

September 30, 2014
9:50 a.m.
Special Agent (SA)
Department of Justice (DOJ) Attorney
Assistant United States Attorney (AUSA)

(Follow-up Interview)

SA = SA
DOJ =
AUSA = AUSA

SA Okay, ah, today is 09/30/2014, it is 9:50 a.m. This is Special Agent
I'm here with DOJ trial attorney , AUSA
and if you could say your name.

My name is .

SA Ok, and it can pick it up just fine, you.

: Alright.

SA Ok, and I just want to make sure is-is ?

Yes.

SA Ok, do you have a middle name?

SA ?

SA Ok. common spelling? And just for the recording can you give
me a good number to contact you at?

:

SA Your date of birth?

SA Social Security Number.

SA

SA And your resident?

SA : Ok. Alright.

: Alright um, we wanted to meet with you, we just had a few issues we wanted to follow up on, ok?

Ok.

: And we and a-a and I hadn't met with you personally, we felt that we wanted to sit down with you and do that, ok?

: Ok.

: Um, obviously this is being recorded so be sure if a, if a question calls for a yes or no answer you'll be able to, you know answer out loud, ok?

Ok.

: Obviously shaking your head or nodding isn't going to show up on the recording.

: Exactly.

: Alright. So you want to be sure to answer out loud. A, ask for an explanation of any question, if you don't understand it, ok?

: Ok, ok.

: Basically (clears throat).

: (clears throat).

: I don't want you to answer any questions that you don't understand.

: Exactly.

As we go forward today. Alright um, and a if you know as we go through this and you're telling us things we may go back and restate those things to ya.

: Of course.

: Ok, as we move on. As we do that if we misstate anything at any time, then feel free to correct us. Ok, I want to make sure that a, you know that this is your statement so if we misstate anything at all, you correct that, alright?

: Ok.

: The way that you recall it.

: Ok.

: Um, this is a federal investigation.

: Yeah.

: Ok, and I-I just want to remind you that a, I tell, we tell all witnesses this but under 18 United States Code, Section 1001, it's a crime to lie to the FBI....

: Um huh.

: ...or to federal investigators, ok, so you need to be sure that what you tell us today is the truth, you understand? Yeah just say yes or no.

: I-I-I understand.

: Ok great, thank you. Obviously our goal here is to determine the truth, that's the point of this investigation.

: Exactly.

: Ok good I hope, we all that in, in common then.

: Exactly.

: Um, something else a we just need to be sure that whe-when we're talking today that we're getting anything that you know firsthand ok, if there's something that's just been told to you and-and you want to talk us about that, you know after the fact that-that something was told to you after the fact, that's fine. You can tell us that but we need to be sure that we understand what you actually saw or heard that day vs. what someone else would have said or what's been in the media or whatever. There's-there's been quite a bit of talk.

: Yes, it has and I don't allow that to (UI) to.

: Ok, alright good-good and let's just be clear on that then. Um....

: (Sighs)

: And a let me go through a thru, a few things with you that we do with
ah, just about every witness, ok? You're, you're basically here
voluntarily today...

Yes I am, on my free will.

: ...is that right?

: On my free will.

: Ok good, and no one's promised you anything or threatened you in any
way or anything like that?

None what's so ever.

Ok great. Alright then a can you just tell me on a let's just start on
August 9th um, the shooting.

Ok.

: Right um, did you know Michael Brown before that day?

I didn't know of him until he was, a deceased um, come find out he was
friends with my nephew.

Um huh.

And um, my sister had him over her house a couple of times and she
just told me that he was a well mannered individual.

: Ok.

That's about it.

: But he was friends with your nephew?

: Yes.

: Alright, who is your nephew?

.

: Ok, and how old is ?

He's 17 or 18.

Alright, and, and he had been over then to your sister's...

: Yeah several accounts.

...at _____'s house.

: Several accounts, several, several accounts, you know so.

: Alright and but you weren't aware of that until after...

: Yeah.

: ...(UI) the shooting, is that right?

: Exactly.

: Ok, well let's talk about August 9th then.

: Ok.

