THERE WERE ANY
20 BUILDINGS ON THE PROPERTY?

21 A. THAT THERE WERE NO BUILDINGS ON THE PROPERTY.

22 Q. AND DID HE SAY WHETHER HE HAD CONSTRUCTED OR HAD
23 CONSTRUCTED ANY BUILDINGS ON THE PROPERTY?

24 A. HE HAD THEM CONSTRUCTED, YES.

25 Q. DID HE DESCRIBE WHICH BUILDINGS HE HAD CONSTRUCTED?

1 A. THE HOUSE. I GUESS THE HOUSE AND OUT BUILDINGS AND THE
2 SWIMMING POOL.

3 Q. DID HE INDICATE WHETHER HE HAD ACQUIRED OTHER PROPERTY
4 ADJACENT TO THE PROPERTY HIS MOTHER HAD GIVEN HIM AT THAT
5 LOCATION?

6 A. HE SAID HE HAD ACQUIRED AN ADJOINING PIECE OF PROPERTY AND
7 HAD A TENNIS COURT BUILT ON IT.

8 Q. NOW, DID MR. ZUNO ARCE TELL YOU WHETHER AT SOME POINT HE
9 HAD MOVED TO THE UNITED STATES?

10 A. YES, HE DID.

11 Q. DID HE SAY WHEN HE MOVED TO THE UNITED STATES?

12 A. 1978.

13 Q. DID HE SAY WHETHER HE HAD LIVED IN THE UNITED STATES
14 DURING SOME PERIOD?

15 A. FROM 1978 UNTIL 1982.

16 Q. AND DID HE TELL YOU WHAT HE DID IN 1982? DID HE RETURN TO
17 MEXICO?

18 A. HE RETURNED TO MEXICO, YES.

19 Q. DID HE TELL YOU WHAT HE DID WITH THE PROPERTY AT 881 LOPE
20 DE VEGA WHILE LIVING IN THE UNITED STATES?

21 A. THAT HE HAD LEASED IT, RENTED IT.

22 Q. DID HE TELL YOU DURING WHAT PERIOD HE CONTINUED TO RENT OR
23 LEASE THAT PROPERTY?

24 A. I BELIEVE IT WAS LEASED UNTIL MAY OF 1984.

25 Q. DID HE TELL YOU WHAT HAPPENED IN MAY OF 1984 WITH REGARD

1 TO THE PROPERTY?

2 A. THE RENTER MOVED OUT AND HE HAD SOME REPAIRS DONE TO THE
3 HOUSE, AND I BELIEVE HE HAD IT REFURNISHED.

4 Q. NOW, DID MR. ZUNO ARCE TELL YOU WHERE HE LIVED AFTER HIS
5 RETURN TO MEXICO IN 1982?

6 A. I DON'T RECALL THAT, SIR.

7 A. HE SAID HE STAYED IN THE HOUSE THREE OR FOUR TIMES.

8 Q. THE HOUSE AT 881 LOPE DE VEGA?

9 A. YES, SIR.

10 Q. DID HE TELL YOU WHETHER HE EVENTUALLY SOLD THAT PIECE OF
11 PROPERTY?

12 A. YES, HE DID.

13 Q. WHAT DID HE SAY ABOUT THAT?

14 A. HE SAID THAT HE SOLD THE PROPERTY TO A MR. RUBEN SANCHEZ
15 BARBA; THAT THEY MET, I BELIEVE, DECEMBER THE 22ND OF 1984 TO
16 DISCUSS THE SALE.

17 Q. DID HE SAY WHEN THE SALE WAS ACTUALLY CONSUMMATED?

18 A. THAT THEY HAD PLANNED TO MEET JANUARY THE 5TH OF 1985 TO
19 COMPLETE THE SALE, THE TRANSACTION, BUT THEY ACTUALLY MET ON
20 JANUARY 9TH OF 1985.

21 Q. DID HE TELL YOU WHERE THEY MET?

22 A. I SUPPOSE AT THE OFFICE OF NOTARY NUMBER ONE IN AMECA,
23 JALISCO.

24 Q. AND DID HE INDICATE THAT THE TRANSACTION WAS FINALIZED AT
25 THAT TIME?

1 A. THAT'S WHAT HE SAID. YES, SIR.

2 MR. CARLTON: YOUR HONOR, I WOULD MOVE AT THIS
3 TIME -- STRIKE THAT.

4 MAY I HAVE JUST A MOMENT?

5 (DISCUSSION HELD OFF THE RECORD BETWEEN COUNSEL.)

6 MR. CARLTON: NOTHING FURTHER OF THIS WITNESS.

7 THE COURT: YOU MAY CROSS-EXAMINE THE WITNESS.

8 CROSS-EXAMINATION +

9 BY MR. MEDVENE:

10 Q. GOOD MORNING, MR. KUYKENDALL, SIR.

11 A. GOOD MORNING.

12 Q. MR. KUYKENDALL, IN AUGUST OF '86, SHORTLY BEFORE THE
13 OCCASION THAT YOU INTERVIEWED ZUNO ARCE, DID YOU OFFER THROUGH
14 ART RODRIGUEZ TO GO TO MEXICO TO TALK TO HIM?

15 MR. CARLTON: OBJECTION, YOUR HONOR. RELEVANCE AND
16 HEARSAY.

17 THE COURT: OVERRULED.

18 THE WITNESS: I REALLY DON'T RECALL, SIR. MAYBE.

19 BY MR. MEDVENE:

20 Q. DID YOU GET WORD FROM MR. RODRIGUEZ THAT MR. ZUNO WOULD BE
21 PLEASED TO COME TO THE UNITED STATES AND MEET WITH YOU?

22 A. YES.

23 Q. MR. RODRIGUEZ, AS YOU SAID, WAS A FORMER D.E.A. AGENT; IS
24 THAT CORRECT?

25 A. YES, HE IS.

1 Q. TO YOUR KNOWLEDGE, A FRIEND OF ENRIQUE CAMARENA?

2 MR. CARLTON: OBJECTION, YOUR HONOR. FOUNDATION AND
3 RELEVANCY.

4 THE COURT: YOU MAY ANSWER.

5 THE WITNESS: HE KNEW HIM. YES, SIR.

6 BY MR. CARLTON:

7 Q. NOW, YOU DIDN'T THREATEN MR. ZUNO IN ANY WAY THAT HE HAD
8 TO COME TO THE UNITED STATES, DID YOU?

9 A. NO, SIR.

10 Q. THERE WAS NO WARRANT OUT FOR HIS ARREST, WAS THERE?

11 A. NO, SIR.

12 Q. YOU ASKED IF HE WOULD COME AND HE VOLUNTARILY CAME TO MEET
13 YOU IN SAN ANTONIO; IS THAT TRUE?

14 A. YES, IT IS.

15 Q. NOW WHEN HE ARRIVED, HE SAID HE WOULD BE PLEASED TO ANSWER
16 WHATEVER QUESTIONS YOU HAVE; IS THAT CORRECT?

17 A. HE DID.

18 Q. HE DIDN'T REFUSE TO ANSWER ANY QUESTIONS.

19 A. NO, SIR.

20 Q. HE ANSWERED, TO THE BEST OF YOUR KNOWLEDGE, ALL YOUR
21 QUESTIONS FULLY?

22 MR. CARLTON: OBJECTION, YOUR HONOR. LACK OF
23 FOUNDATION.

24 THE COURT: OVERRULED.

25 THE WITNESS: HE ASKED (SIC) THE QUESTIONS I PUT TO

1 HIM, YES, SIR. ANSWERED THE QUESTIONS. I'M SORRY.

2 BY MR. MEDVENE:

3 Q. BEFORE HE ANSWERED THE QUESTIONS, HE DIDN'T ASK FOR ANY
4 IMMUNITY, DID HE?

5 A. NO, SIR.

6 Q. HE DIDN'T ASK FOR ANY MONEY, DID HE?

7 A. NO.

8 Q. HE DIDN'T ASK TO RELOCATE HIS FAMILY, DID HE?

9 A. NO.

10 Q. YOU ASKED HIM QUESTIONS AND HE ANSWERED THEM?

11 A. THAT'S CORRECT.

12 Q. NOW, AT THE END OF THE INTERVIEW, MR. ZUNO TOLD YOU IN
13 SUBSTANCE THAT IF YOU WANTED ANYTHING FURTHER OF HIM TO, CALL
14 AND WE WOULD COME BACK AND BE OF WHATEVER ASSISTANCE HE COULD;
15 IS THAT CORRECT?

16 A. I DON'T RECALL, BUT POSSIBLY SO.

17 Q. YOU TOLD MR. ZUNO AT THE CONCLUSION OF YOUR MEETING THAT
18 HE COULD LEAVE AND RETURN TO MEXICO?

19 A. THAT'S CORRECT.

20 Q. AND YOU TOLD HIM HE COULD RETURN TO MEXICO BECAUSE BASED
21 ON YOUR OFFICE'S INVESTIGATION, THERE WAS NO EVIDENCE THAT
22 MR. ZUNO WAS IN ANY WAY INVOLVED IN THE KIDNAPPING OF ENRIQUE
23 CAMARENA; IS THAT CORRECT?

24 A. I DON'T RECALL HAVING SAID THAT, SIR.

25 Q. SIR, I'M ASKING YOU IF IT ISN'T TRUE THAT YOU -- NOT WHAT

1 YOU SAID TO HIM, BUT ISN'T IT TRUE THAT YOU PERMITTED HIM TO
2 RETURN TO MEXICO BECAUSE BASED ON YOUR OFFICE'S INVESTIGATION,
3 THERE WAS NO EVIDENCE HE WAS INVOLVED IN THE KIDNAPPING OF
4 ENRIQUE CAMARENA. ISN'T THAT SO, SIR?

5 MR. CARLTON: OBJECTIONION. LACK OF PERSONAL
6 KNOWLEDGE.

7 THE COURT: OVERRULED.

8 BY MR. MEDVENE:

9 Q. THAT'S TRUE, ISN'T IT, SIR?

10 A. I WOULD HAVE TO SAY I DIDN'T KNOW ANYTHING, SIR.

11 Q. IN ADDITION, THERE WAS NO EVIDENCE THAT YOU KNEW OF THAT
12 HE WAS A MEMBER OF WHAT HAS BEEN CALLED THE GUADALAJARA DRUG
13 CARTEL? THAT'S TRUE, TOO, SIR, ISN'T IT?

14 A. NOT TO MY KNOWLEDGE, NO.

15 Q. YOU WERE SUPERVISOR TO THE GUADALAJARA OFFICE?

16 A. YES.

17 Q. WHAT YEARS?

18 A. FROM FEBRUARY OF '82 UNTIL OCTOBER OF '85.

19 Q. AND YOUR BASIC JOB THERE WAS TO FIND OUT WHO WAS DEALING
20 IN DRUGS?

21 A. YES.

22 Q. HAD A MYRIAD -- LOTS OF INFORMANTS THAT SUPPLIED
23 INFORMATION, CORRECT?

24 A. YES.

25 Q. NOW, WITH RESPECT TO YOUR DISCUSSION WITH MR. ZUNO ABOUT

1 THE HOUSE, HE TOLD YOU, IN SUBSTANCE, THAT HE HAD INHERITED THE
2 PROPERTY MANY YEARS AGO FROM HIS MOM OR DAD?

3 A. THAT IT HAD BEEN GIVEN TO HIM, RIGHT, BY HIS PARENTS.

4 Q. YES, SIR. THAT HE BUILT THE HOUSE THAT WAS ON THAT
5 LOCATION IN APPROXIMATELY 1970?

6 A. I DON'T THINK HE TOLD ME THE DATE, BUT THAT HE HAD BUILT
7 THE BUILDING ON THE PROPERTY, THE HOUSE ON THE PROPERTY, YES.

8 Q. MANY YEARS BEFORE?

9 A. RIGHT.

10 Q. THAT HE LEASED THE ENTIRETY OF THE PROPERTY TO AN
11 INDIVIDUAL WHO HE GAVE YOU HIS NAME FROM SOMETIME IN 1978 TO
12 APPROXIMATELY MAY OF '84?

13 A. THAT IS CORRECT.

14 Q. AND HE GAVE YOU THE PERSON'S NAME IN CASE YOU WANTED TO
15 CHECK WITH THAT PERSON?

16 A. YES, HE DID.

17 Q. HE TOLD YOU SUBSEQUENT TO MAY OF '84 THAT WHEN THE TENANT
18 LEFT, THAT HE MIGHT HAVE SLEPT AT THAT HOUSE ON THREE OR FOUR
19 OCCASIONS?

20 A. THAT'S WHAT HE SAID, YES, SIR.

21 Q. THAT SOMETIME IN OR ABOUT DECEMBER, HE SOLD THE HOUSE OR
22 ENTERED INTO A SALES ARRANGEMENT TO SELL THE HOUSE TO DR. RUBEN
23 SANCHEZ BARBA?

24 A. YES, THAT'S RIGHT.

25 Q. NOW, YOU KNEW FROM YOUR INVESTIGATION AT THE TIME YOU HAD

1 SEEN MR. ZUNO THAT AFTER RUBEN SANCHEZ BARBA ACQUIRED THE HOUSE
2 FROM MR. ZUNO, THAT SOMETIME IN MID JANUARY OF 1985 HIS BROTHER
3 JESUS ACTUALLY SHOWED THE HOUSE TO CARO QUINTERO; ISN'T THAT
4 TRUE?

5 MR. CARLTON: OBJECTION, YOUR HONOR. HEARSAY.

6 THE COURT: SUSTAINED, UNLESS YOU CAN SHOW IT'S BASED
7 ON PERSONAL KNOWLEDGE.

8 BY MR. MEDVENE:

9 Q. WAS THERE AN INVESTIGATION CONDUCTED, SIR, BY D.E.A.
10 AGENTS UNDER YOUR SUPERVISION OR THAT REPORTED GENERALLY TO YOU
11 WITH RESPECT TO THE RELATIONSHIP BETWEEN MR. JESUS SANCHEZ
12 BARBA AND CARO QUINTERO?

