1:14 p.m. Special Agent (SA) Federal Bureau of Investigation SA = SAAUSA = AUSA **DOJ Trial Attorney** Unintelligible = UI Today is Wednesday, November 12<sup>th</sup>, 2014, 1:14 p.m. I am Special SA , St. Louis Division FBI. Here for the interview Agent of and also present with me are.. , oh I'm sorry **AUSA** A Assistant U.S. Attorney And from the Civil Rights Division at the Department of Justice. SA Here we are. **AUSA** Alright, thank SA Certainly. **AUSA** Alright a thanks for being here today. I know you came down here voluntarily to talk to us and we appreciate that, okay. Uh huh. **AUSA** Um, I a we're meeting with you and I know that you gave a-a statement before. It was back on August 21st, where you talked to a detective and an FBI Agent but we had some follow-up we wanted to do with you, okay. Okay. **AUSA** Aaah just some additional questions that-that we had and we wanted to talk to you in person, okay? Alright. **AUSU** Um keep in mind obviously the interview's being recorded as a, as told you before we started um, obviously there's an audio recording, your aware of that and your okay with that? Yes.

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**AUSA** Okay. If a I ask you a question that calls for a yes or no answer just be sure to answer out loud. Okay? Okay. **AUSA** Aaah so that the recorder can pick it up, you understand? Yes. **AUSA** And don't answer any questions that you don't understand. Okay, if I ask you something and you're not sure what I'm asking you, just feel free to ask for an explanation and I'll do that. Okay. **AUSA** Alright. And a also importantly it-it's likely as we go through this we'll go through it in some detail okay what you saw back on August 9<sup>th</sup> and as we do that, we may restate things back to you. Just to make sure we understand what you're saying. Okay. **AUSA** If at any time we say something that's not exactly right, or that you don't agree with or you don't we've got it right, just feel free to correct us, okay? We're-we're looking for information from you, were not trying to characterize your statement, okay? Alright. **AUSA** Alright. Um you-you have to understand this is a federal investigation okay? And a its-it is a crime under federal law to lie to us or the FBI, you understand that? Alright. **AUSA** Okay, so you just had to be sure to tell the truth today. You understand? Yes. **AUSA** And we talk to all witnesses about that, I don't expect you to come in here and lie to us. I just need to inform you of that, you understand? Yeah. **AUSA** Okay, um are you um under the influence of any drugs or alcohol today? No.

AUSA Aah anything else that would affect your ability to be truthful and

accurate today?

No.

AUSA Has anyone made you any promises or threatened you in any way?

No.

AUSA Okay.

And we talked before on the phone just about you coming in and-and so obviously were sitting here and it's-it's the room. You know the doors are closed, but you understand it's totally voluntary. So if at some point you say I don't want to talk to you anymore.

Um huh.

Then let us know and we'll let you leave. We're not gonna keep you here, okay?

Okay.

Okay.

AUSA And I understand you talked to on the phone previously about

coming into talk to us, is that right?

Yes sir.

AUSA And you arranged to do that?

Yes.

AUSA My understand is the two of your didn't talk about what you actual saw

that day or the substance of this, correct?

No we didn't.

AUSA Okay.

We just kept talking about logistics, what day, what time, how you were

gonna get there, right?

Yeah, what day and what time I was gonna get here.

Yeah, okay.

**AUSA** 

**AUSA** 

Okay, can you um, can you just start by telling me um who were you, who you were with back on August 9<sup>th</sup> and where you were going?

I was on my way to I was with my mom, my dad and my sister. Believe that will, I believe those were the only people in the car with us.

What about, was with you? Do you have ?

Yes I have I think that was in the car.

Yeah,

AUSA And how ?

AUSA Okay.

Yeah.

And also 'cause some...

might have been in the car.

Okay, so before we um get too much further. I just wanted to let you know a lot of the times because a lot of people, I know you got were with-with your family and there's been a lot of people talking about stuff and it's fine to tell us what you, what you heard about or what you learned from other people...

Um huh.

...but just let us know that you heard about it, versus what you yourself saw with your own eyes. 'Cause we want to be pretty clear about the difference between what you saw yourself versus the stuff other people may have told you.

Alright well I can't remember but I think that might have been in the car with us...

Okay.

..yes. I remember seeing my sister on my side and I remember seeing my dad and my mom in the two front seats.