: Ok, and a can you just kinda tell me what if anything you know about what happened on August 9th.

: Basically what I know and what I observed was me being on my porch on August 9th and I believe the time was like 11:30ish.

Ok.

: Somethin'. Um, (clears throat), excuse me. I was taking a call from out of a town 'cause I was gettin' ready to go on vacation and make sure everything was ok and I was sittin' on my porch 'cause I get better reception with my phone.

Um huh.

And so I heard a gunshot, go off and I told the individual I was talking to that I'd call them back. And I um, stood up from sitting down from talking on my phone.

: Um huh.

: And got further on my porch and went to the balcony portion of my porch and loo-looked upon Canfield Drive I seen an individual running east bound. Running.

: Um huh.

A, and another.

: Did you later, did you later determine that individual was? Do you know who that individ-individual was?

At the time it be happenin' I did not know who he was.

: Ok, do you know who it is now?

Yes I do.

: Who is that?

: Mike Brown.

: Ok.

: Ok then.

So you saw him running?

: Yes I did see him running.

: Ok, alright. Did you see anything else?

: Um, a couple of construction workers on the side of my building.

Um huh.

Directly on the side of my building. And um.

: What number is your building?

: My number is

Ok.

: Um, and a so I seen him running and I heard another gunshot go off. And at this time when it, when it off, the individual Mike Brown he turned around...

: (Throat clearing)

: ...and had his hands up, walking toward back to the cop.

: Um huh.

And the cop had his arm, his hands drawn off ready and as he was getting closer to the cop, this is all I seen, all I seen was the gun go off completely just keep going in his chest and he was, and he was coming, he was steady walking, with the guns, with the, with the, with the a bullets hittin' his chest he was still going to the cop at a steady pace.

: Um huh.

: He said okay man, hey he was tryin' to tell 'em, (stutters) I surrender or whatever have you, you know and I didn't see no posing threat, to the officer to where he had to use excessive force like that.

: Um huh.

And...

: How far forward did Mike Brown move towards the officer?

How far forward?

: How far?

(Tearing Paper Sound)

From my location of where I was at on my porch, there you go right there, that graphics. Um, the distance between the officer and him, he was comin', he was getting' close, he was coming closer and he had his arms up and he was shootin' at him...

: Um huh.

You know to where his hand was present and the I know it's the universal sign of I surrender. But um, he-he came, I don't know how close man, I know it was close, too close. You know what I'm sayin'.

Alright, within an arm's length at the time of the shooting?

No, I wouldn't say arms length.

Um huh.

It was a little bit further distant than that.

Ok.

: But it was not in no fashion to where he needed to have his arms raised at the individual.

But after Mike Brown turned around, how-how-how many steps do you think he took towards the police officer?

Several.

: Ok, I mean is it?

Because the-the (UI) they get, they got closer.

: Alright.

They got closer.

: Ok, I understand they got closer...

Yeah.

...but did, did Mike Brown, did you say several was it two steps?

: It was several.

: Was it twenty steps?

: More, more than that.

: Ok.

: It was like, I say about ten.

: Ok, ten steps towards the police officer.

: You know. Yes.

: Aright.

And he continued to walk closer to the um, cop.

: Um huh.

: As he was gettin' shot.

: Um huh.

You know. And a that's all I seen because, as well as the construction workers and I were observed this, um I-I just screamed out he didn't, he didn't pose a fucking threat.

Um huh.

You know what I'm sayin'?

: Um huh.

That's my voice on the, on the, on the recordin' of the CNN situation. The third person that they want to talk about that-that was me 'cause I'm on my porch.

: Oh that's your, that's your voice on there.

Yeah.

You talkin' about the one that shows the con, two construction workers...

Yes exactly.

: ...standing by the truck.

And we observing the same thing at the same time.

: Ok.

SA Who had, whose video is that?

I don't know the individual, some little guy over in the neighborhood recorded it and I'm like.

SA : We hear a female's voice on it.

You all did?

SA Um huh.

Um, that's not me.

: But that's your voice on there saying that he...

(Laughs)

:he did, he wasn't...

He didn't, he didn't pose a threat.

: ...a threat, or he didn't pose a threat?