13 A. NO, SIR.

14 Q. ARE YOU AWARE OF ANY INTERVIEWS CONDUCTED BY THE D.E.A.
15 WHERE THEY QUESTIONED JESUS SANCHEZ BARBA ABOUT WHETHER OR NOT
16 AFTER HIS BROTHER OBTAINED THE HOUSE HE, JESUS, HAD SHOWN THE
17 HOUSE TO CARO QUINTERO?

18 MR. CARLTON: OBJECTION, YOUR HONOR. TO ANSWER THE
19 QUESTION, YOU HAVE TO GET IN HEARSAY AND THIS IS BEYOND THE
20 SCOPE OF THE DIRECT.

21 THE COURT: OVERRULED. THE QUESTION, THE FORM OF THE
22 QUESTION IS IMPROPER. YOU SHOULD RESTATE YOUR QUESTION.

23 MR. MEDVENE: YES, SIR.

24 BY MR. MEDVENE:

25 Q. AS A RESULT OF YOUR OFFICE'S INVESTIGATION, MR.

1 KUYKENDALL, YOU WERE AWARE, WERE YOU NOT, THAT AT SOME POINT IN
2 TIME JESUS SANCHEZ BARBA WAS INTERVIEWED BY D.E.A. AGENTS?

3 A. IT WAS NOT A RESULT OF MY OFFICE'S INVESTIGATION, SIR.

4 Q. BUT IT WAS -- BUT THERE WAS A D.E.A. INTERVIEW OF JESUS
5 SANCHEZ BARBA, TO YOUR KNOWLEDGE, SOMETIME IN 1985; IS THAT
6 TRUE?

7 A. I THINK SO, YES, SIR.

8 MR. CARLTON: OBJECTION, YOUR HONOR. MOVE TO STRIKE,
9 LACK OF FOUNDATION.

10 THE COURT: WELL, DO YOU THINK SO OR DO YOU KNOW?

11 THE WITNESS: I'M NOT CERTAIN, SIR. I DIDN'T
12 PARTICIPATE IN THAT.

13 THE COURT: THEN THE ANSWER MAY BE STRICKEN.

14 BY MR. MEDVENE:

15 Q. DO YOU KNOW A SPECIAL AGENT WILLIAM COONCE, C O O N C E ?

16 A. YES, I DO.

17 Q. AND YOU KNOW THAT HE WAS WORKING OR ASSISTING IN VARIOUS
18 PHASES OF WHAT WE MIGHT CALL THE CAMARENA INVESTIGATION IN
19 1985; IS THAT CORRECT?

20 A. I BELIEVE HE WAS THE HEAD OF THE INVESTIGATION.

21 Q. AND YOU WERE VERY MUCH INVOLVED AS HEAD OF THE GUADALAJARA
22 OFFICE IN THE INVESTIGATION ALSO IN THE SPRING OF 1985. THAT'S
23 CORRECT, ISN'T IT, SIR?

24 A. THE SPRING OF '85, YES.

25 Q. SO IF MR. COONCE IN MAY OF 1985 WOULD HAVE INTERVIEWED

1 JESUS SANCHEZ BARBA WITH RESPECT TO LOPE DE VEGA PROPERTY, IN
2 THE GENERAL COURSE OF EVENTS, THEY WOULD KEEP YOU ADVISED AS
3 HEAD OF THE GUADALAJARA OFFICE; ISN'T THAT TRUE?

4 A. NOT PARTICULARLY, NO. NOT THEN.

5 Q. DO YOU REMEMBER AT SOME POINT BEING ADVISED THAT MR.
6 COONCE HAD SPOKEN TO JESUS SANCHEZ BARBA SOMETIME IN MAY OF
7 '85, AND JESUS SANCHEZ BARBA TOLD HIM THAT --

8 MR. CARLTON: OBJECTION. HEARSAY.

9 THE COURT: SUSTAINED.

10 BY MR. MEDVENE:

11 Q. WERE YOU AWARE OF ANY INFORMATION DEVELOPED IN THE COURSE
12 OF THE D.E.A.'S INVESTIGATION THAT THIS MAN JESUS SANCHEZ BARBA
13 AT SOME TIME AFTER HIS BROTHER ACQUIRED THE HOUSE IN JANUARY,
14 SHOWED IT TO RAFAEL CARO QUINTERO?

15 MR. CARLTON: OBJECTION TO THE FORM OF THE QUESTION,
16 AND IT'S GETTING IN HEARSAY.

17 THE COURT: COUNSEL, YOU SHOULD AVOID ASSERTING FACTS
18 IN YOUR QUESTION.

19 MR. MEDVENE: YES, SIR.

20 THE COURT: THE OBJECTION IS SUSTAINED.

21 MR. MEDVENE: MAY I APPROACH THE WITNESS, YOUR
22 HONOR, FOR PURPOSES OF SHOWING HIM THE REPORT TO SEE IF IT
23 REFRESHES HIS RECOLLECTION? A D.E.A. REPORT.

24 MR. CARLTON: HE HASN'T TESTIFIED HIS RECOLLECTION
25 NEEDS REFRESHING.

1 THE COURT: THE WITNESS NEEDS TO TESTIFY THAT HIS
2 RECOLLECTION NEEDS REFRESHING.

3 MR. MEDVENE: I'D LIKE TO SHOW THE WITNESS THE REPORT
4 TO SEE IF HE RECALLS HAVING SEEN IT, YOUR HONOR.

5 THE COURT: ALL RIGHT.

6 BY MR. MEDVENE:

7 Q. I PLACED BEFORE YOU, SIR, A DOCUMENT THAT SAYS "PREPARED
8 MAY 17, 1985 BY WILLIAM R. COONCE AT WASHINGTON, D.C." IT IS A
9 ONE-PAGE DOCUMENT.

10 THE MARKS ON THERE, SIR, ARE MINE. THE UNDERLINING
11 IS MINE. I JUST ASK, SIR, IF YOU REMEMBER HAVING EVER SEEN
12 THAT DOCUMENT?

13 A. NO, SIR. I DON'T THINK I EVER SAW THE DOCUMENT.

14 Q. DO YOU REMEMBER EVER RECEIVING FROM WHATEVER SOURCE ANY
15 INFORMATION -- IN THAT DOCUMENT, IN PARTICULAR, ANY INFORMATION
16 THAT MIGHT HAVE DEALT WITH JESUS SANCHEZ BARBA SHOWING THE
17 HOUSE TO CARO QUINTERO?

18 A. YES, SIR.

19 Q. AND ARE YOU REFRESHED NOW THAT IN THE COURSE OF YOUR
20 OFFICE'S INVESTIGATION, IT WAS ASCERTAINED THAT SOMETIME
21 SUBSEQUENT TO THE SALE OF LOPE DE VEGA HOUSE BY MR. ZUNO --

22 MR. CARLTON: I'LL OBJECT WITHOUT A FOUNDATION, YOUR
23 HONOR, TO EVEN ASKING THE QUESTION ON THE GROUNDS THAT IT'S
24 IMPROPER FORM.

25 THE COURT: LET'S HEAR THE QUESTION.

1 BY MR. MEDVENE:

2 Q. LET ME TRY AGAIN.

3 ARE YOU REFRESHED NOW, SIR, THAT --

4 THE COURT: HE DIDN'T LOOK AT THAT TO REFRESH
5 ANYTHING EXCEPT TO DETERMINE WHETHER HE RECALLED IT, WHETHER HE
6 RECALLED EVER HAVING SEEN IT. THAT WAS THE PURPOSE FOR WHICH
7 YOU ASKED TO SHOW IT TO HIM.

8 MR. MEDVENE: ALL RIGHT, SIR.

9 BY MR. MEDVENE:

10 Q. IS IT TRUE, SIR, THAT AS A RESULT OF THE D.E.A.
11 INVESTIGATION, TO YOUR KNOWLEDGE, THEY ASCERTAINED THAT
12 SOMETIME AFTER THE HOUSE HAD BEEN SOLD BY MR. ZUNO, JESUS
13 SANCHEZ BARBA SOMETIME IN JANUARY OF 1985 SHOWED THE HOUSE TO
14 CARO QUINTERO?

15 MR. CARLTON: OBJECTION. LACK OF FOUNDATION.

16 THE COURT: OVERRULED. YOU MAY ANSWER.

17 THE WITNESS: I BELIEVE THAT I LEARNED THAT A HOUSE
18 HAD BEEN SHOWN TO RAFAEL CARO QUINTERO. I'M NOT CERTAIN THAT I
19 KNEW IT WAS JESUS SANCHEZ BARBA THAT SHOWED IT.

20 BY MR. MEDVENE:

21 Q. DOES THAT DOCUMENT REFRESH YOUR RECOLLECTION THAT IT WAS
22 JESUS SANCHEZ BARBA THAT SHOWED IT?

23 A. IT WAS A MEMBER OF THAT FAMILY, SIR, BUT THE NAME, I'M NOT
24 CERTAIN ABOUT THE NAME.

25 Q. JESUS SANCHEZ BARBA OR A MEMBER OF HIS FAMILY; IS THAT

1 WHAT YOU'RE SAYING?

2 A. YES, YES.

3 Q. AND IS IT ALSO TRUE THAT YOU ASCERTAINED IN THE COURSE OF
4 YOUR INVESTIGATION THAT AFTER THAT MEETING, QUINTERO HAD TOLD
5 JESUS SANCHEZ BARBA THAT THE HOUSE --

6 MR. CARLTON: OBJECTION. HEARSAY.

7 BY MR. MEDVENE:

8 Q. -- THAT THE HOUSE SHOULD BE REMODELED BEFORE HE WOULD BE
9 INVOLVED WITH THAT HOUSE?

10 MR. CARLTON: I REITERATE THE HEARSAY OBJECTION, YOUR
11 HONOR.

12 THE COURT: SUSTAINED.

13 BY MR. MEDVENE:

14 Q. YOU DID ASCERTAIN, DID YOU NOT, SIR, IN THE COURSE OF YOUR
15 INVESTIGATION THAT SOMETIME AFTER THE SALE OF THE HOUSE BY
16 MR. ZUNO SOMETIME IN JANUARY, THERE WERE EXTENSIVE REPAIRS AND
17 REMODELING DONE TO THE LOPE DE VEGA HOUSE DONE THROUGH JESUS
18 SANCHEZ BARBA?

19 MR. CARLTON: OBJECTION. LACK OF FOUNDATION. CALLS
20 FOR HEARSAY.

21 THE COURT: OVERRULED.

22 BY MR. MEDVENE:

23 Q. IS THAT TRUE, SIR?

24 A. THE INVESTIGATION REVEALED THAT; I DIDN'T.

25 Q. BUT THE INVESTIGATION REVEALED IT; IS THAT CORRECT, SIR?

1 MR. CARLTON: OBJECTION. MOVE TO STRIKE.

2 THE COURT: OVERRULED.

3 BY MR. MEDVENE:

4 Q. THE INVESTIGATION REVEALED THAT; IS THAT CORRECT?

5 A. AS FAR AS I KNOW, YES, SIR.

6 MR. MEDVENE: IF THE COURT PLEASE, THE WITNESS, I
7 UNDERSTAND, IS FROM A DISTANCE. MAY I TAKE ONE MINUTE TO GO
8 OUTSIDE THE DIRECT FOR PURPOSES OF JUST INTRODUCING TWO
9 DOCUMENTS?

10 THE COURT: IF IT'S BRIEF, I'LL PERMIT IT.

11 MR. MEDVENE: YES, SIR. IT WILL BE BRIEF.

12 BY MR. MEDVENE:

13 Q. IN CONNECTION WITH THE ZACATECAS INVESTIGATION YOU TOLD US
14 ABOUT YOUR FIRST TIME HERE, YOU PREPARED OR CO-SIGNED ON
15 CERTAIN REPORTS; IS THAT CORRECT?

16 A. YES, IT IS.

17 Q. MAY I APPROACH, YOUR HONOR? I APPROACH WITH WHAT HAS BEEN
18 MARKED G AND WHAT HAS BEEN MARKED H.

19 G, SIR, PURPORTS TO BE A DOCUMENT PREPARED JANUARY
20 13, 1984, SIGNED BY ENRIQUE CAMARENA AND YOURSELF.

21 AND LET'S TALK ABOUT THAT DOCUMENT FIRST AND THEN
22 WE'LL TALKING ABOUT H. JUST BRIEFLY, WHAT IS G?

23 A. IT IS A D.E.A.-6, WHICH IS A DRUG ENFORCEMENT
24 ADMINISTRATION REPORT OF INVESTIGATION, AND IT IS CONCERNING
25 THE LOCATION OF LARGE MARIJUANA FIELDS IN THE STATE OF

1 ZACATECAS, MEXICO, PREPARED AND SIGNED BY SPECIAL AGENT ENRIQUE
2 CAMARENA, AND I APPROVED IT.

3 Q. DOES THAT PURPORT TO LIST SOME TEN GROUPS THAT WERE THE
4 CULTIVATORS OF MARIJUANA IN ZACATECAS IN 1984?

5 MR. CARLTON: HEARSAY, YOUR HONOR.

6 THE COURT: OVERRULED.

7 THE WITNESS: IT IS A REPORT COMPILED OF INFORMATION
8 GIVEN TO US BY INFORMANTS THAT PURPORT TO CONTAIN MEMBERS OF
9 GROUPS OF CULTIVATORS IN ZACATECAS.

10 BY MR. MEDVENE:

11 Q. YES. AND YOU ALSO HAVE BEFORE YOU WHAT HAS BEEN MARKED H.
12 THAT'S WRITTEN IN LONGHAND. IS THAT YOUR HAND?

13 A. IT'S BLOCK LETTERS. IT IS MY HANDWRITING.

14 Q. WHAT DOES THAT PURPORT TO BE?

15 A. THIS IS A HANDWRITTEN -- SEVERAL HANDWRITTEN PAGES OF
16 INFORMATION THAT I TURNED OVER TO THE MEXICAN AUTHORITIES
17 BEFORE THE RAIDS IN ZACATECAS IN MAY OF 1984.

18 Q. WHAT DOES IT PURPORT TO LIST; THE FINANCIERS?

19 A. THE FINANCIERS, FOREMEN, LOCATIONS, THEN SOME MORE
20 INFORMATION HERE ABOUT PEOPLE INVOLVED, AND SOME OF THE
21 GROWERS.