And which sister are you referring too?

AUSA		
	Yes,	
AUSA	Alright, she was as next to you in the	seat?
	Yeah we were on are our way out the right on the	ere to go see that stays So I was plannin' on going to see
AUSA	And where is that?	
	It's a not too far from where he was	shot, like on the corner right there.
AUSA	Alright it's up in, a off of Canfield Driv	ve.
	It's-it's	
AUSA	Ok.	
	Yeah.	
AUSA	Alright.	
AUSA	So you were in the in a car with your ?	mom and your dad, your sister
	Yes.	
AUSA		
	Yes.	
AUSA	Okay and um where were your parer	nts sitting in the car?
	My mother was driving, my father wa	as sitting in the passenger seat.
AUSA	And where were you sitting?	
	I was sitting behind my mom and my	sister was sitting next to me.
AUSA	Alright, was your sister was sorta in t that.	he middle of that second seat, is

Um huh.

AUSA What kind of vehicle were you in?

We were in And yes we were both sittin' in the two middle seats.

AUSA Okay.

And then there were

AUSA Um huh.

Yeah.

AUSA Okay, that's fine.

Okay.

AUSA Alright so you all are in and your um on Canfield Drive?

Yes.

AUSA And what happens?

Aaa we pulled up at a stop sign and we heard two shots and while we were tryin' to figure out whether they were gun shots or firecrackers we seen a, well I saw the guy, Mike Brown. I seen him take off running and I saw the cop following him and shooting at him and I seen him turn around and stumble or come towards the cop and then I seen him hit

the ground. That's all I saw.

AUSA Okay.

It was like when I heard the first two shots I was actually playing on my phone so I didn't see where the shots came from and when I looked up I seen him running, I seen them both running in the opposite direction.

AUSA Alright and so they were running um, if you were headed where were

you on Canfield Drive. Which direction you-you were you going. Can

you, can you tell me?

Okay a I was coming away from West Florissant. I can't exactly tell you

which direction that is.

AUSA Okay.

	But a, is West Florissant is at the end and we were coming down Canfield.
AUSA	Coming, had you
	Away from.
AUSA	had you come off of West Florissant onto Canfield?
	Yes.
AUSA	Okay so you turned off of West Florissant headed on-on Canfield towards the apartments.
	Yes.
AUSA	Alright. Those are the Canfield Green Apartments, back there?
	Yeah, I guess that's what those are called.
AUSA	If you know.
	I-I don't know the name of the apartment down there
AUSA	Okay.
	I just know that their on Canfield Drive.
AUSA	Alright.
	Aah I haven't been out there very many times, but I did visit out there. I guess I didn't.
AUSA	Okay, so you would have been coming then off of a West Florissant on Canfield. If I represent to you that's headed East on Canfield would that sound right?
	Okay, I guess.
AUSA	Alright.
	Either way you know you were coming
AUSA	Yeah.
	from West Florissant.
	Yeah I know I was coming from West Florissant .

**AUSA** Okay, and so your there, your um in with your family, you're on you said you were playing on phone, what were you doing on your phone? Candy Crush? **AUSA** (Laughs) Alright. (Laughs) Alright. (Laughs) **AUSA** And how-how were you doing? Ahh, actually it was a pretty good game. **AUSA** Alright, good, good... (Laughs) It's addictive, right? **AUSA** ...but then-then you heard. You heard two shots? Yeah I heard the two shots. You didn't actually see those. **AUSA** I didn't see them. **AUSA** Okay. I heard the two shots, the pow-pow and then I looked up and I was like what was those fireworks and my mom was like I don't know. Then we seen the officer run behind him with a gun. **AUSA** Okay, and which direction were they running in relation to you? Were you? Away from us. **AUSA** Okay. They were running down Canfield. **AUSA** Okay they-they were running down Canfield the same direction you all were going in your

Yeah same direction we were headed with

**AUSA** Okay and um wa-was there did you see a police vehicle there at anytime? Yes as a matter of fact we weren't too far from it, I say a maybe two, two cars lengths away from it. **AUSA** Okay. Yeah. **AUSA** And do you know what-what direction the car, the police car was facing in relation to you. I can't remember. **AUSA** Okay. I can't remember. 'Cause I thought that it was facing the same direction but my sister said it was faced towards us. **AUSA** Alright. I'm not sure. **AUSA** Okay, so you've... I'm not, I don't remember. **AUSA** ...you've it, is it safe to say that since that time I mean this is all the way back on August 9<sup>th</sup> now. Since that time you had talked to your family somewhat about-about what all you saw? Yeah. **AUSA** Okay. We've-we've talked about it, yeah. **AUSA** And it sounds like you initially thought that the-the police car was going the same direction as you are, but your sister has indicated to you it was actually going the other direction. Yeah. **AUSA** Okay. That's what they say.