: He didn't pose a threat.

Ok.

: You know what I'm sayin' but um.

And this is the video, just to be clear. In, in this video you-you don't actually appear on the video, is that right?

: No I do not. No I do not.

: But there are, there are two white construction workers.

Exactly.

: Standing by a white truck.

Yes.

: One has a pink shirt.

Yes.

: One has a green shirt.

Yes.

: Ok.

Lime green shirt whatever have you.

Ok, alright have you talked to them since that time?

: K, I'm like not you know because the last thing that I heard from the main guy that says that was talkin' in the um, video. I'm fittin' to get the fuck up out of here. And that's exactly what he did.

: Ok.

: You know what I'm sayin' and um, it was just, it was shock, shell shock to everybody.

: You know why he was talking about getting the fuck out of there.

'Cause he deemed it as being a situation to where it was like out of con, to-to me I would deem it as a-a-a situation about to occur in the area that I'm in.

What kind of situation?

I'm and it's a lot of people, a lot of people hot and heated, you know what I'm saying?

: Yeah.

And frustrated so therefore let me clear myself of the situation.

: Alright, that's what you took from...

: Yeah.

: ...him saying that.

: Yeah.

: Ok. Alright and um, ok so at let-let's go back through this ok. You're on your front porch?

: Yes I was.

And is that like your own porch, is that...

: Yeah that's my residence.

: ...a private porch?

That's my resident.

: Ok, alright that's only for your apartment?

Na, it's another apartment next, it's another a person that stay next door to me.

: And so you both have access to that same porch?

SA Can you mark it right here?

What, huh what's the angle?

SA : Where, which one's your building? Like this is West Florissant here.

: Ok.

SA I think this is, either one of those is Copper Creek.

Um huh. (Oh uucckk) Ok so I'm-I'm-I'm, this is me right here.

SA Right here?

Um huh.

SA Ok. And which floor are you on?

I believe, I believe so. I'm on the second floor.

SA Um huh.

: Alright so you're on your porch and you're on the phone when you hear the first shot?

Yes.

: Ok and you move to a different area on your porch? And you see.

Yes, I came further on the bal, on the balcony portion of the a, of the porch to where you know...

SA : Like all the way over here?

Yes, exactly to where I could see.

SA : All the way to the south?

: Exactly. So I can, I seen everything on this St, Canfield Street right here.

Ok.

SA : Ok.

: And you see when you look out onto Canfield you see Mike Brown running east?

Yes.

: Is that right? Do you see a police officer at that time?

: Yeah, I seen him clear.

: Ok, you saw both Mike Brown and the police officer...

: Yes.

: ...at that time, ok. Um, and um, it and I'm talking about initially um, you a, when you first go there you see Mike Brown running and you also see the police officer. What is the police officer doing at that time?

Um, I was focused on Mike.

: Um huh.

'Cause I'm trying to figure out why is he running?

: Ok.

: And then when I look up I see that the cop is, that's all I see. You know what I'm sayin'? It was..

: Why, you have to say for the tape.

: ...his gun, I seen, I saw, I seen him, I seen him raise his arms, his gun.

: Ok.

: And it's like, you know.

: Right.

And the shot go off.

: Um huh.

: And that's the one that braised him to make him turn, he turned around.

: Um huh.

: And literally just put his arms up and started walking back toward the cop.

: Ok.

: So.

: And did you, did the police officer actually shoot Mike Brown in the back.

: I don't know about the back.

: Ok.

: You know, I don't know about. I didn't look at forensics, I haven't looked at the news based on.

: I know, I just asking what you saw?
Yeah, yeah.

: I don't want to go into the news.
Yeah, I don't know exactly.

: I don't want to go into the forensics.
Exacatly, exactly.
I don't want to go into the you know.
Exactly.

: There's, there's it, there's been an autopsy out there...

: Yeah-yeah-yeah.

: ...as well, ok. I don't want to go into any of that.

: Ok.

: What I want to go into is what you saw.

: Right.

: Alright. Did you see the police officer shoot Mike Brown in the back?

: I did not see him see shot him in the back.