22 MR. MEDVENE: THANK YOU, SIR. I WOULD MOVE INTO
23 EVIDENCE G AND H, YOUR HONOR.

24 MR. CARLTON: OBJECTION TO HEARSAY, YOUR HONOR.

25 THE COURT: OBJECTION SUSTAINED.

1 BY MR. MEDVENE:

2 Q. WITH RESPECT TO G, THE D.E.A. REPORT, A LISTING OF THE
3 MARIJUANA GROWERS, MR. ZUNO IS NOT LISTED; IS THAT CORRECT?

4 MR. CARLTON: OBJECTION. CALLS FOR A REPEAT --

5 THE COURT: OVERRULED.

6 BY MR. MEDVENE:

7 Q. IS THAT CORRECT?

8 A. NO, HE'S NOT.

9 Q. LET'S TALK ABOUT H, FINANCIERS, FOREMEN, WHATEVER ELSE YOU
10 SAID, HAVING TO DO WITH THESE DRUGS.

11 NO MR. ZUNO; IS THAT CORRECT?

12 A. THAT IS CORRECT.

13 MR. MEDVENE: THANK YOU, SIR. NOTHING MORE, YOUR
14 HONOR.

15 THE COURT: ALL RIGHT.

16 MR. MEDRANO: MAY WE HAVE JUST ONE MOMENT, YOUR
17 HONOR?

18 THE COURT: YES. DO YOU HAVE SOME QUESTIONS OF THIS
19 WITNESS?

20 CROSS-EXAMINATION +

21 BY MR. STOLAR:

22 Q. JUAN RAMON MATTA OR MATTA BALLESTEROS' NAME IS ALSO NOT
23 LISTED AS BEING A GROWER OR FINANCIER IN CONNECTION WITH THE
24 THE MARIJUANA THAT FIELDS; IS IT?

25 A. NO, SIR.

1 Q. AND IN CONNECTION WITH THE ZACATECAS -- WELL, WITHDRAWN.
2 WHEN AGENT CAMARENA -- YOU SAY YOU SUPERVISED HIM; IS
3 THAT RIGHT? THAT WAS YOUR DIRECT TESTIMONY HERE?

4 A. YES, IT WAS.

5 Q. WHEN HE WORKED ON CASES, HE PREPARED REPORTS; DID HE NOT?
6 D.E.A.-6'S, LIKE YOU'VE SPOKEN ABOUT?

7 A. MOST OF THE TIME.

8 Q. OKAY. AND YOU WOULD CO-SIGN -- YOU WOULD BE THE APPROVER?
9 BOX 14 SAYS "APPROVED BY"; IS THAT RIGHT?

10 A. YES.

11 Q. ONE OF THE THINGS YOU WOULD CHECK WOULD BE TO MAKE SURE
12 THAT HE GOT THE CORRECT FILE TITLE AND FILE NUMBER AND THINGS
13 OF THAT NATURE?

14 A. YES, SIR.

15 Q. AND THESE REPORTS OF DIFFERENT INVESTIGATIONS ALL HAD
16 DIFFERENT FILE TITLES, OR SOME OF THEM DID; IS THAT RIGHT?

17 A. YES.

18 Q. FOR EXAMPLE, THE FILE COULD BE CALLED JUAN JOSE QUINTERO
19 PEYEZ, ET AL., AND THAT WAS ONE CASE, IS THAT RIGHT?

20 A. IT COULD BE.

21 Q. OTHER FILES COULD BE DONE CALLED "OPERATION CHICKLET"; IS
22 THAT RIGHT?

23 A. YES.

24 Q. CAN YOU TELL US BY YOUR MEMORY, IF YOU HAVE, THE DIFFERENT
25 FILE NAMES, DIFFERENT FILE TITLES OF THE CASES THAT WERE WORKED

1 ON BY AGENT CAMARENA?

2 MR. CARLTON: OBJECTION, YOUR HONOR. BEYOND THE
3 SCOPE AND LACK OF RELEVANCE.

4 MR. STOLAR: IT'S PERFECTLY RELEVANT.

5 THE COURT: OVERRULED.

6 THE WITNESS: I CANNOT POSSIBLY REMEMBER ALL THE FILE
7 TITLES, SIR.

8 BY MR. STOLAR:

9 Q. IF I SHOWED YOU A NUMBER OF AGENT CAMARENA'S 6'S THAT YOU
10 CO-SIGNED WHICH, UNFORTUNATELY, HAVE THE FILE TITLES BLACKED
11 OUT ON THEM, DO YOU THINK THAT MIGHT HELP YOU REMEMBER SOME OF
12 THEM?

13 THE COURT: IT MIGHT.

14 MR. STOLAR: WITH YOUR PERMISSION, JUDGE.

15 THE COURT: ALL RIGHT.

16 (DOCUMENTS TENDERED TO THE WITNESS.)

17 BY MR. STOLAR:

18 Q. AS YOU GO THROUGH, IF YOU WOULD, IF ONE OF THEM JUMPS OUT
19 AT YOU, STATE THAT.

20 (WITNESS REVIEWING DOCUMENTS.)

21 A. WELL, THERE ARE SEVERAL DIFFERENT CASES.

22 Q. SEVERAL DIFFERENT CASES?

23 A. YES.

24 Q. DO YOU REMEMBER ANY OF THE TITLES?

25 A. I BELIEVE ONE OF THEM WOULD HAVE BEEN ENTITLED *MANUEL

1 CHAVEZ".

2 Q. RIGHT.

3 A. I BELIEVE THAT THIS ONE WAS PROBABLY ENTITLED "RAFAEL CARO
4 QUINTERO".

5 THERE ARE A COUPLE HERE THAT I CANNOT RECALL EXACTLY
6 WHAT THE FILE TITLE WOULD HAVE BEEN.

7 Q. BUT IT WOULDN'T BE ONE OF THE FOUR THAT YOU KNOW ABOUT,
8 RIGHT, IT WOULD BE SOMETHING DIFFERENT THAN THE ONES WE KNOW
9 ABOUT NOW. OPERATION CHICKLET, JUAN JOSE QUINTERO PEYEZ,
10 RAFAEL QUINTERO, AND SO FORTH. WE HAVE IDENTIFIED FOUR
11 DIFFERENT FILE TITLES?

12 A. I THINK I IDENTIFIED TWO FOR YOU. I DID ACTUALLY IDENTIFY
13 TWO FOR YOU.

14 Q. OKAY.

15 THE COURT: WE'LL TAKE OUR NOON RECESS AND THE
16 WITNESS CAN LOOK OVER THESE EXHIBITS AND YOU CAN RESUME YOUR
17 QUESTIONING AT 1:30.

18 THE CLERK: PLEASE RISE.

19 (JURY EXCUSED.)

20 (COURT STANDS IN RECESS UNTIL 1:30 P.M.)

5

21

22

23

24

25

1 LOS ANGELES + CALIFORNIA, FRIDAY, JUNE 8, 1990
2 + 1:30 P.M.

3 (JURY ABSENT:)

4 THE COURT: LET THE RECORD SHOW THE COURT HAS CONVENED
5 OUTSIDE THE PRESENCE OF THE JURY WITH ALL COUNSEL AND
6 DEFENDANTS PRESENT.

7 MR. MEDVENE: THANK YOU VERY MUCH, YOUR HONOR.

8 THE COURT: THIS BETTER BE GOOD.

9 MR. MEDVENE: YES.

10 THE COURT: WHAT IS THE NEED FOR THIS?

11 MR. MEDVENE: THE GOVERNMENT JUST GAVE US, WITHIN THE
12 LAST FIVE MINUTES, A TWO-PAGE DOCUMENT THAT THEY INDICATED MR.
13 KUYKENDALL HAD IN HIS FILE THAT HAS A LIST OF NAMES THAT THEY
14 INDICATED MR. KUYKENDALL WROTE OUT IMMEDIATELY AFTER THE --

15 THE COURT: WILL YOU GET TO THE POINT.

16 MR. MEDVENE: IMMEDIATELY AFTER THE ABDUCTION.

17 THE COURT: YES.

18 MR. MEDVENE: IT HAS MR. ZUNO'S NAME IN IT. WE HAD
19 NEVER HAD THAT.

20 THEY TOLD US THE BASIS FOR THAT WAS THAT IN 1982,
21 THERE WAS INCIDENT UNRELATED TO THIS CASE ABOUT AN AIRCRAFT, OR
22 AN AIRCRAFT COMING IN FROM TEXAS. AND THEY TOLD US THAT THEY
23 INTENDED, IF YOUR HONOR PERMITTED, TO GET INTO THE FACT THAT
24 MR. KUYKENDALL HAD MADE UP -- EVEN THOUGH HE'S TESTIFIED ON THE
25 STAND THAT IN 86 THERE WAS NO EVIDENCE AGAINST MR. ZUNO, THAT

1 HE MADE UP A LIST OF SUSPECTS, WHICH IS A HEARSAY LIST. HE
2 MADE THIS UP IN 85 SOMETIME.

3 I WOULD SAY, YOUR HONOR, THAT THEY SHOULD NOT BE
4 PERMITTED TO ASK QUESTIONS ABOUT THIS LIST, BECAUSE IT'S NOT
5 ONLY HEARSAY, BUT THE TIMING OF TRYING TO GET INTO OR FORCING
6 US TO GET INTO SOME INCIDENT IN 82 HAVING TO DO WITH A PLANE IS
7 NOT RELEVANT. IT'S NOT RELEVANT BECAUSE MR. KUYKENDALL HAS
8 ALREADY TESTIFIED THAT THEY HAD NO EVIDENCE.

9 ALL WE ASKED ABOUT WAS, IN 86: DID YOU HAVE ANY
10 EVIDENCE AGAIN HIM?

11 AND HE SAID, "WE HAD NO EVIDENCE AGAINST HIM."

12 SO IT WOULD BE HIGHLY PREJUDICIAL AND MISLEADING,
13 WHETHER HE WAS EVER A SUSPECT OR NOT. I THINK THEY HAD NO
14 EVIDENCE AGAINST HIM IN 86.

15 SO IT'S NOT RELEVANT ON THE TIME PERIOD, IT'S A
16 HEARSAY STATEMENT, IT'S THE FIRST TIME WE'VE GOTTEN THESE
17 D.E.A. REPORTS, YOUR HONOR, DATED FEBRUARY 26 OF 82, HAVING TO
18 DO WITH MR. ZUNO AND HIS PLANE AND COMING BACK AND FORTH INTO
19 THIS COUNTRY, HAVING NOTHING TO DO WITH THIS INCIDENT --

20 THE COURT: COUNSEL, YOU'RE RAMBLING. I HAVE NO IDEA
21 WHAT YOU'RE TALKING ABOUT.

22 MR. CARLTON: MAY I EXPLAIN, YOUR HONOR?

23 THE COURT: YES, PLEASE EXPLAIN.

24 MR. CARLTON: WHAT COUNSEL IS TALKING ABOUT IS A
25 HANDWRITTEN LIST PREPARED BY MR. KUYKENDALL IN FEBRUARY OF

1 1985, JUST JOTTING DOWN IDEAS ABOUT THE CAMARENA INVESTIGATION,
2 INCLUDING NAMES OF SOME PEOPLE HE THOUGHT MIGHT BE SUSPECTS.
3 INCLUDED ON THAT LIST IS THE NAME RUBEN ZUNO ARCE.

4 NOW, THIS IS THE DOCUMENT THAT WAS MAINTAINED IN MR.
5 KUYKENDALL'S PERSONAL FILES ALL THIS TIME.

6 THIS INFORMATION WAS NOT ELICITED ON DIRECT TESTIMONY
7 FROM MR. KUYKENDALL, NOR ON HIS RECALLING TODAY. WE BELIEVE
8 THAT IT WAS OPENED UP AGAINST OUR OBJECTIONS WHEN MR. MEDVENE
9 INQUIRED AS TO WHETHER THERE WAS ANY EVIDENCE THAT MR. CAMARENA
10 WAS A SUSPECT.

11 MR. MEDVENE: NO, I DIDN'T ASK THAT QUESTION.

12 THE COURT: JUST A MOMENT.

13 MR. CARLTON: I'M SORRY: MR. ZUNO WAS A SUSPECT IN
14 MR. CAMARENA'S ABDUCTION.

15 NOW, IN ORDER FOR THAT TO STAND -- THAT IS MISLEADING
16 IN LIGHT OF THE EVIDENCE THAT WE HAVE HERE THAT IN FACT --

17 THE COURT: JUST A MINUTE.

18 MR. CARLTON: YES.

19 THE COURT: I THINK THAT I CAN RESOLVE THIS.

20 THE DOCUMENT THAT WAS REFERRED TO EARLIER BY THIS
21 WITNESS AND ABOUT WHICH HE WAS QUESTIONED RELATED SPECIFICALLY
22 AS TO THE ZACATECAS MARIJUANA FIELDS, WHICH IS A PART OF THE
23 HEART OF YOUR CASE HERE, THAT THE TAKING OVER OF THAT FIELD AND
24 THE DESTRUCTION OF IT FORMED THE RETALIATORY MOTIVE OF THE
25 DEFENDANTS AND THE DEFENDANTS' -- AND THIS CARTEL TO RETALIATE

1 OR, RATHER, TO GET EVEN AND TO RETALIATE AGAINST THE D.E.A. AND
2 MR. CAMARENA.

3 BECAUSE IT'S WHAT IT IS, I THINK IT WAS APPROPRIATE
4 FOR THE DEFENSE COUNSEL TO ELICIT THE FACT THAT, OF THE PEOPLE
5 DESIGNATED ON THAT LIST, THAT HIS CLIENT'S NAME WAS NOT ON IT.

6 NOW, WHAT YOU'RE OFFERING IS A SUSPICION BY THIS
7 WITNESS. YOU COULD NOT ASK HIM DIRECTLY IF HE SUSPECTED MR.
8 ZUNO. THAT IS AN IMPROPER QUESTION. IF YOU HAD EVIDENCE
9 AGAINST HIM, YES.

