

9/25/2014
FBI St. Louis Office
2222 Market Street
Federal Bureau of Investigation Special Agent (SA)
Department of Justice (DOJ) Trial Attorney
Assistant United States Attorney (AUSA)
Interview of

SA = SA
DOJ =
=
=
Unintelligible = (UI)

SA Today's date is uh..September 25th. We're in the FBI Building at twenty two, twenty two Market Street. In the room is um..Please say your name and spell it..

SA Ok. Could you spell ?

SA Ok. And what's your date of birth?

SA Ok. And your social security number?

SA Ok. And what's your address?

Uh..nine

SA Ok, alright and also in the room is , DOJ Attorney and um..AUS

So , before we got on the recording I just told you tha nd I are..are the prosecutors, and..and we work with on um civil rights cases, like police misconduct, hate crimes and so..we just wanted to meet you..um..and ask if you a few little, little follow up questions from what you were asked for back on August 16th. Um, I wanted to let you know that because we're being recorded, all your answers need to be

out loud. Um, so if you shake your head, I'm probably gonna say "Is that yes?" or "Is that a no?" It's totally fine, but I just want to let you know that. um, and you may already know this but uh..lying to us..lying to a federal agents is a crime. So...

Yeah, you told me that (laughs).

I always say to p..I always say to people..you're better off not talking, then..then lying to us, ok?

Mmhm.

Um, and I know that we are in here, and are in the FBI, and there's security and all, but if at some point you don't want to talk anymore? That's totally fine, ok?

Ok.

You understand?

Yes.

Ok. Um, so you can feel free to..to stop us if you want to stop. Um..if you don't understand something that we ask you..then..we want you to stop us..um..and tell us you don't understand. Because..just because we are..we are lawyers and in the FBI doesn't mean we know how to a..always ask the right kind of questions. So we want to make sure that you understand what we're asking, ok?

Ok.

So if you don't understand, please stop us. 'Cause the most important thing is for you to tell the truth. Um..and for you to a..and the only way you can tell the truth is if you understand what we're asking, ok?

Right.

Alright. Um, and I don't want you to feel at all that like this, this case rises and falls with you. Everyone's got a little piece. So..the only right answer is for you to tell us what happened. If you're unsure about something, if you think you're guessing, if you don't remember...just let us know. Ok?

Ok.

It's perfectly fine to be unsure. Um, and..it's perfectly fine to tell us that you're assuming something or you're guessing something.

: Yeah. I when..uh..he first came to interview me..I told him the things I said is what is exactly what I remember but as far as details he was askin' me..I have really bad vision. Right now I have in contacts, but at that time I had nothin'.

And you know, you bring that up and that's..that's a really interesting thing . Cuz that was one of the..cuz..so let me tell you..so this..this right in front of me is a transcript...

: K.

... from when you were interviewed back on August 16th by those two FBI agents. It was recorded, like we're recording today. And we listened to the recording, and there's a trans..we made a transcript from it. So..when you see me looking at it, um..that's what I'm looking at. So if you at any point wanna look it, I'll let you. No problem.

Ok.

Ok, so..and..when, when you brought..when, when you brought up the good point was..is that you had mentioned in your..in your last interview about your vision. Can you tell me a little bit about...And you said you're not..you're wearing you contacts today...

Yeah.

...but you weren't wearing them then.

Well, I say my vision is like...without my contacts..I can see the outlines of people, I can see like exactly what they're doin' as far as their face...you know what I mean..and like..in de..detail what they're sayin' as far as their lips, I can see..

Ok, and you have trouble seeing details of their face?

Yeah.

Like I'll give a good example. Like when I was in high school, and I used to wear..I, I knew I needed glasses cuz I'd go into the lunchroom and not be able see where my friends were...

Right.

...cuz I couldn't tell..

I have that problem all the time.

Right, so you have trouble like seeing who people are.

Yeah.

You know there are people out there, you just don't what's goin' on with them?

Yeah.

It's..

Like, yeah. I see..I basically see the shapes and outlines..

Ok.

..you know..

Ok, that helps us understand. So that day you weren't wearing your contacts.

: No. I just got 'em.

Ok.

: (Laughs)

Oh so you're eyes were getting used to it?

: Yeah.

And you have to deal with it getting teary eyed, and all that?

: No, I mean just got 'em like..two days ago..(laughs)

Oh you just got 'em now?

: Yeah.

SA : Did you wear glasses before?

No, I always break up glasses. (laughs)

SA : Ok. (laughs)

Oh, so how're eyes adjusting to the contacts now?

Oh..if I see so clear, I'm really happy. (laughs)

(laughs) It's kinda like..wow there's a world out there I never knew was there ??