: Ok. Did you see um.
I heard, I seen the shot, a shot go off.

: Um huh.

: But I don't know where that landed.
Ok and after that first shot did you see another shot that went off in Mike Brown's back?
No I did not.
Ok, um, and when Mike Brown turned around had he already been shot by the police officer?

: I believe so.

: Ok.

That's the reason why he turned around.

Alright and a well do you know that or, are your assuming that? I mean do you know that he was shot?

Like, like I said when I turned around I seen an individual running up, like-like when he turned around I, I took him, I seen it, I seen-I seen a gun go off.

: Um huh.

He shot the gun and he turned around and I'm thinkin' that he got braised or something.

: Right.

: For him to turn around.

: Ok.

: He felt that it was the situation was getting' serious...

: Alright.

...so he turned around.

: Ok.

: That's what I seen.

: And so um, a Mr. Brown came back towards the officer?

: Yes he did.

Ok and um, did um, you've mentioned in the officer as Mike Brown is coming towards and the officer continues to shoot?

Yes sir.

Was this all sho-shots in a row?

Yes repeatedly.

: Was there pauses?

Repeatedly, it was no pause what so ever.

: Um huh. Ok.

: Was no pause what so ever.

: At some point, a what happens when the shooting stops? I mean what do you see?

A at this, at-at-at-at...

Where is Mike Brown when the shooting stops?

:this point when it, when it stops he's, I'm still on my porch and it's comin' to a point to where I'm at a blind sp, a, um, portion because after observing him gettin' shot multiple times in his upper torso.

: Um huh.

He-he's still walking on um, Canfield to where it's becoming a blind spot for me and this is where he laid.

: Ok, so you.

I did not fix see the closure.

Did you see him fall?

: I did not see him fall.

: Ok, and you..l.

: All I seen was him standing up getting shot repeatedly in his body.

: Ok. And then he's continuing east on Canfield and out of your sight.

Out of my sight. Because there comes a blind spot right here based on my porch where I was standing at.

: Um huh.

And this is where he lay dead.

: Ok, alright. And so from your vantage point there on your porch, you don't see Mike Brown actually go down and hit the ground.

Nope.

: Ok and were-were there any a when he falls to the ground, were there continual shots then?

There was I heard a couple more shots after he I guess fell to the ground because I was not able to phy-physically see him fall to the ground.

: Ok.

So therefore I heard another couple of rounds go off. I'm still at the blind point.

: Um huh. So you don't know whether he was down on the ground when those final shots were done.

I do not, I don't know.

: Because you couldn't see him at that time.

I couldn't see him, I was at a blind spot.

: And if he was walking further, that the police officer would have been um, further a east on Canfield, or west on Canfield there as well, is that right?

He was.

: I-I let's, let's make this clear.

Yes.

Um, when Michael Brown is running the first time you see him he's running east on Canfield, correct?

(U)

: Away from West Florissant?

Ex-exactly.

: And then at the time that he's a-a when you're talking about the final shots happening, he's actually headed back west on Canfield?

Exactly, exactly.

: And that would be back towards the police officer.

Exactly.

: And so at the time that Michael Brown a, when the shi, at the time of the last shot you can't see him or the police officer at that time?

I can't see him nor the police.

: Ok, and that...

At-at-at...

: ...the police officer would have been further west from Michael Brown at that time, correct?

: Not, initially they it was at a point to where I was able to see both of them...

: Um huh.

:physically.

: Um huh.

: It came to a point to where it came close in portion to where I couldn't see neither one 'em.

: Ok.

: So that means that the cop, the officer was going eastbound at first to subdue Mike Brown.

: Um huh.

: And it came to a point to where he turned around and gettin' closer to the officer, the officer stepped back goin' toward West Florissant and Mike Brown was coming to his direction.

: Ok, so they're both headed westward, Mike Brown is coming towards the police officer, the police officer is backing away...

: After shooting...

: ...towards West Florissant...

...still shooting, after shooting.

: ...still shooting.

Yes.

: Ok, and then they both disappear behind the building.

It was basically out of my view.

And you can't see either Mike Brown or the police officer.