10 THIS LIST THAT YOU'RE TALKING ABOUT YOU SAY IS A LIST
11 OF SUSPECTS THAT HE BELIEVED MIGHT BE INVOLVED.

12 MR. CARLTON: WELL, THERE'S A BASIS FOR HIS BELIEF.

13 THE COURT: WHAT?

14 MR. CARLTON: THERE'S A BASIS FOR HIS BELIEF, YOUR
15 HONOR.

16 THE COURT: THEN YOU CAN PRODUCE THE BASIS AND
17 INTRODUCE THAT, BUT I DON'T THINK THAT YOU CAN INTRODUCE THE
18 FACT THAT HE WAS A SUSPECT IN THIS WITNESS'S MIND.

19 MR. CARLTON: WELL, THE WITNESS HAS TESTIFIED IN
20 RESPONSE TO MR. MEDVENE'S CROSS-EXAMINATION THAT THERE WAS NO
21 EVIDENCE THAT MR. ZUNO WAS A SUSPECT IN THE CAMARENA --

22 MR. MEDVENE: I DIDN'T ASK THAT QUESTION, JUDGE. I'LL
23 TELL YOU --

24 MR. CARLTON: OH, YES, HE DID.

25 THE MEDVENE: -- I ASKED, "DID YOU HAVE EVIDENCE THAT

1 HE WAS INVOLVED IN THE PLANNING OF CAMARENA?" (AS STATED.) AND
2 THE WITNESS SAID NO.

3 THAT HAS NOTHING TO DO WITH THIS.

4 THE COURT: ALL RIGHT. THE OBJECTION WILL BE
5 SUSTAINED.

6 MR. MEDVENE: THANK YOU, YOUR HONOR.

7 EXCUSE ME. THERE'S ONE MORE QUESTION THAT WE WANT TO
8 ASK.

9 WE UNDERSTAND -- AND WE ASK WITH DUE DEFERENCE TO ONE
10 OF THE DEFENSE COUNSEL, BUT -- THAT HE WAS GOING AS TO ASK,
11 "DID YOU MAKE A LIST UP OF SUSPECTS TO SHOW THAT MATTA'S NAME
12 WASN'T MENTIONED?"

13 I APOLOGIZE TO DEFENSE COUNSEL.

14 WE DON'T THINK COUNSEL SHOULD ASK: DID HE MAKE A LIST
15 UP?

16 IF COUNSEL WANTS TO ASK, "WAS MATTA A SUSPECT IN 82?",
17 WE OBVIOUSLY HAVE NO CONCERN WITH THAT; BUT NOT IF HE MADE UP A
18 LIST, BECAUSE AFRAID IT WILL OPEN UP THIS LIST, AND THAT'S
19 IMPROPER.

20 SO WE'RE ASKING NOW --

21 MR. STOLAR: I HAD INTENDED AND DO INTEND TO ASK THE
22 WITNESS WHETHER, SHORTLY AFTER AGENT CAMARENA DISAPPEARED, DID
23 THE WITNESS JOT DOWN IN PERSONAL NOTES THAT LIST OF POSSIBLE
24 SUSPECTS AND POSSIBLE PLACES TO GO LOOK. I EXPECT THE ANSWER
25 TO THAT WILL BE YES.

1 I WILL THEN ASK HIM, "MR. MATTA'S NAME IS NOT ON THAT
2 LIST, IS IT?"

3 I EXPECT THE ANSWER TO BE NO.

4 THAT'S THE TWO QUESTIONS I INTEND TO ASK.

5 MR. MEDVENE: IF THAT'S OTHERWISE PROPER, IT SEEMS TO
6 ME ALL THAT COUNSEL HAS TO ASK IS, "DID YOU HAVE IN MIND A
7 LIST, AND WAS MR. MATTA'S NAME ON IT? "

8 THE COURT: THE QUESTIONS HE'S GOING ASK ARE
9 APPROPRIATE.

10 MR. CARLTON: NOW, ONE LAST POINT, YOUR HONOR.

11 I ANTICIPATE -- MAYBE MR. MEDRANO CAN TELL ME IF MY
12 INFORMATION IS INCORRECT -- THAT ON CLOSING ARGUMENT THEY'RE
13 GOING TO SEEK TO ARGUE THAT MR. ZUNO ARCE WASN'T EVEN A SUSPECT
14 UNTIL 89, THAT HE WAS QUESTIONED BY MR. KUYKENDALL IN SEPTEMBER
15 OF 1986 AND LET GOT BECAUSE NO ONE HAD ANY EVIDENCE OR
16 SUSPICIONS AGAINST HIM.

17 AND THE POINT OF ALL OF THIS IS THAT THAT'S NOT TRUE,
18 THAT HE WAS A SUSPECT TO MR. KUYKENDALL AND THERE WAS A REASON
19 FOR THAT.

20 THE COURT: WELL, YOU CANNOT ELICIT FROM THIS WITNESS
21 WHETHER OR NOT A DEFENDANT WAS SUSPECT. THAT IS NOT EVIDENCE
22 OF GUILT. THAT IS ONLY EVIDENCE OF THE WITNESS'S BELIEF.

23 MR. MEDVENE: THANK YOU.

24 MR. MEDRANO: YOUR HONOR, THEN AT THIS TIME, MAY WE
25 RESPECTFULLY ASK THAT YOU STRIKE THE CROSS-EXAMINATION BY MR.

1 MEDVENE, WHERE HE ELICITED EXACTLY THAT FROM MR. KUYKENDALL.

2 HE ASKED HIM, "IN SEPTEMBER 86, IN YOUR MIND, WAS ZUNO
3 A SUSPECT?"

4 AND OVER OUR OBJECTION, YOU ALLOWED HIM TO ANSWER,
5 "YES."

6 MR. MEDVENE: I DIDN'T ASK HIM THAT.

7 MR. MEDRANO: PARDON ME. "NO."

8 SO WE WOULD ASK, YOUR HONOR, THAT THAT PORTION AND
9 THOSE ANSWERS BE STRICKEN. OTHERWISE, AT CLOSING ARGUMENT,
10 HE'S GOING TO ARGUE THAT HE WAS NEVER A SUSPECT.

11 MR. MEDVENE: I SAID HE DIDN'T HAVE --

12 THE COURT: JUST A MOMENT. WAIT UNTIL THE TRANSCRIPT
13 IS PRODUCED AND WE'LL LOOK AT THE QUESTIONS AND THE ANSWERS.
14 THEN YOU CAN MAKE THE PROPER MOTION.

15 MR. MEDRANO: VERY WELL, YOUR HONOR.

16 THE COURT: LET'S GET THE JURY HERE.

17 AND, COUNSEL, IF YOU'RE INTENDING TO GO MUCH FURTHER
18 WITH THIS WITNESS, HE WAS BASICALLY CALLED AS A FOUNDATION
19 WITNESS AND TO DISCUSS THIS CONVERSATION HE HAD WITH MR. ZUNO.
20 I DON'T WANT TO GET INTO YOUR CASE AT THIS POINT.

21 I WOULD ASK YOU TO DEFER IF THIS IS GOING TO BE MUCH
22 LONGER. ALL RIGHT? THEN YOU CAN HAVE A CHANCE TO CALL HIM AS
23 YOUR OWN WITNESS.

24 MR. STOLAR: IF HE'D BEEN AVAILABLE, I GUESS I COULD,
25 IF HE'D BE WILLING TO TALK AFTERWARDS.

1 I'LL KEEP IT SHORT. ALL RIGHT?

2 THE COURT: KEEP IT SHORT.

3 MR. MEDVENE: IF THE COURT PLEASE, COUNSEL HAS JUST
4 TOLD ME THEY PLAN TO GO INTO AN 82 PLANE INCIDENT WITH MR. ZUNO
5 ABOUT "DID HE FLY A PLANE INTO TEXAS" THAT HAS NO RELEVANCE TO
6 THIS CASE, AND IT'S AN ACT THEY'VE JUST TOLD US ABOUT.

7 YOU'VE BEEN REAL STRONG AGAINST US ON TIMING.

8 THEY HAVE A D.E.A. REPORT IN 82 ABOUT MR. ZUNO FLYING
9 A PLANE INTO TEXAS AND SOME ALLEGATIONS ABOUT PHYSICAL THINGS..
10 THEY TOOK THIS AS A REPORT. THEY DIDN'T ASK ANYBODY ELSE ABOUT
11 IT.

12 ONE, TIMELINESS: THEY'D SURE HAVE TO GO FURTHER IF
13 IT'S A STATE STANDARD.

14 TWO, IT'S AN 82 INCIDENT, HAVING NOTHING TO DO WITH
15 THE KIDNAPPING, NOTHING TO DO WITH ANYTHING.

16 I DON'T THINK THEY SHOULD ASK IT.

17 MR. CARLTON: YOUR HONOR, THIS IS DIRECTLY RELEVANT TO
18 THE ISSUE THAT WE JUST TALKED ABOUT.

19 THE COURT: WHAT IS IT THAT --

20 MR. CARLTON: IT'S ELICITED. IT OPENED UP ON
21 CROSS-EXAMINATION.

22 THE INCIDENT IS THAT IN 1982 SPECIAL AGENT CAMARENA
23 PLACED A LOOKOUT ON MR. ZUNO'S AIRCRAFT, A TEX LOOKOUT, WHICH
24 MEANT THAT HIS NAME WAS THEN IN THE CUSTOMS COMPUTER WHEN HE
25 CAME INTO THE UNITED STATES. NOW, APPARENTLY, MR. ZUNO WAS

1 STOPPED AS A RESULT OF THAT TEX LOOKOUT.

2 IN MAY OF -- APRIL OF 1982, AN INDIVIDUAL CAME INTO
3 THE D.E.A. OFFICE IN GUADALAJARA CLAIMING TO MR. KUYKENDALL AND
4 MR. CAMARENA THAT HE HAD JUST RECEIVED A TELEPHONE CALL FROM
5 MR. ZUNO THREATENING TO KILL HIM, KILL HIS SON, BECAUSE ZUNO
6 WAS SURE THAT HE WAS THE D.E.A. INFORMANT WHO HAD PUT HIS NAME
7 IN THE TEX LOOKOUT.

8 AND WHEN THIS INDIVIDUAL ASKED MR. ZUNO WHY HE HAD
9 DONE THAT, HE SAID, QUOTE/UNQUOTE, "ASK AGENT CAMARENA."

10 THIS IS 1982. AND THAT'S WHY HE WAS A SUSPECT COME
11 FEBRUARY OF 1985.

12 MR. MEDVENE: IT'S THE RANKEST HEARSAY, HAVING NOTHING
13 TO DO WITH THIS --

14 THE COURT: CALM DOWN.

15 MR. CARLTON: WE NEVER ELICITED THIS ON DIRECT. THIS
16 WAS NOT PART OF THE --

17 THE COURT: AND YOU'RE NOT GOING ELICIT IT NOW.

18 MR. CARLTON: ALL RIGHT.

19 THE COURT: BRING THE JURY IN.

20 THE CLERK: PLEASE RISE.

21 (JURY PRESENT:)

22 THE COURT: YOU MAY CONTINUE.

23
24 JAMES KUYKENDALL + PLAINTIFF'S WITNESS, PREVIOUSLY SWORN

25 CROSS-EXAMINATION + (RESUMED)

1 BY MR. STOLAR:

2 Q GOOD AFTERNOON, MR. KUYKENDALL. BEFORE WE BROKE FOR LUNCH,
3 I ASKED YOU TO LOOK THROUGH A SERIES OF D.E.A.-6'S ON VARIOUS
4 SPECIFICATIONS THAT HAD BEEN FILED BY AGENT CAMARENA AND
5 COUNTERSIGNED BY YOU. AND YOU ALSO LOOKED THROUGH THEM DURING
6 THE LUNCHEON RECESS FOR A BRIEF AMOUNT OF TIME; IS THAT RIGHT?

7 A YES, I DID.

8 Q ON ANY OF THOSE FILE TITLES, ON ALL OF THE REPORTS THAT
9 AGENT CAMARENA DID, WERE ANY OF THOSE FILE TITLES "JUAN RAMON
10 MATTA" OR "JUAN RAMON MATTA BALLESTEROS"?

11 A NOT THE ONES YOU SHOWED ME; NO, SIR.

12 Q NOW, IS IT TRUE THAT SHORTLY AFTER AGENT CAMARENA
13 DISAPPEARED, FOR YOUR OWN PERSONAL USE YOU JOTTED DOWN A LIST
14 OF HOT PEOPLE YOU CONSIDERED POSSIBLE SUSPECTS OR PLACES THAT
15 YOU MIGHT POSSIBLY WANT TO GO LOOK?

16 A PEOPLE IN GROUPS.

17 Q PEOPLE IN GROUPS. DOES THE NAME JUAN RAMON MATTA OR JUAN
18 RAMON MATTA BALLESTEROS APPEAR ON YOUR LIST?

19 A NO.

20 Q YOU INDICATED YOU HAD LISTENED TO COPIAS 2 AND 4 AND
21 IDENTIFIED AGENT CAMARENA ON IT; IS THAT RIGHT?

22 A YES.

23 Q DID YOU EVER LISTEN TO COPIAS 1, 3 AND 5?

24 A YES.

25 Q IS AGENT CAMARENA'S VOICE ON THOSE?

1 A YES.

2 Q IS RAFAEL CARO QUINTERO'S VOICE ON THOSE?

3 A I DON'T KNOW.

4 Q WERE YOU ABLE TO RECOGNIZE ANY OTHER VOICES ON IT?

5 A YES.

6 Q NOW, FINALLY, THE D.E.A. OFFICE IN GUADALAJARA HAD A RADIO
7 COMMUNICATION SYSTEM, DID IT NOT?

8 A YES.

9 Q WERE YOU AWARE THAT ANY OF THE MARIJUANA TRAFFICKERS HAD
10 THE FREQUENCIES AND WERE LISTENING TO THE COMMUNICATIONS.

11 MR. CARLTON: OBJECTION. BEYOND THE SCOPE.

12 MR. STOLAR: LAST QUESTION.

13 THE COURT: OVERRULED.

14 THE WITNESS: WE HAD HEARD RUMORS OF THAT. WE WEREN'T
15 CERTAIN.

16 MR. STOLAR: THANK YOU. I HAVE NOTHING FURTHER AT
17 THIS TIME.

18 MR. MEZA: A COUPLE OF QUESTIONS.

19 CROSS-EXAMINATION +

20 BY MR. MEZA:

21 Q IN COPIAS 2 AND 4, THE NAME OF THE PERSON THAT YOU WERE
22 FRIENDS WITH, WHAT WAS THE NAME THAT WAS REFERRED TO ON THE
23 TAPE?