**AUSA** Okay. Yeah. **AUSA** And a it when you say they, is that your sister and your parents also? Yeah, my sister and my parents. **AUSA** Okay. They say that the police car was facing us. **AUSA** Okay. Huh. **AUSA** And um, okay so you-you do see a police vehicle. Can you describe the police vehicle? Do you remember what it looked like? It's a squad car with the regular a police a you know logo on the side of it. Just a regular white squad car. AUSA Okay, it was, it was actually a car? Yeah, it was a car. **AUSA** Like a sedan type vehicle? I believe. **AUSA** Okay, well let me ask you this. Was it, was it a car versus a truck, if you know? I believe it was car. **AUSA** Okay. If I remember correctly, um not quite sure about that because I couldn't remember which way it was facing. So I believe it was a car. Okay. It sounds like maybe you didn't get a very look at the actual **AUSA** vehicle. Is that fair? It was too much going on.

Yeah.

**AUSA** 

I was looking for where the gun shots was coming from and trying to figure out what was going on with them. I seen the guy running and the cop chasing him.

AUSA Okay.

And kinda didn't expect from him to just die like that.

AUSA Yeah.

Yeah.

AUSA Oh I understand.

It was a little bit shocking.

Yeah.

AUSA I can imagine. But a it sounds like though that as far as a police vehicle.

I mean you're not real sure which way it was facing or what kind of a

vehicle it was.

I just remember seeing the police logo on the side and the light, so it

had to be a squad car right? If the light on the side of the a. I

remember seeing the light, yeah the a big search light on the side of the squad car. 'Cause when I first seen them, they looked they were

standing closer to the squad car before they took off running down the

street.

AUSA And whe-where did you see them?

Like I guess at the end of the squad car, like next to the trunk or

something?

AUSA On.

That's when I first seen them.

AUSA What on what side? On what side of the car?

They were like out in the street.

AUSA Okay.

Yeah. And that's when I seen him run.

When you're saying them, who are you talking about?

The cop and aahh Mike Brown.

Okay.

AUSA Did you see anyone else out there in the street?

A whole lot of people. It was like a-a women walking down the street that was on the side of and people sittin' outside with the kids and people just standing around everywhere. There was a whole lotta

people.

AUSA Okay, did-did you see anyone else that looked like that they were with

Mike Brown at the time?

Ut huh. I wasn't paying that much attention.

AUSA Okay.

Like I say I remember seeing people around, but I didn't see exactly

what happened before the shots.

AUSA Um huh.

And I didn't see what happened, all I saw was him running. That's all I

saw.

AUSA Okay, alright. And you had said before I mentioned your statement

back on August 21st, you said before that you thought when you saw the

police officer he was actually on the passenger side...

Yeah, but I thought...

AUSA ...of the car.

...the car was facing the opposite way.

AUSA Okay.

But if they say it was turned our way, then it would had to been the

driver's side.

AUSA The driver's side okay, okay.

Yeah, so...

AUSA And that again that goes...

...that's the part that's kinda fuzzy to me.

AUSA I understand, that's kinda fuzzy and that-that kinda goes to you not

having gotten that-that good of look at-at that portion of this. Is that

right?

Yeah.

AUSA Okay, alright. Um and then okay so you see the police officer and you

see Mike Brown and-and what happens then?

Okay, a by the time I looked up, Mike Brown was already running

towards the corner.

AUSA Okay.

And the officer had the pistol in hand and was chasing him and fired a couple of shots at him while he was running, and I seen Mike turn around like he had given up or something, you know. But he was still moving, he was like coming back at the officer and the officer just kept

shootin' at him.

AUSA Um huh.

Umm.

AUSA Alright, you had said before that you-you um that he came back he

was coming back towards the officer at the time the officer was

shooting at him.

Yes he actually came back towards the officer. He like got to the corner

and turned around. He had been shot a couple of times and.