The only way I was able to see both of the individuals when I came off my porch and walked toward this building and seen him laying down in the ground.

: Alright by the time you get down there Mike Brown is already laying on the ground.

He's already laying down on the ground.

: And how is he laying on the ground?

It was, ah, stomach first.

: Ok, he's face down on his stomach?

: Face down.

Alright, ok and which way is his head facing at that time?

Going toward, West Florissant.

: Ok, so he's basically laying west.

: Yes, yes.

The way that he was moving at the time.

: Exactly.

: But you did not see.

: The hit.

You, you heard additional shots after they disappeared from your view?

Yes I did.

And but you did not see Mike Brown fall to the ground.

: I did not see him physically fall to the ground.

: When he fe-fell to the ground did you see what the police officer did at that time?

Um, st-st-st-stepped way.

: Ok.

And-and called back up and-and-and lookin' in a state of discombobulated (sp?) state.

: I'm talking about at the time that Mike Brown fell to the ground.

Yes.

: You were able to see that?

Yes.

: Ok.

'Cause I got off my porch, I walked over and several other people, but I'm speakin' for myself. I'd seen a state of discombobulation (sp?) in his face.

: On the police officer's face.

: Yes.

: Ok, I'm talking about at the time, you did not actually see Mike Brown fall to the ground.

: No I did not.

: Could you see what the police officer was doing at the time Mike Brown fell to the ground?

Calling for back up.

: Ok, I'm talking about at the time he fell to the ground.

I did not see him fall to the ground.

: That's what I'm saying. Could you see the police officer at that time?

SA : Same time?

: I could not. This it I-I wasn't able to see neither one 'em 'til I walked off my porch and walk over to see that Mike Brown was on the ground.

: Ok.

And I was looked at the facial expression of the cop.

: Alright.

SA That's fine.

: Ok and that's fine. Alright at any time did you see the police officer um, stand over um, Mike Brown and shoot him in the head?

: No I did not.

Did you see Mike Brown on his knees when he was shot in the head?

No I did not.

: Did you see Mike Brown fall to the ground and the officer continue to let rounds off or?

: No I did not.

: Ok, and did you see the officer stand over Brown and finish him off?

No I did not, I can only assume that, based on what I heard.

: Ok, well and that's what I want to get to ok, because I have gone through your statement back....

: Yes you did.

:on August 16th .

There you go.

Alright and that time you'd mentioned that um, you'd heard some things from people a for example at that time you talked about how you did not see any initial confrontation in the police vehicle.

Exactly.

: Is that right?

Exactly.

: And is that your statement today as well?

: That's my statement today.

: You heard the, the first shot and that's when you went to the other part of your porch?

: Exactly.

: The first thing you see is Mike Brown running?

Exactly.

: Ok. A but you also said on August 16th and this is one reason I wanted to talk to you ok. You said very clearly on page two of your statement a that the officer stood over Mr. Brown. And that the officer was with-within arm's length when he shot Mr. Brown in the head. Ok.

That's what I assumed because I'm not.

: You assumed that?

Because of not, be, 'cause I did not see it and I could only hear.

: Ok.

: And I'm from the street so I know.

: So you assumed you couldn't see.

I couldn't see physically with my eyes.

Mr. Brown and you couldn't see the police officer.

: No I did not, but I knew that these two individuals in the street.

: Um, so you assumed then that Mr. Brown fell to the ground and the police officer stood over him and shot him in the head?

: Yes after gettin' shot.

: Ok, and that's, that's what you assumed.

: Yes I did.

So you didn't actually see that?

I did not actually see it.

: And when you told the police officer's on August 16th that Mr. Brown was on his knees when he was shot in head that you assumed that as well?

Yes I did.

: Ok. You also assumed that Mr. Brown fell to the ground and the officer continued to let rounds go off into his body?

Based on what I heard with the gun.

: Ok. And but you, but you were assuming that. You didn't actually see it.

: I didn't actually see it.

: Alright. And then you assumed that the officer stood over Mr. Brown and finished him off.

: That's what I assumed.

Ok, do you think you should be assuming those things if you haven't actually seen them?