24 A I DON'T BELIEVE THE NAME WAS ON THERE, SIR. I DON'T KNOW
25 THE NAME IS ON THERE.

1 Q IT'S A NICKNAME; RIGHT? YOU SAID THERE WAS A REFERENCE TO
2 A FRIEND?

3 A I THINK THERE WERE REFERENCES TO TWO FRIENDS, SIR.

4 Q HOW WERE THEY REFERRED TO ON THE TAPES?

5 A ONE WAS REFERRED TO AS THE MAYOR OF A VILLAGE. THE OTHER
6 ONE, I THINK HIS NAME IS ON THERE, LAST NAME.

7 Q OKAY. WHAT WAS THAT NAME?

8 A OLIVEROS.

9 Q WOULD YOU SPELL IT: O L I --

10 A V E R O S.

11 Q NOW, YOU TOLD US YOU FOLLOWED A ROUTE WHICH WAS DESCRIBED
12 ON TAPE. WHEN DID YOU FOLLOW THAT ROUTE?

13 A WHILE I WAS STILL STATIONED IN GUADALAJARA. I LEFT THERE
14 THE END OF SEPTEMBER 1985.

15 Q OKAY. SO SOMETIME BETWEEN AUGUST AND SEPTEMBER OF 85; IS
16 THAT RIGHT?

17 A RIGHT.

18 Q WHEN DID YOU LISTEN TO THE TAPE FIRST?

19 A I LISTENED TO THE TAPES FIRST ON AUGUST THE 30TH 1985.

20 Q IN WASHINGTON?

21 A IN WASHINGTON.

22 Q THEN YOU RETURNED AND FOLLOWED THE ROUTE?

23 A RIGHT. I WASN'T TRANSFERRED OUT UNTIL THE END OF SEPTEMBER
24 1985, AND I RETURNED ON ANOTHER OCCASION WITH SOME ASSISTANT
25 UNITED STATES ATTORNEYS AND FOLLOWED THE ROUTE AGAIN.

1 Q NOW, HOW FAR IS IT -- DIRECTING YOUR ATTENTION TO EXHIBIT
2 84, HOW FAR IS IT, ROUGHLY, FROM WHERE YOU HAVE LOPE DE VEGA
3 INDICATED TO THE DESIGNATION OF FONSECA'S HOUSE? HOW FAR IS
4 IT?

5 A BETWEEN TWO TO THREE MILES, I THINK. TWO MILES, TWO AND A
6 HALF MILES.

7 Q WHERE'S THE AMERICAN CONSULATE IN RELATIONSHIP TO THE LOPE
8 DE VEGA HOUSE?

9 A WELL, RETURNING ON MARIANO OTERO IN THE OPPOSITE DIRECTION
10 FROM WHICH THE ARROWS ARE POINTING.

11 Q YOU'D BE HEADING EAST?

12 A HEADING EAST, CORRECT. YOU WOULD TRAVEL SOME THREE BLOCKS
13 AND REACH ANOTHER TRAFFIC CIRCLE, WHICH WOULD INTERSECT --
14 SEVERAL STREETS INTERSECT WITH THAT, COME INTO THAT TRAFFIC
15 CIRCLE. ONE OF THEM IS CHAPULTEPEC AVENUE.

16 YOU WOULD MAKE A LEFT ON CHAPULTEPEC AVENUE AND TRAVEL
17 ABOUT FOUR BLOCKS, I SUPPOSE, AND YOU WOULD MEET LIBERTAD AND
18 TURN TO THE RIGHT ON LIBERTAD AND GO A BLOCK.

19 Q ALL RIGHT. THE TROUBLE THAT THE AGENTS -- THAT AGENT
20 CAMARENA MENTIONED CONCERNING THE PAYCHECKS, YOU WERE AWARE OF
21 THAT; CORRECT?

22 A YES.

23 Q ALL RIGHT. DID HE EVER COME TO YOU FOR ANY MONEY?

24 A NO.

25 Q DID YOU LOAN HIM ANY MONEY?

1 A NO.

2 Q THE TAPES THAT YOU RECEIVED IN AUGUST, YOU WERE AWARE THAT
3 THERE WERE TAPES IN EXISTENCE PRIOR TO YOUR RECEIPT OF THEM;
4 ISN'T THAT RIGHT?

5 A YES.

6 Q AND WHEN WERE YOU FIRST MADE AWARE OF THE EXISTENCE OF
7 THESE TAPES?

8 A APRIL THE -- (PAUSE.)

9 Q 12TH.

10 A 12TH? 11TH OR 12TH, OR RIGHT AFTER, YES.

11 Q YOU WERE IN MEXICO CITY, WERE YOU NOT, WHEN YOU FIRST
12 RECEIVED THE INFORMATION?

13 A NO. I WAS IN GUADALAJARA.

14 Q AND WHEN YOU RECEIVED THE INFORMATION CONCERNING THE
15 POSSIBLE EXISTENCE OF TAPES, YOU FLEW TO MEXICO CITY; IS THAT
16 RIGHT?

17 A THAT'S RIGHT.

18 Q AND YOU WENT WITH MR. KUNTZ (PHONETIC)?

19 A I ACCOMPANIED HIM. YES, I DID.

20 Q WHEN YOU GOT TO MEXICO CITY, YOU MET WITH MR. WHITE, DID
21 YOU NOT?

22 A YES, I DID.

23 Q AND YOU DISCUSSED WITH HIM THE POSSIBLE EXISTENCE OF THESE
24 TAPES?

25 A THAT'S CORRECT.

1 Q AND HE SHOWED YOU A DOCUMENT, DID HE NOT, THAT CONCERNED
2 THE POSSIBLE EXISTENCE OF THESE TAPES?

3 A I DON'T RECALL NOW IF I ACTUALLY SAW A DOCUMENT OR HE TOLD
4 ME WHAT HE HAD READ FROM THE DOCUMENT.

5 Q DO YOU KNOW WHO GENERATED THAT DOCUMENT?

6 A I KNOW WHAT HE TOLD ME.

7 Q WHAT WERE YOU TOLD?

8 MR. CARLTON: OBJECTION. HEARSAY.

9 THE COURT: SUSTAINED.

10 BY MR. MEZA:

11 Q WELL, AFTER YOU WERE TOLD ABOUT THE DOCUMENT, WHAT DID YOU
12 DO NEXT?

13 A ON THAT PARTICULAR DAY, NOTHING.

14 Q WELL, DIDN'T THE DOCUMENT CAUSE YOU TO YOU BELIEVE THAT, IN
15 FACT, TAPES WERE IN EXISTENCE?

16 MR. CARLTON: OBJECTION. IRRELEVANT.

17 THE COURT: SUSTAINED.

18 BY MR. MEZA:

19 Q AS A RESULT OF THE INFORMATION RECEIVED FROM MR. WHITE,
20 DIDN'T YOU PURSUE -- FURTHER PURSUE -- WHETHER OR NOT THE
21 DATE -- THE DOCUMENTS, OR THE TAPES, WERE IN EXISTENCE?

22 A YES, SIR.

23 Q WHAT WAS THERE ABOUT THE INFORMATION THAT MR. WHITE GAVE
24 YOU THAT CAUSED YOU TO FURTHER PURSUE THE EXISTENCE OF THESE
25 TAPES?

1 MR. CARLTON: OBJECTION. IRRELEVANT.

2 THE COURT: SUSTAINED.

3 BY MR. MEZA:

4 Q ALL RIGHT. IF YOU WOULD, MS. CLERK, EXHIBIT 63, IS THAT UP
5 HERE? I KNOW I MADE A REQUEST EARLIER.

6 THE COURT: YOU WISH THE WITNESS TO LOOK AT EXHIBIT
7 63?

8 MR. MEZA: YES, YOUR HONOR.

9 (EXHIBIT PROVIDED TO DO WITNESS.)

10 BY MR. MEZA:

11 Q SEE THAT IN FRONT OF YOU? IT'S A PHOTOGRAPH?

12 A RIGHT.

13 Q ALL RIGHT. OTHER THAN AGENT CAMERENA, YOU INDICATE YOU
14 KNOW AT LEAST ONE OF THE OTHER INDIVIDUALS, DO YOU NOT?

15 A I KNOW ONLY ONE OF THE OTHER INDIVIDUALS.

16 Q AND WHICH -- IS THAT PERSON IN THE PHOTOGRAPH? IS HE THE
17 PERSON IN THE MIDDLE OR TO THE RIGHT?

18 A IN THE MIDDLE. THE MAN WITH GLASSES.

19 Q WHAT IS HIS NAME?

20 A ROBERTO VALDEZ.

21 Q DO YOU KNOW THE NAME OF THE OTHER PERSON?

22 A NO, I DO NOT.

23 Q HAVE YOU EVER SEEN THAT OTHER PERSON BEFORE?

24 A NOT TO MY KNOWLEDGE.

25 MR. MEZA: THAT CONCLUDES THE CROSS, YOUR HONOR.

1 I HAVE -- I WOULD LIKE THIS WITNESS TO REMAIN
2 AVAILABLE AT A FUTURE TIME. THANK YOU.

3 THE COURT: ALL RIGHT.

4 MR. NICOLAYSEN: NOTHING, YOUR HONOR.

5 THE COURT: ANY REDIRECT?

6 MR. CARLTON: JUST A FEW QUESTIONS, YOUR HONOR.

7 REDIRECT EXAMINATION +

8 BY MR. CARLTON:

9 Q MR. KUYKENDALL, HOW LONG WERE YOU ACTIVELY INVOLVED IN THE
10 INVESTIGATION OF AGENT CAMARENA'S DISAPPEARANCE AND MURDER, ON
11 A DAILY BASIS?

12 A UNTIL MAYBE THE END OF APRIL, SOMETHING LIKE THAT.

13 Q OF 1985?

14 A 1985.

15 Q AND THIS INVESTIGATION WAS GIVEN THE CODE NAME "LEYENDA";
16 IS THAT CORRECT?

17 A YES, IT WAS.

18 Q AND AFTER APRIL OF 1985, WERE YOU OFFICIALLY A PART OF THE
19 LEYENDA INVESTIGATION?

20 A NO.

21 Q AND AFTER THAT POINT, DID YOU HAVE REGULAR ACCESS TO THE
22 EVIDENCE AND INFORMATION OBTAINED IN THE COURSE OF THE
23 INVESTIGATION?

24 A NO.

25 Q WERE YOU ASKED THEN TO ASSIST THE INVESTIGATION ON AN

1 OCCASIONAL BASIS?

2 A YES.

3 Q NOW, TURNING TO THE LIST THAT YOU JUST TESTIFIED TO, THE
4 LIST THAT YOU PREPARED IN FEBRUARY OF 1985, WAS THAT A LIST OF
5 EVERYONE WHO WAS POTENTIALLY A SUSPECT IN AGENT CAMARENA'S
6 ABDUCTION?

7 A NO.

8 Q WELL, WHAT WAS THAT LIST?

9 A THEY WERE JUST LISTS OF INDIVIDUALS AND GROUPS OF
10 INDIVIDUALS THAT I THOUGHT SHOULD BE CHECKED OUT AS SOON AS
11 POSSIBLE.

12 Q NOT EVERYONE YOU THOUGHT SHOULD BE CHECKED OUT?

13 A NO.

14 Q NOW, DO YOU RECALL HOW YOUR MEETING WITH MR. ZUNO IN 1986
15 CAME ABOUT?

16 A IT WAS MUTUALLY ARRANGED BETWEEN MYSELF AND AGENT
17 RODRIGUEZ, ART RODRIGUEZ.

18 Q DO YOU RECALL WHETHER IT WAS SUGGESTED TO YOU?

19 A NO, I DO NOT, SIR.

20 Q COULD HAVE BEEN?

21 A IT'S POSSIBLE.

22 MR. CARLTON: JUST A MOMENT, YOUR HONOR.

23 (GOVERNMENT COUNSEL CONFER OFF THE RECORD.)

24 BY MR. CARLTON:

25 Q WHAT OTHER NAMES WERE ON THE LIST THAT YOU PREPARED?

1 MR. MEDVENE: OBJECTION. RELEVANCE, MATERIALITY.

2 THE COURT: SUSTAINED.

3 MR. CARLTON: NOTHING FURTHER, YOUR HONOR.

4 THE COURT: ALL RIGHT. YOU MAY STEP DOWN.

5 MR. STOLAR: SUBJECT TO FURTHER RECALL.

6 THE COURT: YES.

7 MR. CARLTON: WE WOULD ASK AT THIS TIME, YOUR HONOR,
8 TO PLAY THE TAPES.

9 MR. STOLAR: THE TAPES HAVE NOT BEEN MOVED INTO
10 EVIDENCE YET; AND WHEN THEY ARE, I'D LIKE TO LODGE AN
11 OBJECTION.

12 THE COURT: HAVE YOU OFFERED THE TAPES INTO EVIDENCE?
13 HAVE THEY BEEN RECEIVED?

14 MR. CARLTON: IF THAT'S A PRECONDITION, I WILL NOW
15 OFFER THEM INTO EVIDENCE.

16 THE COURT: IT IS. I'M NOT SURE WHETHER THEY HAVE
17 BEEN OR NOT, BUT IF NOT --

18 MR. STOLAR: THEY HAVE NOT.

19 THE COURT: ALL RIGHT.

20 MR. STOLAR: ALL RIGHT. IS GOVERNMENT'S EXHIBIT 74
21 BEING OFFERED IN EVIDENCE?

22 MR. CARLTON: WE WOULD AT THIS TIME -- AT THIS TIME,
23 YOUR HONOR, WE WOULD MOVE IN GOVERNMENT'S 82 AND 83.

24 MR. STOLAR: WHICH ARE?

25 MR. CARLTON: THE TWO VIDEOTAPES.

CERTIFICATION

WE, THE UNDERSIGNED OFFICIAL COURT REPORTERS FOR THE U.S. DISTRICT COURTS, CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE RECORD OF PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

Julie Churchill
JULIE A. CHURCHILL
OFFICIAL COURT REPORTER

DATED: June 28, 1990


Susan A. Lee
SUSAN A. LEE
OFFICIAL COURT REPORTER

DATED: June 28, 1990

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EXHIBIT 8

Amazon Viewer Comments
on The Last Narc


 antonio

★★★★★ **Real and Raw**

Reviewed in the United States on October 24, 2020

Awesome documentary. I remember when this was on the news. People laugh at me when I tell them the US government is in charge of drug running. This shows how and to what lengths the government will go to hide their corruption. Even taking out their own like they did Kennedy.

| [Comment](#) | [Report abuse](#)


 Amazon Customer

★★★★★ **It ties up so many loose ends and questions.**

Reviewed in the United States on October 23, 2020

I have watched and read so many of these stories from the time. This was always one of those things that just never made sense. This really delves into what happened. The only question it left me with was who was the DEA Agent at the Consulate that was part of the kidnapping. Had to be his boss that was on the take and testified he didn't know anything.

| [Comment](#) | [Report abuse](#)

 Vivek P.