AUSA Do you know where he was shot? By the time he turned around?

I can't tell you exactly where the bullets hit.

AUSA Okay.

I don't know. I didn't see...

Why don't you think that he had been shot by the time he had turned

around?

You can see like a his clothes movin' when the bullet, the cop was firing the bullets. You could like see them hitting in different areas but I can't exactly tell you where you could see him moving. Like something was hitting him and then he turned around and I'm like okay I guess he got

shot enough times.

AUSA Well let's-let's talk about that okay um you'd mentioned before on August 21<sup>st</sup> that the as Mike Brown was running away the police officer a was shooting at him.

Um huh.

AUSA And a shot him in the hip and the leg, do you remember that?

Okay maybe 'cause the way he was jerking. Seemed like to me that's

where he got hit at.

AUSA Okay.

Around the hip and the leg.

AUSA Okay.

You know you see somebody and they go (motions) you can kinda tell

that they, that's where they got hit.

AUSA Okay and just for the tape 'cause that can't pick up what you're doing.

Okay.

AUSA Basically your kinda, your kinda jerking with your leg and your hip?

Yeah kinda jerking with my leg you...

AUSA Okay.

...on my leg and my hip, yeah that's what it looked like to me.

AUSA Okay. After that than you see Mike Brown turn around and you'd

mention on again on August 21st that his hands went up briefly but then

they came down.

Yes.

AUSA And by the time he was moving back towards the police officer his

hands were down?

When he turned around his hands were up.

AUSA Um huh.

And as he came back towards the officer they may have stayed up

briefly and then he went down.

**AUSA** 

Okay, alright. Well and that's um see the-the I mean you've already mentioned obviously you had some issues about which way the police car was facing and then I understand that and it sounds like you've kinda resolved those in your own mind but um you-you have then the police officer chasing after Mr. Brown and shooting at him as he's running away.

Yes.

**AUSA** 

And on August 21<sup>st</sup> you described it appeared that Mr. Brown was shot in the hip and the leg. Is that right?

Yeah.

**AUSA** 

Okay and um then um back on August 21<sup>st</sup> you indicated that um as you have today that Mike Brown was coming back towards the police officer, is that right?

Um huh, yeah.

**AUSA** 

And I think you'd said you couldn't tell whether he was stumbling or running at the police officer, do you remember that?

Yes.

**AUSA** 

Okay, and is that how you remember it today?

Yeah.

**AUSA** 

Okay.

I couldn't tell, it looked more to me like he was stumbling or I don't know.

Okay, we don't want you to assume but so I'm-I'm looking, what I'm looking at is a transcript of your statement that you gave back in August right? And that obviously, that was closer in time to when it occurred right?

Yeah.

Okay, and the detective asked you um did he have anything in his hands and you said "no, he had his saw his hand", excuse me "that I saw his hands up."

Um huh.

Then the detective said "okay, how high, how high up" and you said "like not high, but you know it was like he was turning around like and quit." And so...

Um huh.

And you're showing me right now. But let me just get this,

About shoulder length.

Okay, and then he said to you "so just to narrate, just to narrate for the recording, my hands up your palms are faced forward and your hands are near her shoulder" and you said "I didn't see anything in his hands" and then he said "so he turned around and he had his hands up near his shoulders" and then what did you see. And then you said "he was coming back toward the officer".

Um huh.

And then said "how fast, he may have been running, he may have been stumbling."

Yeah.

And then you said "and how is hands when he was coming back towards the officer" and you said "he dropped them by then".

Um huh.

And then he started holding his chest.

Yes.

So when he was coming back toward the officer, he had dropped his hands, is that right?

Yes.

Okay, and when you say his...

'Cause you see one of his hands was on his chest. I remember that.

And your demonstrating by putting and is it, is it his left hand that he put across his chest?

I couldn't exactly tell you which one.

Only 'cause you just demonstrated that's why I asked.