A, According to what you saying here I shouldn't be assuming 'em.

: Ok.

: But I can only go on based on what I heard.

: And but you see what I'm getting at. That's, that's why ..

: Yeah, yeah, it's let's no, yeah exactly.

: ...it's important for us to talk about. Let me, let me just finish ok? That's why it's important for us to talk about only what you saw and not things you're assuming, you understand?

I-I couldn't see it based on my location of my apartment.

: Ok so, so all that was assumptions and you can't say for sure that any of those things happened?

Exactly.

Ok.

SA And that's fine you don't to see everything, but you...

No, but I got a common sense.

SA Yeah.

: Right, and that's the thing we just need to be sure that were talking about what you've seen and not what you've heard.

No I don't listen to nobody.

: Ok.

SA When you say what you heard, you meant?

Based on the physical shootin' of a gun.

SA Like you could hear the shots?

: Right.

Exactly.

: What about what you heard about the physical shooting of the gun? What about the, this those sounds that you think that the officer was standing over Michael Brown and shooting him?

Because he's only a, that's his pistol. That's his everything and for him to let rounds off he had to be the one to do it.

: And a-a I mean assuming that based on just hearing shots, I mean was that assumption based on what you heard as far as the gunshots as well as what, is what people were saying later or...

I-I-I'm not listening to nobody.

Ok.

My experience is my experience. Only reason why I'm assuming is because the closure of what I seen of Mr. a Brown go through...

: Um huh.

: ...and the officer responding the way he responding with nobody else had a gun around the area, so.

Ok.

My assumption leads me to believe that the officer continued to do what he did.

: Ok. Um, but you mentioned in your initial statement to a that a there were, that this, that this got the attention of everyone else around there.

Yes it did. Yes it did.

Is that fair, ok. And obviously you would have know that from how? From people coming out and talking about it?

Yes, multiple, multiple people were hearing um, gunshots and kids all playing early in the morning, on a Saturday morning.

: Um huh.

: Before 12:00.

In, you mentioned that, that the, the although you didn't see it, you said that the first shot was the shot that went off in the SUV. How-how did you know that? That the first shot went off in the SUV?

I only knew of that information, which is not valid because of the television.

Ok.

: And so it's not concrete to me.

: Ok, that's fine.

And I did it.

: And, and you stated that at the time, ok.

Yeah.

I'm to be fair to you...

Yeah.

: ...on August 16th you said "listen I didn't see..."

: Exactly.

“..the first shot but you said you understood, I think what you said was
“There was a shot that went off in the SUV from my understanding.”
Right?

: Right.

: And that’s from TV?

Exactly.

: Ok.

And I know another shot went off too as well over in the building
complex, right here.

: Um huh.

And there was a shell removed and they replaced it and put another
fixture up to where.

: And how-how do you know that?

: Because I seen the bullet impression um, the day of the event.

: Ok, did you see it when it actually happened or at a later time?

No I did not, no I did not.

Ok, on that same day but later?

: Later.

: Ok.

: Yeah.

: Alright. Ok. Do you want to take a break?

: Yeah, do mind giving us a minute? We’re just gonna.

SA Do you want any-anything. Do you want a water or anything?

: I’m cool, I’m just waiting for the questions.

Alright.

SA Alright.

: There won't be many more.

That's ok.

We'll be back in just a few minutes.

I just, we just need some clarity.

SA Not that , your necessarily gonna, but if you get a phone call or anything we're just gonna leave that on. So if you want.

That's cool. That's cool.

SA : Ok, just wanted to let you know.

We're just tryin' to make sure it's clear.

SA Oh that's fine. Thank you we appreciate it.

(Walking)

: Thank you.

: Alright.

(Walking)

: (Clears throat, shuffles, scratches, sighs, moves his keys) (talking to himself UI) (Coughs) (Coughs) (shuffles)

(Walking)

: (Coughs) (Clears his throat)

: Ok, alright we just have a few more question for you. And I, I want to ask you about um we had talked before about whether or not um, you saw Mr. Brown shot in the back ok? Um, in your August 16th statement you had said something about um, um that a the police officer shot Mr. Brown in the back and...