★★★☆☆ **Way too slow and predictable**

Reviewed in the United States on October 22, 2020

Don't expect to find anything new. Same old plots and twists, corruption, government involvements etc.

| [Comment](#) | [Report abuse](#)

 primalrage

★★★★★ **This was a true eye opening series**

Reviewed in the United States on October 20, 2020

Good enough to watch all in one afternoon!

| [Comment](#) | [Report abuse](#)

From the United States

AmazonAddict

★★★★★ **Sadly Corruption Has Not Stopped**

Reviewed in the United States on August 2, 2020

Excellent show and highly recommend everyone watch it. Kudos and thanks to all who were not afraid to interview for this show. Although this is an eye opener on the corruption, lies and people who are traitors of their own country and even family, money and power has reigned for thousands of years and continues to do so today - that will never cease. Look at the current state of government corruption... I can't begin to imagine the corruption that is taking place that we do not know about! Scary to say the least and is probably worse than the horrific reality of this show.

Helpful | Comment | Report abuse

ReelTrout

☆☆☆☆☆ **Nothing new revealed**

Reviewed in the United States on August 2, 2020

The critical viewer will want more backing of stories told with limited interviews. The show Narcos did a better job. One should also look at the Clinton / Barry Seals drug running ops as well as G Bush involvement. This show hoped to point fingers in one direction while ignoring DC has been complicit from 70's thru 2016 with the gun running under Obama.

26 people found this helpful

Helpful | 1 comment | Report abuse

pedro l santana

★★★★★ **Everyone should watch**

Reviewed in the United States on August 2, 2020

Great documentary. I would love to see the people that were involved from the USA in jail but we all know it will never happen. There is so much more I'm sure.

Helpful | Comment | Report abuse

Fil Martinez

★★★★★ **us government at its realist**

Reviewed in the United States on August 2, 2020

This is what the US Government has done throughout its entire history.

Helpful | Comment | Report abuse

Shawn Esgate

★★★★★ **Gary Webb Got Off Easy**

Reviewed in the United States on August 2, 2020

Web got 2 bullets to the brain (suicided) instead of being disappeared and tortured like Kiki. This doc is a great watch for sure. Nothing super suprising though. We all know the CIA and DEA were in cahoots with bad actors to run drugs. Poor Kiki got screwed by Kuykendall and the rest of his dirty superiors

Helpful | Comment | Report abuse

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Helpful | Comment | Report abuse

David P. Seibert

★★★★★ **Never any doubt**

Reviewed in the United States on August 2, 2020

I have never had any doubt about the complicity of the U.S. Gov. in drug operations, which was brought ot light during Iran/Contra. Follow the money... it is still going on.

One person found this helpful

Helpful | Comment | Report abuse

oscar

★★★★★ **USA, a drug Cartel of its own.**

Reviewed in the United States on August 2, 2020

This short series needs to be shared across every single platform possible...be prepared to be in full shock of how little we all are in this country. You can serve for them and go to war for them and it won't mean a thing. The United States of America's is the biggest drug dealer, arms dealer, and I'm pretty sure the biggest human trafficking dealer in the world. They brutally tortured one of their own bc they thought he was going to discover that his own country is the main big dog and the Mexican government, cartels, and American agents were and still are just puppets.

Helpful | Comment | Report abuse

David

★★★★★ **I believe it!**

Reviewed in the United States on August 2, 2020

There's some truth to the story. Without a doubt!

Helpful | Comment | Report abuse

Amazon Customer

★★★★★ **Well made Documentary!**

Reviewed in the United States on August 2, 2020

IF you've seen NARcos Mexico on Netflix, you must see This Documentary!!!

Helpful | 1 comment | Report abuse

actnpotential

★★★★★ **New details uncovered**

Reviewed in the United States on August 2, 2020

Great movie that provides pretty hard evidence that parts of the US government itself ordered the Camerena torture and murder. Very interesting movie.

Helpful | Comment | Report abuse

From the United States

Zola

★★★★★ **Is Kuykendall, Camarena's supervisor, the Cartel mole?**

Reviewed in the United States on August 1, 2020

Excellent production, having the Spanish language used as much as it was brings a cultural perspective most English only speakers would not consider if it were all in English. Many have done regrettable and harsh things in the service of their country. The brutal and savage murder of Enrique Camarena can not be accepted and ignored by the United States. Corruption and greed is just as strong and repugnant on both sides of the US, Mexican border. Hector Berellez is a national hero.

14 people found this helpful

Helpful

1 comment

Report abuse

DBrown

★★★★★ **Wow**

Reviewed in the United States on August 1, 2020

Great documentary

Helpful

Comment

Report abuse

roger lau

★★★★★ **Very Interesting**

Reviewed in the United States on August 1, 2020

More interesting than the show narcos that based on these characters is hearing the man speak for themselves.

The amount of dirt that keeps getting dig up like MK Ultra, regime changes, stuff that inspire fiction writing from Tom Clancy novels are all here. Suprise they did nothing to stop this show from coming out.

Helpful

Comment

Report abuse

R. Thompson

★★★★★ **Finally Available on Prime Video**

Reviewed in the United States on August 1, 2020

This was an excellent documentary about a truly horrific murder. I was wondering if there would be major edits after it was killed off right before it was due to premier in March, but there only seems to be one name that wasn't shared. The most controversial aspects are expressed very boldly which leads me to believe that name was why the show had been pulled. It was very good but very disturbing.

One person found this helpful

Helpful

Comment

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StevieP

Helpful | Comment | Report abuse

Good Pixel Productions

★★★★★ **The best Story NEVER told until now**

Reviewed in the United States on July 31, 2020

The story of my very close friend Hector Berrellez called "The Last Narc" finally dropped on Amazon Prime. Tiller Russell and IPC should be commended for such heart felt story telling that will shake the CIA DEA upside down - its up and although injunctions were filed by the corrupt CIA agents and two DEA supervisors/directors who were involved - the documentary is finally here-

4 people found this helpful

Helpful | Comment | Report abuse

Kathy Lopez

★★★★★

Reviewed in the United States on July 31, 2020

Helpful | Comment | Report abuse

C. Powell

★★★★★ **INTENSELY PERFECT AND JAW DROPPING**

Reviewed in the United States on July 31, 2020

Perfectly made with jaw dropping facts. I watch a lot of docuseries and this was by far THE BEST I have ever seen...Thank you Amazon!

One person found this helpful

Helpful | Comment | Report abuse

Chris Collier

★★★★★ **Credible. Shocking. A real punch in the gut.**

Reviewed in the United States on July 31, 2020

Dirty pool against our own by our own government in a most dastardly way. Shame.

2 people found this helpful

Helpful | 1 comment | Report abuse

TV REPAIR GUY

EXHIBIT 9

Comments About the Show,
Which Identify Kuykendall,
by Viewers on Reddit.com



Search

29 The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C...

29 The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki Camarena Death

The Docu-Series is now out on Amazon, watch it before they pull it for some stupid reason.

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100% Upvoted

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Sign Up

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iJxee 18 points · 4 months ago

Broke my heart to see that even the DEA was possibly involved in Kiki's murder. He never stood a chance, but all we can hope for is that justice somehow makes its way onto the rest of the pricks who killed him.

shylock92008 8 points · 4 months ago

Read the interviews with Michael Levine (DEA), Levine says that a high level DEA administrator called to warn him that if he kept filing complaints, that he would get a poisoned peanut butter sandwich and die a death similar to another DEA agent who was poisoned in jail. Levine said that he considered the man to be a friend whom he admired. Levine said the man never contacted him again.

Continue this thread

RetiredPandaMurderer 7 points · 4 months ago

I personally think that the documentaty pretty much sats between the lines that the DEA agent is James Kuykendall

They obviously cant say it directly but its not an accident that they mention his testimony in the same episode as that revelation

They also show a video clip of him carrying a briefcase. This part might be me overanalyzing but i think its a hint by the producers to the viewers when they then not long after have the new witness say he brought suitcases of money to the unnamed dea agent

Continue this thread





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↑ 28 ↓ **The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C**



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↑ YakOrnery 3 points · 4 months ago

↓ I feel like they're alluding to that as well. It seems to be the only person that makes sense the way they painted it. Unless they intentionally painted it that way to not bring attention to the real unnamed agent which doesn't seem likely

↑ AtomicPunk 8 points · 4 months ago

↓ They say there were only a few agents in that office. They say Kuykendall was his supervisor. They say the money was delivered to the unidentified DEA agent to be shared "with his team." If indeed the money was to be shared amongst that team then it's hard to believe they would give it to another agent. Kuykendall inexplicably testifies in favor of a man known to be a drug lord in District Court. An action that the prosecutor and agent are shocked by, presumably because it was at least common knowledge, of not something they discussed before trial. They never interview Kuykendall in the documentary; clearly he is either dead or refused to cooperate or they were concerned letting him know was a risk. And they never state that the DEA agent described by the new informant wasn't Kuykendall, which would seem necessary given that these facts all point to him as such.

Yeah I'd say that it's valid to conclude it's him. That's based solely on the evidence they presented in the documentary of course. But either way, his testimony at that trial obviously indicates he was on the take.

↑ YakOrnery 1 point · 4 months ago

↓ Exactly. This some wild shit man.

↑ mistermortensen1 3 points · 4 months ago

↓ Ya and if you speak Spanish it's pretty clear they tone out the "supervisor" de Kiki. Rewatch it. Definitely Kuykendall. I wrote a bad review of his book... but then deleted it... because he was pretty outspoken of the CIA even back then. (90's - in the LA Times even). So they might be reaching too far with that one.



Search

29 The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C



29 The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki Camarena Death

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- tehgooseman571 8 points · 4 months ago
Kiki's boss Jaime took the narco money and set Kiki up right? I feel like they wouldn't have juxtaposed that bit about him being in court and the part where Rafa got pissed at Kiki for having taken his money and still not stopping his investigations - Kiki having no idea what he's talking about - since he didn't take any money
- lozier404 3 points · 4 months ago
Yeah that's kinda what I took from that too. Ol' Jamie was def playing both sides of the fence.
- tehgooseman571 2 points · 4 months ago · edited 4 months ago
It's weird when I watched narcos Mexico the first time I had a feeling that Jaime might've set him up but had nothing to go off of now though it's clear as day
- lozier404 1 point · 4 months ago
Yeah looking back now I see what you mean, he was kinda indifferent when Kiki first got there. I think Narcos did that with CIA Bill too, didn't outright say it as much as the vibe you got from him told you he was just knee deep in the fuccery too. And you can read between the lines like yeah, they doing the same shit the drug dealers are
 - tehgooseman571 2 points · 4 months ago
Totally even just the way they did things down there buying everyone beer for information they knew how the game was played
- mkcena 2 points · 4 months ago
In a recent article, Phil Jordan refers to the unnamed DEA agent as an "ex-customs agent transferred to the DEA."



Search

29 The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C



In a recent article, Phil Jordan refers to the unnamed DEA agent as an "ex-customs agent transferred to the DEA."

That fits the bill for Jaime. Obviously, you have to take Narcos's narrative ultimately as fiction even if it is based on true events — but damn — didn't see that coming. If true, it's shocking.

tehgooseman571 4 points · 4 months ago

I remember reading that Berellez or another ex DEA had beef with Narcos because it messed with the facts and now I'm wondering if it's how they portrayed Jaime

mkcena 3 points · 4 months ago

Here's the article with interviews I had referenced above (I guess it's not TOO recent) ...might be the same one: <https://meaww.com/narcos-mexico-kiki-camarena-murder-dea-agent-phil-jordan-hector-berrellez-eric-newman-cia-role-truth>

I think Narcos and Narcos: Mexico have done a good job in balancing showing the good, bad, and the ugly of each of the national federal governments, their law enforcement agencies, and the individuals highlighted in the show. The CIA is included in that. I can't say the same about Jaime's portrayal thus far. I think it would be fair to say he has had one of the most positive (heroic, even) portrayals of any real-life individual featured in Narcos and Narcos: Mexico.

It sounds like the claims regarding the "unnamed DEA agent" are currently being investigated. I'm just saying... it would be a damn shame for this amazing show to lose its credibility by missing something this major in telling this story if the claims turn out to be about Jaime and if they turn out to be true.

Decent_Objective 5 points · 4 months ago

The real Jamie was a consultant for Narcos: Mexico, that might explain why he was portrayed in such a heroic light.

Now I want them to reshoot the series with this new info!!

RetiredPandaMurderer 2 points · 4 months ago

no doubt. they knew they couldnt name him so they did the best they could

tehgooseman571 1 point · 4 months ago

Just thinking about how this was delayed whatever the government made Amazon cut out must have been really fucked up if they let them release this

The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C

Posted by u/Ozymandias5150 4 months ago

28 **The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki Camarena Death**

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↑ rafacaro_1 7 points · 4 months ago
↓ Maybe the name blacked-out at the end of ep 4?

↑ cbosu 5 points · 4 months ago
↓ It's undoubtedly "Jaime".