(Laughing)

You know, I remember I went through the same thing. I remem..yeah..all of a sudden I could see my friends at lunch. It was kind of amazing. Ok. Um, so I just want to ask you..like I'm gonna ask you just..I'm gonna go back to this..um..and just make sure..um..just go through a few of the details and just ask you to clarify some additional things. If you can't clarify..that's totally fine. Ok?

Ok.

Ok. So just talking about when your first saw the police vehicle. Um and the two boys um..that were there. Ok? Um..and just so..just so what we can distinguish between the two boys, do you now know their names or do you just want to talk about like them physically...like one was bigger than the other. What..what..

: Yeah, I just gave a physical description cuz obviously I don't either of them.

Ok, what's the easiest way for you to refer to them as we're talking now?

: Um, I would say Mike Brown was definitely big. I didn't know he was that young cuz how big he was.

Ok.

: And they he had skinny little dreadhead dude with him. I saw him on the news, but..

Ok.

: ..I never seen either of them before that.

So, so when we talk about the big one, we'll talk..that means Michael Brown. And the skinny one is the friend. Is that fair?

: Yeah.

Ok. So when you talked about um..when you talk about this you say..what, what..specifically on like what you saw at the car, you said "I'm like what's goin' on down there?" You saw the boy get mad and come around to the window, and that's when everything happened.

And you're talking about the boy name..in that context, that was.. the big guy?

: Yeah.

Ok. And then you said "His friend just took off running. He didn't stick around to see what was going on.". Is that the skinny guy?

: Yeah.

Ok. Um, and that's fair. That's what you told the FBI back then, that's what you remember. Is it?

: Yeah.

Ok. When you say that you saw the boy, when you saw the big one get mad, what about him..um..what makes you think that he was..he was mad? What about his actions or..what you know..

: The way he charged from like..you know when someone's angry, they instantly pick up anger and just..charge towards somethin'.

And you're like jerking your head forward..and the reason why I'm saying that..is..if you listen to it, won't be able to see it, right?

Right.

Ok. So you're saying he charged, and he..meaning the big guy?

Yeah.

And like, like jerked his head forward like..

Yeah, like just instantly from...when the car..pulled backwards, he just instantly like ran to the window like he had something to say to him.

Ok. And, and from what you can tell, it he appeared to be mad?

Yes.

Ok.

I heard screaming, but it was..it wasn't clear.

Ok. When you heard screaming, do you know whether you heard screaming from...coming from the..from the big guy or from the car?

It was, it was coming from him.

From him, meaning..the big guy?

Big..yeah.

Ok. And um...and do you remember words at all or do you just remember screaming?

No, I just remember..he was really mad, he was like yelling at him.

Ok.

By that point, I wasn't even that close to..you know..

Ok. But you can hear the yelling?

Yeah.

And wait..

I'm sorry go ahead.

It's..it's..the way the..let me explain..the way..have you ever..drove in Canfield?

Yes.

Ok, you know there's a tree right before the first apartment, sits behind the mail box. And there's a tree behind that one. I was at the tree behind that one at that time.

Ok.

And by the time I got that tree that close to where he got shot, just kinda like..was behind a tree...cuz by..you know..we heard gunshots over there, you don't know what's happening.

And so you went by the tree...

Yeah.

..when you heard the gunshots. I mean that..

To just wait and look, and like see what was happening.

I mean, and I would imagine you were..didn't want to get shot yourself, right?

Yeah.

Cuz you don't where it's coming from.

: Right.

Ok. So um, just going back to you hear..when you heard the screaming...um..and do..do you know where the screaming came from. You said it came from the big..the big kid. Did it come from the kid, the friend? The skinny friend?

: No, his friend was..well at first when he backed the car up...he was standin' there wit 'em for about a second. As soon as he got him..saw him get mad, he took off. He just ran.

Ok.

: Like when he saw him go into the window, seemed like he just ran.

And you also had said...when you were describing um..once he went up to the car...excuse me the SUV...One-once when the I'm even more clear when you saw the big guy go up to the SUV...um..the, the agents had asked you "Was he in the window or parts of hi-his body's inside the window?" and you said, "Yeah, like his head and shoulders were.". Um, and then they asked "Were his arms in the window as well?" and you said "Yeah. His arms were basically you know...sit steady reaching his whole top half in the window then coming back out like they were fighting kind of.".

Yeah, that's what it looked like.

Ok. And I think you had said that..that the big guy, Michael Brown his, his body kinda blocked your view into the vehicle?

Yeah, I couldn't see what was goin' on in there. Just saw them backin'..that's what made a lot of people come outside. Just..look like..you know you don't see people...scuffling with a officer.