Yeah. Okay. **AUSA** And so you indicate at that time that it-it his hands were um, he asked you how were his hands when he was coming back toward the officer and you had said "he had dropped them by then". Yeah. **AUSA** So by the time he was coming back towards the officer he had dropped his hands. Yeah one of 'em was on his chest. **AUSA** And where was the other one, do you know? I guess just hanging down next to him. Alright and you had indicated at that time. When he asked you how fast **AUSA** Mike Brown was coming back towards the officer, you said "he may have been running, he may have been stumbling". Um huh, yeah. **AUSA** What-what leads you to think he may have been running? I've seen people angry before and charge someone. But at the same time I've also he's was a big guy and he was holding his chest, it's not like he was it didn't look to me, I don't know. Okay, that's why. I really don't know. **AUSA** Alright. (laughs) I don't know. **AUSA** Okay, well I was going to ask you the same thing about stumbling. But as far as running or stumbling you just you can't be sure whether which one it was.

Yeah and that's the reason why I say he might have been stumbling 'cause his hand was on his chest.

AUSA Okay.

So I don't know whether he was trying to charge the officer or whether he was stumbling 'cause he fell not too long afterwards. He hit the ground.

AUSA Well, and-and that's fine if you can't tell that's okay but the-the point is-

is that in some way he was coming back towards the officer, you don't

know whether he was running...

Yeah.

AUSA ...or charging or stumbling.

Yeah.

AUSA If that fair?

Yes.

AUSA Okay, alright. And a I want, I want to follow up on you'd mentioned also

in this statement that um the police officer as Michael Brown was running away that he, the police officer fired three shots at him as he was facing away from the officer. Um, the detective asked you...

I guess, I can't really remember that.

And the (sighs).

AUSA ...and you can't as you sit here today you're sure about the number of

shots.

I'm not sure about the number of shots.

AUSA Okay, and then but he after you mention that a to the detective he said

"when he was coming back toward the officer, a do you know how many?" and you said you then followed up and said "well he just

unleashed several shots".

Yeah it sound, it was like a continuous sound of gun fire.

AUSA And a but about that time is when you talked about um that when as he

was running away, um the police officer it appeared shot him in the hip and the leg, okay? And that's something we wanted to talk to you about today is um that a I mean what the, the rest of the investigation tells us in particular the physical evidence is that Michael Brown was not

shot in the hip or the leg, okay?

Hmmm.

AUSA Okay, he wasn't shot in the back or the rear end or the back of the legs

or anything like that indicating you know that-that he wasn't shot in

those areas, okay?

Okay.

AUSA Um.

I don't know. Uh huh.

AUSA Okay.

And so that's why and-and-and I see your confused and-and...

Yeah.

...and that's why were just wondering is it based upon what you saw or do you think there's any, do you think your mistaken or do you think there's any reason why, that you, why you may have seen what you saw?

I'm not entirely sure what I saw. I saw the officer with a gun in hand and I seen them both running away from me.

Okay.

I heard shots fired, but I'm not very sure of what exactly happened.

AUSA Okay, well that and that's what we wanted to ask you about is just how

sure you are about that, I know that initially you were looking at your

phone suddenly these shots happened.

Yeah...

AUSA And things are going on.

...everything just happened like so fast.

AUSA Yeah and-and that's fine and well that's what we want to get a handle

on is what, you know what you really got a good look at and what

you're not too sure about.

Yeah.

AUSA Okay, um we've talked about the direction of the car and what side of

the car they might have been on and-and you were very upfront today

that you may not have gotten a very good look at that, okay?

Yeah. **AUSA** As far as when-when Michael Brown is running away and the police officer is chasing him, did you-did you get a good look at that, did you only hear the shots, did you see the shots. I saw them running. Okay. And I heard the shots, like I said I didn't really see the bullet actually hit his skin. Okay. But when he jerked I assumed that he got hit in the hip... **AUSA** Um huh. ...or the leg. **AUSA** Okay. Okay. Yeah. Alright. Because I mean at the time back on August 21st you were **AUSA** talking about the fact that it appeared that he was hit in the hip and the leg. Yeah. But we know that he wasn't. Okay, we know from the physical evidence **AUSA** and the autopsy, you've probably seen, have-have you seen the autopsy in the news at all?

No, I have I can't say I watch very much TV.

Okay, good for you. Yeah. **AUSA** 

It's probably a good thing (laughs).