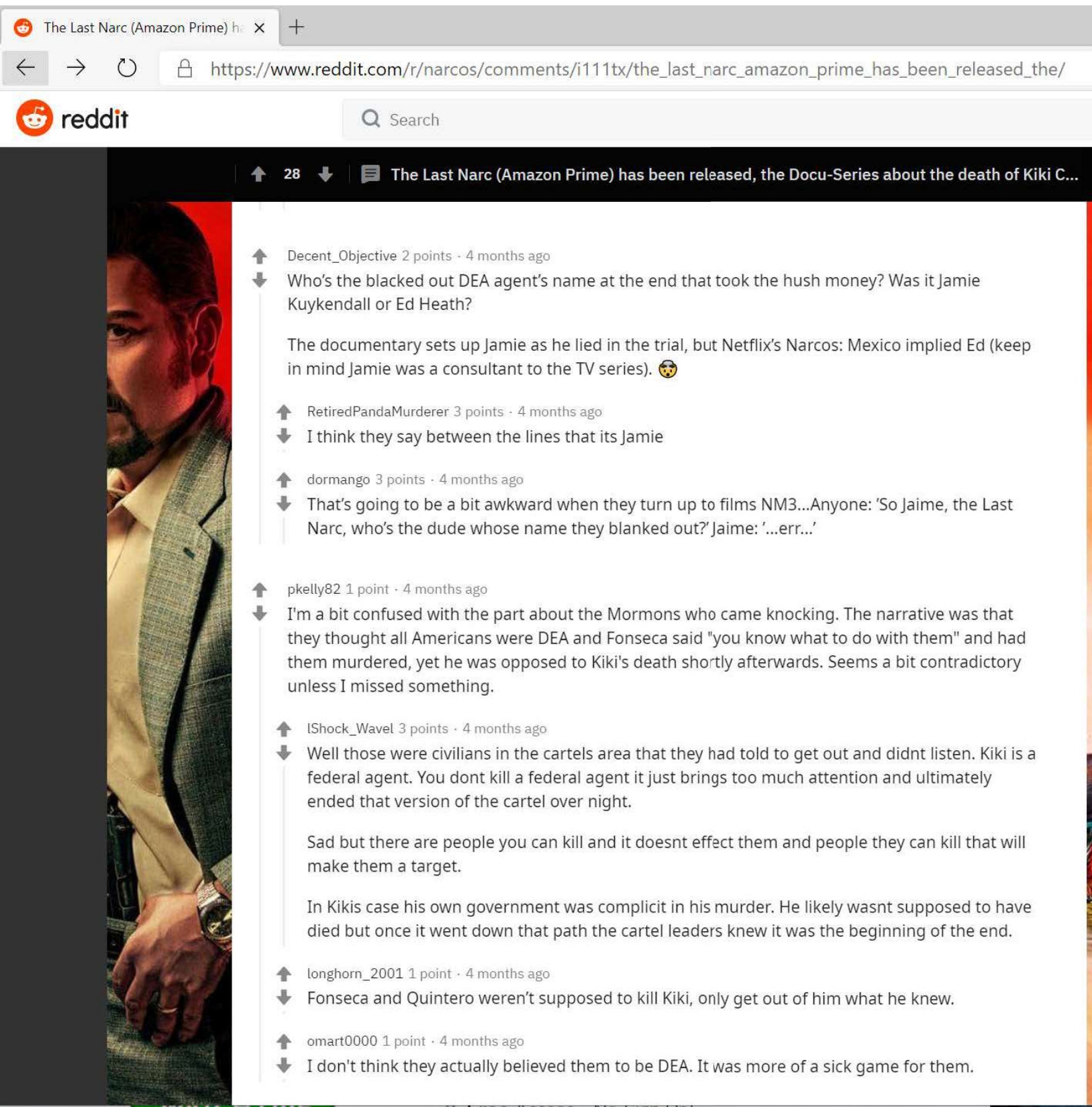
↑ RetiredPandaMurderer 3 points · 4 months ago
↓ i think thats simple law. They cant really show the trustworthiness of this witness in the same way as the other 3

If they named him, the film could have been stopped. i doubt they ever planned to name him

↑ metalfacevic 2 points · 4 months ago
↓ I wouldn't know. Will watch it this weekend.

More posts from the narcos community

Continue browsing in r/narcos →



The Last Narc (Amazon Prime) has been released, the Docu-Series about the death of Kiki C...

Decent_Objective 2 points · 4 months ago
Who's the blacked out DEA agent's name at the end that took the hush money? Was it Jamie Kuykendall or Ed Heath?

The documentary sets up Jamie as he lied in the trial, but Netflix's Narcos: Mexico implied Ed (keep in mind Jamie was a consultant to the TV series). 🤔

RetiredPandaMurderer 3 points · 4 months ago
I think they say between the lines that its Jamie

dormango 3 points · 4 months ago
That's going to be a bit awkward when they turn up to films NM3...Anyone: 'So Jaime, the Last Narc, who's the dude whose name they blanked out?' Jaime: '...err...'

pkelly82 1 point · 4 months ago
I'm a bit confused with the part about the Mormons who came knocking. The narrative was that they thought all Americans were DEA and Fonseca said "you know what to do with them" and had them murdered, yet he was opposed to Kiki's death shortly afterwards. Seems a bit contradictory unless I missed something.

IShock_Wavel 3 points · 4 months ago
Well those were civilians in the cartels area that they had told to get out and didnt listen. Kiki is a federal agent. You dont kill a federal agent it just brings too much attention and ultimately ended that version of the cartel over night.

Sad but there are people you can kill and it doesnt effect them and people they can kill that will make them a target.

In Kikis case his own government was complicit in his murder. He likely wasnt supposed to have died but once it went down that path the cartel leaders knew it was the beginning of the end.

longhorn_2001 1 point · 4 months ago
Fonseca and Quintero weren't supposed to kill Kiki, only get out of him what he knew.

omart0000 1 point · 4 months ago
I don't think they actually believed them to be DEA. It was more of a sick game for them.



Search

65 NARCOS MEXICO: James Kuykendall, the agent in charge when Kiki ...

r/narcos · Posted by u/kaz00ie505 16 days ago

65

NARCOS MEXICO: James Kuykendall, the agent in charge when Kiki got kidnaped, knew that it would happen and accepted bribes.

Hey guys, typing this because I just finished The Last Narc, a really good documentary series about Kiki Camarena's kidnapping, and the investigation (its a must watch if you were a fan of the show). This series was delayed heavily because the CIA apparently pressured amazon not to release because they thought it was a "threat to national security" (look it up). Anyway, the series is very detailed and talks about the CIA ordering the murder its cover up. In the docu series, they explain that someone at the DEA was giving the cartel information on Kiki, his schedule, and when he would be alone. Now they do say the name but its bleeped out. Later on its revealed, that during the trial of Ruben Zuno Arce, the man who owned the home where Kiki was murdered, James Kuykendall testified that Ruben had no ties to drugs whatsoever though there was astounding evidence against the man. This obviously shocked everyone. Now after finishing the series, I was scouring the internet and came across a YouTube video. Someone uploaded a deleted portion of the series that directly accuses James Kuykendall of taking money and giving the cartel the signal when Kiki was leaving. I know that its a lot to chew but I heavily recommend looking into the series and the deleted portion on YouTube and making the judgment for yourselves. the YouTube video is here https://www.youtube.com/watch?v=htt-jlR-6I8&list=LL&index=1&t=91s&ab_channel=GoodpixelProductions

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↑ 65 ↓

NARCOS MEXICO: James Kuykendall, the agent in charge when Kiki ...

↑ Fit_Bottle1510 1 point · 15 days ago

↓ During interrogation in 1991, both Jorge Godoy and Rene Lopez-Romero told Berrelez names of all participants, who attended the meetings between MX government and Guadalajara Narcos before the Kiki's kidnapping. And even if they didn't know name or nickname of some person present at the meeting, they simply stated (for example) "unidentified general".

So I really wonder why we can't find there any "Jaime Kuykendall", or "Jaime", or "James", or "unidentified American", or "unidentified Cuban", or "Max Gomez", or "Felix Rodriguez"?

Example - meeting 1 (or 2) days before kidnapping. As we could hear at the Last Narc, there had to be also Kuykendall (or somebody from DEA / CIA). But, look at the real list of participants of that meeting, according to Rene Lopez-Romero and his interrogator Hector Berrelez:

- Manuel Bartlett-Diaz
- Enrique Alvarez del Castillo
- Juan Arevalo-Cardoqui
- Armando Cuellar
- Edgar Levi-Gallardo
- Larios Guzman
- Ruben Zuno Arce
- Javier Barba-Hernandez
- Abelardo Hernandez
- Samuel Ramirez-Razo
- Rafael Caro Quintero
- Ernesto Fonseca
- Miguel Angel Felix Gallardo

I really wonder why there isn't Kuykendall or Rodriguez..?

EXHIBIT 10

Comments to Related Videos by
Defendants John Massaria and Good Pixel Productions
and other viewers

Comments to Video:
"NARCOS, Kiki Camarena and the real truth Part 2 of 33"
Uploaded by GoodpixelProductions
November 21, 2018



NARCOS, Kiki Camarena and the real truth Part 2 of 33

7,663 views • Nov 21, 2018

70 6 SHARE SAVE ...



GoodpixelProductions

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NARCOS, Kiki Camarena and the ...

youtube.com/watch?v=0sbCiyN5OE0

YouTube

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Where's parts 3-33?

1 REPLY

Hide 10 replies

GoodpixelProductions 2 years ago

We just signed a contract with Amazon to tell the story the right way so stay tuned - for now look at the interviews Hector Berrellez did on my channel right here <https://www.youtube.com/watch?v=rvds0QqvH2o&t=673s>

4 REPLY

Ed Cancino 5 months ago

Ya that thing with Amazon is cancelled . Now what ? When can we see the whole thing?

1 REPLY

GoodpixelProductions 4 months ago

@Ed Cancino AMAZON airing THE LAST NARC Available July 31, 2020

1 REPLY

Ed Cancino 4 months ago

@GoodpixelProductions that's fantastic news , thank you for sharing it , how sure is this ?

1 REPLY

GoodpixelProductions 4 months ago

@Ed Cancino its on now

1 REPLY

Ed Cancino 4 months ago

@GoodpixelProductions I saw it today thank , it's great it's amazing and sad , but the truth almost always is .

1 REPLY

GoodpixelProductions 4 months ago (edited)

@Ed Cancino I agree- thanks man

1 REPLY

Ed Cancino 4 months ago

@GoodpixelProductions thanks once again , so many questions answered . But so many more questions raised , Kiki's friend and boss . Why would he testify that Zuno Arce was not a drug dealer, and was he the Us consolite employee who pointed Kiki out to them the day the kidnapped him ? I hope there is more to this documentary and what off the tapes .

1 REPLY

1 REPLY

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1 REPLY

GoodpixelProductions 4 months ago

@Ed Cancino James Kuykendall also said Zuno wasnt a drug dealer under oath- he was Kiki's boss who set up Kiki - they all lie to protect their pockets and are sociopaths only out for personal gains \$

1 REPLY

Ed Cancino 4 months ago

@GoodpixelProductions that's just awful , Kiki trusted that man . And worst he wrote a book about the kidnapping of Kiki . It's called Plata or blomo , silver or lad . I see now he took the silver . His also been on documentaries about Kiki's life and even says he was a good friend. I've read trance scripts of the interaction , will the tapes ever be made public ? I know it would be awful to hear Kiki in pain . But to hear the people interagating him like the Cuban .

1 REPLY

Hector W Padilla 4 months ago

An American doing his job to stop drugs into the US is killed by the CIA in the most gruesome way possible- to protect an illegal war against "communism" in Nicaragua. It puts a new light on Reagan and his "war against drugs" but also highlights his and Thatchers endeavors in fully implementing neo-liberalism and the lies of trickle down economics. How many poor and destitute people have had their lives ruined by these actions? This is a far cry from the Captain America personification of going right and fighting for justice when your own government kills you for doing your job and wanting to do right ...

Read more

2 REPLY

Hide reply

GoodpixelProductions 4 months ago

did u see the amazon Prime premiere of The last Narc? thanks man you get it ! why war why murder our own- I do not know

REPLY

Comments to Video:
"NARCOS, Kiki Camarena and the real truth Part 3 of 33"
Uploaded by GoodpixelProductions
November 21, 2018

NARCOS, Kiki Camarena and the x +

youtube.com/watch?v=40j1nFBBcSQ&lc=Ugy8stLjt8DVM-t8n3p4AaABAg.9BQek9aK-xi9BSvQV8LB_7

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Christina H 4 months ago
Amazon refuses to show this. Can we find it anywhere else?
2 REPLY
Hide 4 replies

Highlighted reply

GoodpixelProductions 4 months ago (edited)
it is being re-edited and Amazon assures us it will air soon - the CIA director Jack Lawn and corrupt agent Jaime Kuykendall have denied the witnesses testimony that James took a bag of cash at Fonseca's home the night before Kiki was snatched and killed- even though the body guards who were there all said he did in fact meet at the drug lords home and one them personally gave him the bag of money when testifying under oath and under a document if caught lying they (the witnesses) would be charged with his murder complicity- so by testifying these brave body guards...
Read more
8 REPLY

GoodpixelProductions 4 months ago
AMAZON airing THE LAST NARC Available July 31, 2020
1 REPLY

Joey Sanchez 4 months ago
Apple tv
1 REPLY

GoodpixelProductions 4 months ago
[@Joey Sanchez](#) I wasn't aware if it's on AppleTV - I thought for release it was only APrime
1 REPLY

HINCH 4 months ago
This is incredible / the CIA killed Kiki to keep the operation secret w the cartels and then the DEA betrayed Kiki to make it all go away / what a travesty
6 REPLY
Hide reply

GoodpixelProductions 4 months ago
yup- did you see the Last Narc on Amazon?
2 REPLY

NARCOS, Kiki Camarena and the

youtube.com/watch?v=40j1nFBBcSQ&lc=Ugy8stLjt8DVm-t8n3p4AaABAq.9BQek9aK-xi9BSvQV8LB_7

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1 REPLY

GoodpixelProductions 4 months ago
@None Yourbusiness Hector is a living hero - and a real badass in real life he is my closest friends and I love em
1 REPLY

! 1 month ago
Kennedy said "I will break the CIA into a thousand pieces" and was assassinated shortly thereafter. The CIA needs to be dismantled. They were directly involved in the attempted coup in the last US presidential election, apparently fearing they could not control Trump the way they had previous presidents.
REPLY

caiphas ahab 2 months ago (edited)
I still wanna snitch on Rafael Caro Quintero for \$20 million dollars 🤔 I don't care. I really want the money 💰 not only him. El mencho for \$10 million, el mayo for \$5 million, Jesus Salazar for \$5 million and Dario Antonio Usuga David for \$5 million.
REPLY
Hide 2 replies

r rawlikesushi3 3 weeks ago
Impossible are you not seeing that there's people backing them up?
REPLY

caiphas ahab 3 weeks ago
@rawlikesushi3 🙄🙄
REPLY

HotretardedchiX 1 year ago
Very good
1 REPLY
Hide reply

GoodpixelProductions 1 year ago
thanks man I have dozens of hours of interview footage with him and the actual body guards for drug lords he protected
1 REPLY

Comments to Video:

"Rogue Narc Longest Gun Fight in DEA History Part 2

Full Story The Last Narc Amazon Prime"

Uploaded by GoodpixelProductions

July 26, 2020



Rogue Narc Longest Gun Fight in DEA History Part 2 Full Story The Last Narc Amazon Prime

836 views · Jul 26, 2020

26 1 SHARE SAVE ...