Ok.

So, yeah.

Yeah, and you saw Michael Brown's um..you said his whole top half in the window?

Yeah, just about.

Ok. And were you able to see what his arms were doing?

:

No.

And that was because his body was blocking?

:

Yeah.

And were you able to see what the police officer was doing?

:

No.

And again, that's cuz Michael Brown's body was blocking?

:

Yes.

Ok. (Pages Shuffling) Ok, and then, I think you had said it went on for about fifteen seconds, this back and forth, is that right?

Yeah.

And then, you heard the shot go off?

Yeah, it was the first shot.

Ok. And then...you still..you told the a..you told the FBI agent that he came out the window and was like..you know...and so it's one of those things that I wanted to ask you, cuz...we can't tell what that means when we're listening to it. So can you describe a little bit more?

When he backed out of the window?

Yeah, oh so you heard the shot?

Yes.

And then what happened?

He like backed outta the window real slow, and it's like he started lookin' at hisself. Just lookin' down at his body like, you know..

Like and you're, just cuz the recorders picking it up, you look like, like?

Yeah, I'm sorry.

No, that's totally fine. That's fine, that why we're all here too. Like he was almost like checking himself out?

Yeah, it looked like he was..like lookin' at hisself to make sure he wasn't bleedin' or injured or whatever.

Ok. We're you able to see from where you were...

No.

..any blood or anything?

I was, that's what I was looking for, nope, seein' if I..Cuz he had on a white shirt, I was tryin' to see if I saw some type of stains or something, but I couldn't see any.

Ok, and then what happened?

It's like he started to com, well when he first came out the window, it looked like a gun fell. That's why everybody in the complex was like "He had a gun", stuff like that.

Ok, you said, "It looked like a gun fell". Now I, again, I know you just described everything with your..with your vision..are you sure that you saw a gun fell out, or do you think you did?

No, I'm not positive.

Ok.

It's just what it sounded like, and kinda look it was just like a black metal something just..(noise)...

Ok.

...then fall.

And so you talk about how all these people kinda came out and were talking about things. Is that right?

Yes.

How quickly did all the people come out and start talking about things?

I say..as soon as that first shot was fired, everybody in the apartments...right in front of where it was happening, they kinda came out and was standing on their balconies. By the time all the rest of those shots rang out, everybody had came outside, and then were just standin' on the sidewalks. Everybody was just standin' on the sidewalks, cuz..somebody..I'm not sure if it was..somebody with dreads was just runnin' around the complex sayin' "They shot him. He didn't do nothin' to him. They shot my friend.". So everybody was outside, he was knockin' on doors and everything.

This person with dreads?

: Yeah.

Which is different than the skinny friend that we're talking about right?

: Yeah, I don't remem..I don't know if it was him.

Ok.

: I just know it was some guy with dreads.

Um, and you said he was running around...what, what do you mean, like lit, physically like going door to door?

: No, not door to door. It must have been somebody he knew in there. He was just runnin' around the complex like "They shot him, they shot my boy, he didn't even do nothin' to him." And then he was, he went knocking on somebody door, must have been his family or something. But, as I was walkin' into my building, I saw everybody from all the buildings comin' outside.

And people were just talking about what happened?

: Yeah.

And were they..were they talking about what they had seen?

: Yeah, it was some people talking about what they had saw, cuz um, like I said the officer's van..was almost in the middle of the street..so..all those cars were just stopped right behind me. And I was at the tree, I look over to the side, it's a line of cars right here. So, it was a lot of people that, you know, was sittin' there and watched this happen. So it, most of the people just got their cars and left 'em there on the sidewalk, I mean you know on the side of the street, and it just formed this big crowd around him. And then, they put up the tape like probably fifteen, no it wadn't da, no it was probably like..seven minutes at the most later, after he got shot they put up the tape.

Ok. Let's back up though. Um, so after my, after the big guy, Michael Brown, um was kinda checkin' himself out to see if he had any injury, um, what did he, what did he do?

: He like uh stalled for a minute and as the officer was gettin' out the car, he turnt around. It, it looked like he attempted to run, but he ain't get

anything but like ten, twelve steps before he stopped and turned around.

Ok. And when he stopped and turned around, um, what happened?

That's when I heard all the gunshots.

Ok.

And officer was standing there with his gun pointed at him, and I just heard all the gunshots.

Ok. So one of the things that you had told um, the FBI agents, uh, uh, back, back on August 16th was that you were focused on Michael Brown. You looked at him and not the officer.

Yeah.

Ok. So, so it's fair to say that you were really looking at wh-what Michael Brown was doing at that moment?