(Laughs)

**AUSA** But that's-that's something we wanted to talk to you about is, you know we need to be, we just need to know what-what you feel sure about and what you don't. Okay. **AUSA** Okav. Well. **AUSA** Let's, let's talk about. I'm not too sure (laughs). (Laughs) Right. **AUSA** Well and did you have the same vantage point at-at the time then thatthat Mike Brown turned around and was coming back towards the police officer. Are you anymore sure about that, than you are about the other things? That I have the same one? **AUSA** That-that were you looking at it from the same angle or had your, had your view of it changed? That's what I'm wondering. I was lookin' at it from the same angle, yes like after we heard the first two shots, my mom stopped and wasn't driving any further and we pretty much sat right there and watched the whole thing go on before she pulled onto the parking lot right next to us and we went around behind the buildings when everything else, after he had fallen and everything else started happen' and people started coming out in the street. We were already sitting behind the apartments trying to avoid the a conflict. **AUSA** Okay. Yeah. **AUSA** Alright. So. So let me ask you this, when-when-when you look up and-and the police officer is chasing Michael Brown and you said you saw his, you

Um huh.

saw the police officer holding his gun, right?

And that's a yes right 'cause the recorder.

Yes, I'm sorry.

Your fine.

I'm tryin' a remember.

Yeah, I know um are you certain that-that the shots were fired as Michael Brown was running away from the officer or could it be possible that the shots didn't start again until after he turned around?

I wanna say that I heard the shots as he was running away.

Okay.

**AUSA** 

Were you able to, were you able to focus your attention on both the police officer and Mike Brown from where you were seated or were you watching one or the other?

They were both like, it looked like to me that they were standing almost next to each other and I seen Mike Brown take off running and then the police officer kinda followed him.

So at the very...

He followed him.

So at the very beginning when you first look up you actually see both the police officer and-and Michael Brown standing by the car?

At the very beginning when I first look up, the first thing I saw was Mike Brown running in the opposite direction.

Okay.

And then I seen the officer chasing him.

Did you see the officer.

With the gun drawn.

I'm sorry did you see the officer actually get out of the car or was he already out of the car?

I didn't see him get outta the car. He was already out the car by the time I looked up.

Okay.

And they were both standing or they weren't standing because Mike was running when I looked up and the officer took off behind him after he had already started running. And I-I believe I heard gun shots then.

Okay.

Yeah. If I can remember correctly.

AUSA

Okay.

Did you hear the officer say anything?

I couldn't hear anything.

Okay.

I, we had music playing in and a we were already debating on whether it was gun shots or fireworks that we heard.

Okay.

So no I didn't hear them, I didn't' hear any outside conversation.

Okay, and how quick was it that Michael Brown turned around and started coming back toward the officer?

He got to the corner. He got about to the corner before he turned around.

And then did in, and then when, and then from the time that he turned he around to the time he started coming back toward the officer how quick was that?

Um.

Was it all like one motion?

I mean you really look distance I saw about a half of block he ran and then he turned around, yeah.

And wait, and when he turned around and he came back to the officer, did he turn around and like stand there and then come back to the officer or was it one kinda quick thing?

It might have been a second or two that he actually stood there before he actually started coming back at the officer. Okay, and when he came back to the officer is when he dropped his hands, right? Yeah. Okay. Yes. **AUSA** And about new can you tell us about how far he came towards the officer, could you tell? (clears throat) They were further apart then I guess around the length of this table, that's about the distance that they were apart from each other. Maybe a little bit further. **AUSA** At what point, you know at the very end? At the very end, you say? **AUSA** Yes. Yes, at the very end I guess they were standing about the distance of the table when Mike Brown hit the ground. **AUSA** Okay. What's. **AUSA** That's probably eight feet? SA Yeah, about right. **AUSA** About right? Okay. Does that, does that sound about right? **AUSA** Ahh, I guess, I'm not good with measurements.

(Laughs) neither am I that's why I asked that.

Yeah (laughs).

**AUSA** 

(Laughing)

I'm tryin' to look for the.

SA That's was equivalent to me, I'm six foot tall, so you know it was a little

more than that.

AUSA That's what I was thinking, exactly I am too...

Oh okay.

AUSA ...so it's about, it's probably seven or eight feet?

SA Yeah.

AUSA Does that sound about right?

Ok, I guess so.

AUSA Okay.

Yeah.

AUSA And would did that distance stay the same the whole time, I mean as-as

Mike Brown was coming towards the officer, was the officer backing away? Did the distance stay the same, did Mike Brown close the distance to where it was longer when he turned around and then got

shorter, if you can tell me?