GoodpixelProductions

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BEFORE WATCHING THIS PART 2
WATCH PART 1 HERE: <https://www.youtube.com/watch?v=32L8o...>

The true story of Hector Berrellez. This episode is the prelude to the rise and fall of a highly decorated agent- This was the catalyst moment after the shootout and going to the Halls of Justice awards - Why Hector was selected to head up the largest investigation in DEA history which was called Operation Leyenda. Op Leyenda was the follow up investigation into who really took + killed DEA agent Enrique S. "Kiki" Camarena Salaza.

Hector Berrellez is a former D.E.A. Supervisor and Special Agent, with thirty years extensive experience in counter terrorism and narcotics enforcement. He is recognized as one of the most highest decorated Drug Enforcement Agent in the history of the bureau. He was recognized by the U.S. Attorney General Ed Meese for heroism. He received the Federal Bar Association Medal of Valor, the Federal Executive Board Chairman's Special Award. And is credited for his handling and solving of the kidnap, torture and murder of undercover DEA Agent Enrique "Kiki" Camarena by drug traffickers in Guadalajara, Mexico in which Hector received the prestigious DEA Administrator's Award.

Edited + Filmed in NYC By John Massaria for Good Pixel Productions a subsidiary of "Sit Pixel Sit... Good Pixel Productions." No pixel's were actually harmed during any of our productions or edits, and we encourage to recycle pixels worldwide.

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Rogue Narc Longest Gun Fight in x +

youtube.com/watch?v=S6s-TILRPoc&feature=emb_logo

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A **ALo 7** 4 months ago
In my opinion, berellez was set up by the DEA when asked to kidnap Alvarez Machaín in order to have a reason to remove him from the camarena case
4 REPLY
[Hide 20 replies](#)

GoodpixelProductions 4 months ago
maybe - the truth remains that Kiki's boss James Kuykendall was the man who set up the kidnapping the night before at Fonescas house according to the two bodyguards who testified under-oath - I have the recordings where James was there taking a large bag of cash after the meeting
1 REPLY

A **ALo 7** 4 months ago
GoodpixelProductions what do you mean recordings ? Like from the docu series :hat just came out ?
1 REPLY

A **ALo 7** 4 months ago
GoodpixelProductions could you provide us with those recordings ?
1 REPLY

GoodpixelProductions 4 months ago (edited)
[@ALo 7](#) I worked on the doc and with Hector for over 4 years- I am super close with Hector. I met with the sicarios when I stayed at Hectors home- They told me a lot on tape I dropped my jaw many times. Will I share those tapes of them telling me about James K? I wanted to as soon as Amazon released the doc - I called Hector and he said wait- new investigations are taking place as a result of the doc so he said wait-
1 REPLY

A **ALo 7** 4 months ago
GoodpixelProductions oh wow I didn't know you were part of this docuseries.
1 REPLY

GoodpixelProductions 4 months ago (edited)
[@ALo 7](#) the gun battle in the video above was in part 2 of the docuseries The Last Narc - Tiller Russell was the director/producer of Last Narc and decided to tell it his way with the gun battle in the cornfields and his budget for the gun battle was somewhere around \$100-300K - my part1 and part 2 had zero budget but tells a more complete story - I helped make the sizzle reel for Tiller that sold the project to Amazon- I helped with the documents of DEA-6s and graphics in the docuseries- but two years before the series was bought I was independently filming and recording ...
[Read more](#)
1 REPLY

Rogue Narc Longest Gun Fight in x +

youtube.com/watch?v=S6s-TILRPoc&feature=emb_logo

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GoodpixelProductions 4 months ago (edited)

@ALo 7 the gun battle in the video above was in part 2 of the docuseries The Last Narc - Tiller Russell was the director/producer of Last Narc and decided to tell it his way with the gun battle in the cornfields and his budget for the gun battle was somewhere around \$100-300K - my part1 and part 2 had zero budget but tells a more complete story - I helped make the sizzle reel for Tiller that sold the project to Amazon- I helped with the documents of DEA-6s and graphics in the docuseries- but two years before the series was bought I was independently filming and recording Hector and the body guards capturing over 40 hours plus of the story on my own. After it was bought by Amazon- Tiller tried to cut me out- he lied to me and I had to go to Eli Holzman involved from IPC for compensation - they wound up giving me \$5k for my contributions and Assistant Producer credits (it was suppose to be Associate Producer) you can see my credit at the end of each episode. But I never gave up my video or audio tapes to them that I did on my own. There is still many many true crazy stories untold in the Hector Berrellez files.

Show less

1 REPLY

ALo 7 4 months ago

GoodpixelProductions crazy. I didn't know all that was happening behind the scenes. But you did a good job just as the other guys. And regarding about sharing the tapes of Jaime kihkendall, Iv heard about his involvement before but very little but yeah they're reopening the case again

1 REPLY

LosBerkos 3 months ago

@GoodpixelProductions What do you make of Netflix's bleeped-out name torture scenes in the first season of Narcos: Mx? Misdirection? It's an uncanny parallel to this evidence against the three-letter agencies how they set that up to be the controversy although the involvement of people like Bartlett or Salinas with the GDL cartel had been known about for quite a long time before. Do you think that could have been an intentional muddying of the waters to confuse matters on this new evidence or is that far-fetched?

1 REPLY

GoodpixelProductions 3 months ago (edited)

We (me and Hector) met with Narcos team (Eric Newman and who writing staff and director) in CA first and they decided to go with James Kuykendall's story and bs the same as Michael Mann's Drug Wars: The Camarena Story did way back when in 1990 and Elaine Shannon wrote the book based on James Kuykendall BS as well- the whole Narcos Mexico is utter bs and it upsets Phil Jordan Ed Heath and most of all Hector Berrellez since they distorted history so badly and they all knew Jamie was taking bribes and was obstructing the Kiki investigation and was ...

Read more

3 REPLY

ALo 7 3 months ago

GoodpixelProductions I knew Ed heath was part of the investigation but I thought he had never made a comment relating about the CIA's involvement. And you took me by surprise that Jaime was obstructing the murder of Kiki. What about Jack Lawn did he ever mention anything ?

2 REPLY

ALo 7 3 months ago

GoodpixelProductions also does Hector have the tapes of the interrogation they did to Kiki ?

Comments to Video:

"The Last Narc Not Featured NEVER BEFORE HEARD TAPES"

Uploaded by GoodpixelProductions

September 18, 2020

The Last Narc - Not Featured NE x +

https://www.youtube.com/watch?v=htt-jJR-6l8&feature=youtu.be

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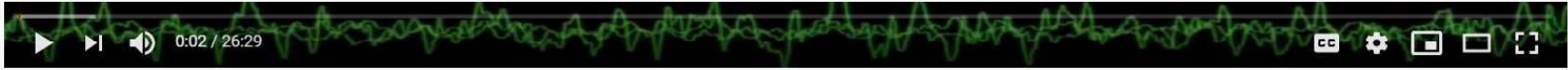
GoodpixelProductions

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Tapes Never Before Released Interview About Enrique "Kiki" Camarena

Filmed on location in California with Hector Berrellez, Ramon Lia, Jorge Gadoy
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Filmed on location in California with Hector Berrellez, Ramon Lia, Jorge Gadoy

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Add a public comment...



GoodpixelProductions 2 months ago

releasing this was a very difficult decision - I did it for the truth and nothing more- the time has come for these people to be held accountable before they pass away or is completely forgotten- The time for truth is now

👍 17 💬 REPLY

[Hide 3 replies](#)



Blue Moon 2 months ago

Thank you for posting this... I've been hearing stories of this stuff since I was a kid in the 80s... few movies and documentaries about this and I think this is the biggest story... Freeway Ricky Ross in LA and the documentary CRACK IN THE SYSTEM... the Movie 🎬 DONT KILL THE MESSENGER ...
[Read more](#)

👍 3 💬 REPLY



Anthony Hollis 2 months ago

too bad HOAXVID came around at the perfect time...

👍 1 💬 REPLY



JCKPatriot 3 weeks ago (edited)

thank you because this shows how Corrupted some people in our own government are. Robert Mazur just said to watch this to see how deep the rabbit hole goes CIA is the Must Corrupted 3 letter agency in America. they have Committed Treason against the United States. it is time to hold them to Account. the good thing about knowing Spanish is that were ever the Translator gets wrong I know what the witness means and believe me the Translator made a few Mistakes in the wording. this old Man testimony is out of this world and he remembers everything Perfect with details and the Translator keeps adding and taking. I wonder if the Translator have a dog in this fight?
[Read more](#)

👍 1 💬 REPLY

ALo 7 2 months ago
What else do you have ? Do you know if Hector has those tapes of Camarenas interrogation ?

👍 2 🗨️ REPLY

⬅️ [Hide 10 replies](#)

GoodpixelProductions 2 months ago
No the tapes are with DEA and CIA are the ones who handed those tapes to DEA originally. what else do I have? a lot. this story is slowly eating away at me- so I am taking a break for now from discussing it

👍 3 🗨️ REPLY

ALo 7 2 months ago
GoodpixelProductions ahh I see. Did Hector ever talk about Operation Padrino ? If so what did he say

👍 2 🗨️ REPLY

GoodpixelProductions 2 months ago
Op Padrino is discussed very clearly on my Roge Narc series
Here on this channel

👍 2 🗨️ REPLY

ALo 7 2 months ago
GoodpixelProductions alright

👍 2 🗨️ REPLY

Roy Torr 1 month ago
Was the james that they were talking about, kikis partner James Kuykendall?

👍 1 🗨️ REPLY

ALo 7 1 month ago
[@Roy Torr](#) yes.

👍 2 🗨️ REPLY

Roy Torr 1 month ago
[@ALo 7](#) so james betrayed kiki in real life?...I thought that was just a rumor...holy shit

👍 2 🗨️ REPLY

GoodpixelProductions 1 month ago
[@Roy Torr](#) not partner but his boss in DEA

👍 2 🗨️ REPLY

GoodpixelProductions 1 day ago
[@Roy Torr](#) not partner but boss and yes that is the shocking truth in tape recording and their words

👍 🗨️ REPLY

GoodpixelProductions 1 day ago
[@Roy Torr](#) yup and Kiki's wife Mika was befriended by James as if to keep an eye on her- all the while lying to her- it was only under the doc she realized he was behind the murder of her husband- new investigation started but after 1 year- sort of ended but the whole time she got new intel and confirmed it from other DEA agents - her 'friend' was an enemy after all these years !



Tapan Dabhi 4 days ago
This is crazy and scary

👍 1 🗨️ REPLY

⏪ Hide 2 replies



GoodpixelProductions 3 days ago

yup- the whole time I was on high alert while doing interview- these guys risked everything by speaking out

👍 1 🗨️ REPLY



Tapan Dabhi 3 days ago (edited)

@GoodpixelProductions Thank you for doing this. It's for people like you and Hector that we know the truth. After I watched the episode of kiki's murder and did some research and started to find out a few articles/interviews of Hector Berellez I felt disgusted at the series and netflix and stopped watching right after. Watching & Reading about what these monsters did to kiki was a severe mental trauma giving me nightmares and later knowing it was his own people is even worse. Producing a netflix series to do a cover up is even worse. It just keeps getting worse. My heart goes out to him and his family. Nobody should have to go through this....

Read more

👍 1 🗨️ REPLY



caiphas ahab 1 month ago

at different points in history in the distant past of the 1980s, the US helped the initial sparks of al-Qaeda and the Taliban in Afghanistan fight against the USSR and facilitated arms sales to Iran to help covertly pay for a conflict with the contras in Nicaragua.

👍 2 🗨️ REPLY

⏪ Hide 6 replies



Tony Iacomi 4 weeks ago

Pretty sure everyone knows that. This here is outrageous though. The CIA captures and tortures an active DEA agent

👍 2 🗨️ REPLY



caiphas ahab 1 week ago

@Donald Trump 🤔

👍 🗨️ REPLY



Tapan Dabhi 4 days ago

@Tony Iacomi And the torture is so inhuman. Just watching and reading about it is a trauma. It's such a pain to see a honest dedicated guy getting murdered by his own people.

👍 🗨️ REPLY



Tony Iacomi 3 days ago

@Tapan Dabhi Yeah, awful. Can you imagine as he looks around the room being tortured and sees one of our own? Its a shame that the government will NEVER allow this to be investigated.

👍 1 🗨️ REPLY



Tapan Dabhi 3 days ago

@Tony Iacomi Investigated? I am starting to feel that they have used NARCOS to glorify the criminals. Just look at Jaime kyukendall in the series, he's so worried that he's not getting sleep and just running around looking for kiki. And the truth? He took a bribe to help kidnapping of kiki? This is sick;

👍 🗨️ REPLY



Tony Iacomi 3 days ago

@Tapan Dabhi Big time sick

👍 🗨️ REPLY