: Hmm.

: ...you said that on pages one and eight, and you said you hit him "pow" one time in the back on page two ok? That's what I wanted to get at, I mean is that, is that something you actually saw?

Based on the shootin' of the indiv, the cop shootin' in eastbound on Canfield, I assumed that he shot him in the back.

: Ok. That was just an assumption on your part?

: Yeah, I don't know where the bullet landed.

: Ok, a you mention again at pages six and seven that another shot went off and in his back and that when he was shot he immediately turned around so, as you sit here today you are, you basically what your telling me is you're, you were assuming at that time that he was actually shot in the back?

Yeah, he was, the officer was shooting I don't know what location of the body it hit.

: Ok.

: So I assumed it to be the back.

: Alright, and I mean were you again were you assuming that even though you couldn't see it at the time?

I was in clear view of seeing the cop shooting. I don't know where the bullet landed.

Um huh.

: I just said the back.

: Ok, where you could see the policeman shooting at that time, could you see Mike Brown, or were you just assuming?

I was seeing both, I seen both of them.

You could see both of them at that time.

Both of the individuals.

: Alright, but you were assuming that he was shot in the back?

Yes and this is when he turned around and put his arms up?

: Alright. Did that a, are you at all aware of the-the autopsy that was made public in this case?

I didn't try to look at it man.

You said something about a graze to his arm. Were you aware of that from having seen that on TV?

: Yeah.

: Ok.

And that's what I'm thinking, I'm assuming that the bullet braised him in his arm.

: And that's the thing I don't want you to make assumptions today.

Exactly.

: Ok, alright. So basically then your assumption that Mike Brown, that the police officer shot him in the back that you talked about on August 16th.

Um huh.

Did your assumption change then when you became aware that he was grazed in the arm, through the media.

It did.

Ok, thank you.

It gave me more of a visual direction of where he was hit.

: Right, alright and speaking of visual, you talked about visuals before and I-I just want to be clear that on that day at the time that Mike Brown fell to the ground, you did not actually have a visual of what was going on at that time, correct?

No 'cause I was in a blind spot.

: Ok and that's understandable.

: Yeah.

: That's fine I appreciate your explanation ok. Um, let's talk a little bit more about um, when a um, at the time that Mike Brown turned around, you're saying that at this, at this point you've-you've acknowledged that when you, when you talked about that before you were assuming he was shot in the back and that's why he turned around.

Exactly.

: Ok, you don't know that 'cause.

Exactly.

: Alright, that's fine. But any event he turns around, he's coming back towards the police officer.

Yes.

And you said that he took a several steps towards the police officer.

Yes he did. More than, it's more than two.

In fact you, he took enough that the both of them actually disappeared from your view. Is that right?

Not in the beginning. Because I was...

: No I right and that's, go ahead you can explain, but I'm, I'm not saying right at the beginning.

: Ok, not, not at the beginning because I was able to see, see them in visual to where the police had his arms up, his gun and he was shootin' the individual in the chest and then became a point to where they was closing in on each other and he was steady gettin' shot and became a blind spot to me and that's where I lose all physical eye contact with seeing either, either one 'em.

: Ok, and they both disappear behind a building.

Exactly.

And you can't see 'em any longer. But Michael Brown basically took enough steps that they both ended up back behind a building where you could not see them.

: Exactly.

: Alright. Um, it you-you mention before that um at one point Mike Brown turned around and had his hands up.

: Yes.

: And I think you described 'em sort of at ear level, shoulder level, where would you put 'em?

(Ahh).

: Ok, basically but at the top of the head.

Exactly. Yes.

: Ok, alright.

SA : (UI) I'm sorry just to get more description , so it's about your straight across, horizontal to the ground.

Yep.

SA About a 90 degree angle.

: Exactly.

SA Not straight up o-over head.

No, just straight up.

SA : Straight up.

Football field, so.

Ok and a could you see anything on Mike Brown's hands or arms at that time?

No, it was in my distance.

: Ok, ok, but you alright. And so he it, when he turns around he's coming back towards the police officer then at that time?

: Yes he was, yes he was.