If got shorter, I don't believe that the officer moved. Like he was standing there in that one spot shooting and when Mike Brown came back um he got to the corner, her turned around, his hands was up and then he started coming back so I guess the officer, yeah he was just

standing there. And he was standing there shootin'.

AUSA Alright and so when Mike Brown is coming towards him the distance is

getting shorter between the two.

Yeah it's getting shorter.

AUSA Okay, about how far do you think Mike Brown came back from the point

he turned around until the point where he hit the ground?

He was about eight fee when he hit the ground, from the officer.

AUSA Okay, but I'm talking about the distance from when he turned around at

the corner, you talked about. That's the corner of Canfield and the

driveway there right the-the parking lot.

I couldn't tell you.

AUSA Okay.

I could, I really couldn't tell you the exact, I couldn't tell you the

distance.

AUSA That's fine.

And so we just ask just in case you can. It's fine if you don't know the

answer.

Um, I don't I can't tell you. Like I said your about this far apart from

each other when he hit the ground, that's all I know.

And you're talking about the table length.

AUSA Yeah, yeah you're talking about basically the table length.

Yeah the eight foot table, yes.

AUSA Yeah okay.

Sorry.

AUSA Alright. Um the-the last portion we talked about here where Mike

Brown turns around and is coming back towards the officer. Do you feel more sure about that than you do about the part before that? You-you'd had mentioned that you had kinda had some doubts about the part before that. Do you feel more sure about it jus-just as sure, less

sure.

You say the part before that.

AUSA Well you were talking about you know, we-we've talked today about

the-the issues with what direction the police car was facing...

Okay, yeah.

AUSA ....what kind of car it was um which side of the car they were on.

Um yeah.

AUSA Um whether or not the police officer shot at Mike Brown as he was

running away whether he hit him in the hip or the leg and you told us

today that you know he may, your-your not real sure about that.

Um huh.

AUSA After hearing you know we've told you a little bit more about...

Yeah.

AUSA ...a the physical evidence or you equally as unsure about what

happened after that or do you feel like you got a better look at that, if

you can say?

From what my memory recalls it looked to me like I'm-I'm pretty sure

him, he was still firing the gun when he turnt around. Yeah.

AUSA When Mike Brown turned around?

Yeah when Mike Brown turnt around the officer...

AUSA And was coming back toward him.

...the officer was still firing the gun.

AUSA Okay.

Yeah.

AUSA Alright. You feel pretty sure about that?

I feel pretty sure about that.

AUSA Okay.

I kinda axked myself a question of why he was still shooting.

AUSA Um huh.

Yeah.

AUSA As you're talking about the point where Mike Brown is turned around

and is coming back towards him?

Yeah.

AUSA Alright, okay. You say you-you've asked yourself that question "why

was the police officer still shooting at him".

Yeah like that's-that's kinda what I asked myself at that point.

AUSA Okay.

I was like why is he still shooting him?

**AUSA** 

Well let me ask you that, is that one reason why you thought that Mike Brown might have been running back towards the police officer?

Um, it was the discussion, the discussion that we had after we drove away from it. That made me unsure of what happened because it seemed like I saw something different from what everyone else saw.

**AUSA** 

Okay.

How so?

Um, like with the car situation. I thought it was pointed in the same direction they said it wasn't.

Okay, they meaning your-your mother.

Yeah my mother and my sister.

Okay.

Aaa we argued about how many bullets was used, aaa I said it sounded like a lot, we tried to determine whether it was whole clip. Nobody really knows how many bullets are in a clip though.

(Laughs)

Sorry we don't play with 'em.

(Laughs)

Okay aa, yeah I just felt like it could have been dealt with a different way, but like I'm on the outside looking in. I didn't see it. I was just my feeling was hurt that seeing someone die.

**AUSA** 

Right, regardless of...

Yeah.

Yeah.

AUSA

...why they died.

Yeah, regardless of why they died or who it was that died, it's just it could have been anyone, anyone. It just I was a little distraught over seeing someone gunned down.

And you had clearly seen something different than what your mother say and what you sister saw, right?

Yeah.

And you were all in the same

We were all in the same , but we had different stories. We talked about it on the way home. Yeah 'cause that' what's...

And this is immediately after this happened your-your talking about?

Immediately after this happened we were talking about how many bullets was used and whether...

(Sighs)

...what he was doing exactly. Yeah 'cause...

AUSA What Mike Brown was doing?