Yeah.

And he was, he had, he, Michael Brown had gone, um further away from where you were at this point?

: Yes.

Ok. So at that point..um..how clear were things? Cuz I know you said you had...

: Yeah, vision problems.

..your vision problems, right?

: Yeah.

So you were able to see that there was a figure there, correct?

: Yes. (laughs)

(laughs) And he..

: It's not that, (laughs) that bad.

I know you, I know. But you able ta..I mean you knew there was a person there.

: Yeah.

Right? Ok. Um, and, and then he, and then he um..

: He paused after he um..how do I say..it wasn't really a run, cuz he didn't get far. Well after he stopped, he turned around, and he put his hands about shoulder length. It wasn't in the air like everybody doin'. He was about like this.

Ok.

: It's like..

And so I just wanna...for the tape now..you're..you..you have your arms kinda close to your body, is that right?

: Yeah. They were about shoulder length, you know when somebody's scared, like they're backin' away from something like "Whoa." No hands spread kinda backwards.

Well you say like someone's scared, so this is and, and you had said that before in your statement that Michael Brown appeared to be scared. And that's what I want to ask you now again. He's further away from you than before, is that right?

Yes.

Ok and um..

Actually I was closer by that point. I had walked down to the mailbox.

Ok..you..so when..so when did you, so you walked to whole time, as this was happening?

No, at um when I heard that first shot, that's when I stood behind the tree.

Ok.

After that, I started cuttin' across like the, it's a grass field. Started cuttin' across this back grass field behind the mailbox structure.

Ok, so just that I'm clear, because this all happened really fast, um..when it first, when, when the, when Michael Brown first went up to the car, did you continue walking or that's when, that's when you stopped to watch?

Yeah.

You stopped to watch?

: Yes.

Ok. And then, you heard the shot, and that's when you went..by the tree?

: Yeah. I was already right there so I just kinda scooted over into the grass.

Ok, and then when Michael Brown started moving away from the car, did you stay by the tree?

: When he started runnin' I did, but then I started walkin' that's when I heard the shots, that's when I kinda...after everything happened, like the people came outside, I kinda just ran (laughs) in the house.

Ok. So I'm talkin' about before this, before that second set of shots that you described. Um, just when Michael Brown was running away, and when he turned around, you said, he looked scared, that's why I just wanna know based upon um what you were able to see. You know, I know it's easy to assume, and I'm sure you felt a little bit scared, right? When you heard gunshot, right?

Yeah.

Yeah. Um, but I..just based on what you were able to see...you said that he was scared. What, what made you say that? Other than just the very fact that there was gunshots.

I say his posture. Cuz he was a big dude, and he was kinda hunched forward like he was in, with his hands up, like he was in give up, you know "I'm givin' up" stage.

Ok. So you, and so you say he was hunched over?

Yeah.

How was he hunched over? Can you show me?

Like um, you know somebody's like, scrunching forward..

Ok.

..like they're afraid of something? It's his, it was just his body posture.

Ok, so you said scrunching forward. Um, were you able to see his face at this point? I mean I know...

: No, that's what I was gonna say, I couldn't see facial expressions..

Ok.

: ...but as far as his body posture and how he was standing, he'd looked like he was afraid.

Ok, and when you are talking about his hands um, and you have, you had your hands kind of like close to your body up in front of you, is that right?

: Yes.

Um, were you able to actually see the position of his palms and anything about his hands or.

: You mean like, how his fingers were?

Yeah, were you able to see that?

: No. The shape of his hands like this were...

Yeah, like were you. Like and I just wanted to, just so I can gauge you um, how well you were able to see like..what..were you able to actually see whether his palms were faced ou...facing out...or whether they were facing towards you..

: Yeah. I could tell they were facing out, just the colors. (laughs)

Ok, you're, you can see the difference in the colors?

: Yeah. (laughs)

Ok. I, I, I'm just, I don't mean, I know you're laughing and I don't wanna, I don't wanna be silly about it. I just I, I remember from myself I didn't wear glasses how difficult it was so. Ah were you able to see um, anything about his hands? Is there anything on them, or are they empty or, or, or um..what..did you notice anything...

: No, I didn't notice anything.

Ok. And then, and then what do you remember happening?

: Um, after he got shot?

Yes.

: He just..

Well no, let's back up. We're at, we have the hands up part...where you're describing him turned around and hunched over. What happened next?

: Um, that's when I heard all the gunshots, and I'm just standing there looking at him and the officer, you know..and..it was about, I'm estimating like, it was probably about six shots that I heard with him just standin' there. After that whole thing. And then, I just ran towards the house.