: Ok, and when you last saw him, he was continuing towards the police officer?

: Yes he was. Until there became a blind spot for me.

Ok.

SA A, just about the hands, were his hands up before he turned around. So he's-he's going...

He was.

SA He's going east bound, stops before he turns around, are his hands up or he turns around and then hands up?

: Exactly.

SA : Ok, so he turns around.
Yes.

SA : And then he puts his hands up.
Yes he did.

SA : Ok, I just wanted to clarify.
(Clears throat)
Um, could I ask you about a you mention that before the video, where your voice was on that video...
Yeah.
...and the guy who took the video, do you, did you seen him before?
I don't know him. I don't know him. It's a lot of people over there filming stuff.
Yeah.
(Sighs)
Did you recognize any other voices on there when you saw it?
Um, I was able to recognize my voice (laughs)...
Right.
.. 'cause I was standing on my porch and they was literally around the corner from where my porch is at and observing the same thing I observed.
So was it, was the first time that you knew that video existed was it, when you saw it on the news, of did you?
Yes, when I seen it on the news.
Ok. Um, and so, so you don't know the person whose took at all, do you know what the person looks like or have you heard anything about it?
I don't (shhh), I don't know.
No.

: I don't know, if I did, you would have known too. (Laughs)

: Ok.

You know, I'm surprised.

SA Do you live by yourself?

Yeah I do.

SA There is a female voice.

: Where at?

SA You had a, did you have a lady with you, staying with you?

Nobody was staying with me.

SA 'Cause it sounded like you guys were having a conversation.

: I was on the phone.

SA But you hear a female voice. I mean if, if it's somebody you don't want talking to us.

No-no-no-no-no.

SA 'Cause I understand, I mean.

'Cause there's no, it was nobody I was by myself. I was on the porch talking to a female on the phone, at the time.

SA No, I mean you can hear it. It is very clear the female is there.

: It was not in my place of business. Maybe it was the next door neighbor she was probably home. I don't know (laughs).

SA That could be.

: You know what I'm sayin' because.

SA Yeah.

I know I was on my porch by myself.

SA Do you whether your next door neighbor saw anything?

A, they I don't know I think she was at work or somethin'. But your saying you heard a female voice, I didn't hear a female voice.

SA : You know is there more than one person staying in that apartment?

You got people stay upstairs on the third floor, then you have my flo, second floor which is the couple that stay next door and me and then you have a couple downstairs and you have a individual staying downstairs on the first floor.

SA Ok.

So, it could have been anybody voice.

SA Ok.

You know, nobody was with me.

: Let me as you this, at-at the time that Mike Brown is coming back towards the police officer, can you, a kinda describe sort of was he standing straight up, was he bent over leaning towards the police officer.

He was standing straight up.

: Standing straight up?

Yeah, he was standing straight up.

Ok, and did you at any time did you see him leaning towards the police officer at all?

: It became a blind spot when he got further. Yeah.

I'm just talkin' about the, the short distance that you saw that?

No, I did not.

: Ok. And let me, we-we talked a little bit about that video. The, the one that's been on CNN.

Yeah.

: And you mention on there that your-your voice is the one saying that Michael Brown didn't pose a threat to the police officer

: Pose a threat, yeah, yeah.

: Now to be fair, I mean is it fair to say that you did not see the entire incident from beginning to end?

I did not.

: In fact, you've, you've told us today you've been very clear actually that you....

That's it.

: ...did not see the initial confrontation.

Exactly.

: And that also didn't see the end of the confron-confrontation.

No I did not.

Ok, that's all I have sir, thank you.

: Is there anything else you want us to know?

That's it, that's all I know.

: Um, do you think that we treated you fairly?

Yeah, I mean you're doing your job, I mean a you're just tryin' to get it out there.

: Ok.

And at least it be out there and, and justice need to be served in the sense of even if it's against yourself.

: Ok, did we make you, did we force you to say anything you didn't wanna say?

No, I did this in my own free will and the card.

: Ok (laughs). Alright.

SA (Laughs)

: Thank you.

: Thank you. I got a chance to lock up.

SA : Ok, were gonna stop the tape at 10:23.