Yeah what he was doing 'cause I said that It looked like it he was stumbling, someone else said looked like he was charging and I was like well his hand was on his chest. You know we talk about it.

AUSA Um huh.

**AUSA** 

**AUSA** 

On the way back, yeah.

AUSA Okay.

Did you reach any sort of agreement, or no?

I can't tell you that we kinda just, we talked about it for a moment and then just put it away.

It sounds like though you-you agreed that Mike Brown was coming back

towards the police officer.

Yeah.

AUSA And the question in your mind was just, was he running or was he

stumbling forward.

Yes.

AUSA Is that right, in your mind.

Yeah. **AUSA** Okay. 'Cause in my mind he had been shot a couple time, but apparently that's not true. Huh. **AUSA** Yeah, I mean all-all I can tell you at this point is that was a major question we had because you referred to the shot to the hip and leg. Yeah. **AUSA** And we know from the autopsy it's very clear that there is not shot to the hip or the leg. Well, I can only tell you what I thought I saw. (Laughs) That's fine, and that's fine and we appreciate your honesty. Okay. **AUSA** Do you want to take a break real quick? Do you mind if you give us just five minutes, you can stay here? Alright. **AUSA** Yeah were just gonna take a quick break and we'll be right back. Okay. **AUSA** Okay. Can I have some water? **AUSA** Sure. SA I'll take care of that. **AUSA** Yeah. Here you go, yeah I got 'em.

and we'll be right back.

Will a leave the recorder going here just so we don't have to restart it when we come back in. But we'll be-we'll be gone just a few minutes

**AUSA** 

	Okay.
AUSA	And we'll get you some water, okay?
	Then we'll- then we'll let you go.
	Alright.
	I know you look thrilled to be here.
	(Laughs)
	Anybody know what time it is?
SA	Quarter til, quarter til two. You got an appointment or anything or?
	Yeah actually I have to go pick up and I have to go to work.
SA	Okay but so what times?
	Ah
SA	Okay, okay.
	And I have to be at work at I usually get
SA	Okay, okay yeah let me make sure I put it in your notes. Give me just a few minutes.
	Okay.
SA	Here you go.
	Thank you.
SA	Sure.
	(Laughing in background)
	(Sighs) No way. (Sighs) Oh (UI).
	No we were making you sit here in (UI).
SA	Yeah.

AUSA Alright I don't think we have anything else. Is there

anything else you think is important we didn't ask you about or we

didn't talk about today?

Not that I can think of.

AUSA Okay.

I just told you what I thought I saw.

(Laughs) right.

AUSA Yeah, that's fine.

SA Right.

AUSA That's fine. And um you a, a obviously had an opportunity to tell us

whatever you wanted to today. Is that fair? Do feel like we were fair to

you today?

Yeah.

AUSA Okay, a do you feel like anyone tried to put any words in your mouth or

get you to say anything at all?

No.

AUSA Okay and a obviously again no one promised you anything to come

down here and give a statement today, is that right?

No.

AUSA And no one threatened you in any way?

Nope, I wasn't bribed or threatened or anything?

AUSA Yeah those are just the standard questions we ask.

I understand.

AUSA You understand, okay?

Anything, anything at all you want us to know?

A, about Mike Brown?

Or anything?

(Laughs) I mean I worry when I ask the question? **AUSA** What else, what else are you, yeah. What else you got? (Laughs) SA What do you got, go ahead yeah. (Laughs) **AUSA** Right. Don't ask me that question. (Laughs) **AUSA** No but seriously nothing else about Mike Brown that you think is important? Nothing else about Mike Brown that I can add on at this point. **AUSA** Okay. That was all I saw. **AUSA** Um huh. When I-I seen him running. I seen him coming back. I don't know anything beforehand or what happened afterwards. **AUSA** Okay. Like I said we kinda just left the area afterwards. We were all a bit shaken up. Understood. **AUSA** 

Yeah.

AUSA And again you-you didn't see anything that happened a before you

heard those two shots and saw Mike Brown running.

I didn't see anything. I didn't see nobody standing there I didn't see him talking to the officer. I didn't see I heard pow-pow looked up and saw

him running.

AUSA Okay.

That was it.

AUSA Alright, I don't think I have anything else.

No, thank you so much we appreciate it.

Alright. No problem.

SA Alright, thank you. It is 1:49, conclusion of interview.

Okay.

So that was pretty..