Ok.

: I mean, I saw him, him fall, he fell forward, he was laying there. The officer was walkin' around him with his gun still pointed at him. And then um that's when everybody formed this big crowd and they taped everything off.

Ok. When Michael Brown was running, running away from the police officer, the police officer was not firing any shots, is that right?

: No, um, I'm not sure.

Ok. But..

: I didn't hear any..

Well, that's what I'm asking you. Based on what you heard...

: Yeah.

...you..he..and you were out there.

: No, not while he was running, I didn't hear any shots.

Ok, you only heard shots after he was facing the officer. Is that right?

: Yes.

In addition to that first shot that you heard?

: Yes.

Ok. Um, and then you said um in your statement to um the FBI agents back, back on August 16th..that Michael Brown had backed up?

Yeah.

Can you describe that?

You mean after he stopped?

Yeah.

He took about two or three steps back, not really far. Just like, just little short steps.

Like walking backward?

Yeah.

Like away from the officer?

Yeah. Like..

Ok.

..you know, just kinda almost like tip-toeing, just little really small steps.

Ok. And this was and you were able to see all this?

Yeah.

Ok. Um and is that where, where um Michael Brown fell when he was shot? Right where, after he had backed up?

Yeah.

And you remember that?

Yeah.

Ok.

: You mentioned that he was leaning forward kind of at that time, he was kind of scrunched up, leaning forward. Did he, did you see come forward at all? At anytime?

No.

: Ok.

I didn't..no, I didn't see him come forward at all. He was look like he was just tryin' to get away.

Alright, and uh..you mentioned when you were talking about his, his arms and how he was kind of scrunched up. I think you started to say earlier that they weren't all the way up in the air like some people were saying.

No, they were about his shoulder height.

Ok. And close to his body?

Yes.

Alright. And you kinda described that. Um..you..a, that, you said that he didn't have them all the way up in the air like people were saying, is that what people were saying at the time, or what you've seen on TV, or what, what people are you talking about?

That's how people walk down the street. How everybody was sayin' like soon as he got shot, people was puttin' their hands up, like "Why you shoot him, if he had his hands up."

Can you, and you said people were putting their hands up, can you show us what they were doing?

Like..

And you have you hands like well, you have your hands straight up?

Yeah, straight up.

And I..

And he didn't have his hands like that..

No.

That's what you're saying? Ok. I just want to make it clear.

And were, were there people in the area who were, who were saying like that's exactly, like his hands were straight up, that's what happened? In all the chatter that was going on?

No, they was just like "Don't shoot me". People was you know testing the police cuz it was a lot a people out there so everybody like you, "Are you gonna, are you gonna shoot me too?" ...things like that.

Oh like I have my hands up, are you going to shoot me too, that kind of thing?

Yes.

What other sorts of things were people saying..um right when they were coming out?

Um, most people were just asking what happened. Uh.. a lot people were sayin' different stuff, and it was like, they was just runnin' around "They killed my friend for no reason." "That's my brother." "That's my cousin." ...all this, you know, and uh..yeah people was just runnin' around askin' what happened, and just recording, taking pictures of his body laying out there.

So when some people are asking what happened were there people were telling them what happened?

: Yeah..uh..the, the guy that was out there that was runnin' around..tellin' everybody he got shot, he was tellin' like, most people was goin' to him.

And what was he telling everybody?

Uh..he wasn't sayin' any details or anything, he was just like "Yeah, they shot him uh..I was standin' out there, I saw him shoot him for no reason. He didn't do anything." And things like that.

What does that guy look like do you know?

Not facial.

Um.

He was..

You think he, you, did you say earlier you, you think he could be the same guy as, as the skinny guy with dreads that was with the big guy?

That..

: Or you just don't know.

No. I don't..cuz I don't remember which color shirt he even had on. So I just know his dreads were, they're dreads were close in length. But I don't, I don't even remember what he was wearin' so.

Ok. Is there anything else about that guy that you remember? Does he, do you know that, does, was he driving a car at all?

: No, he wasn't driving a car. He was just runnin' around and pants was saggin'..I know that cuz I just remember he had on, some red boxers..(laughs), that's what I remember.

(Laughter)

Ok (many laugh)..that's a good way, that'll stick out whether you have your contacts in or not, right?

: Right.

Um..what I, what else..do you remember anything specific about it, what he was saying? Like anything about did, did he say he had his hands up or anything like that?

: Yeah.

That's it, yeah..

: Yes.

So can you tell me what kind of stuff he was saying?

Uh, that's what he was sayin' when everybody was standin' out there. That's why a lot of people was like "You gonna shoot me too?". He's like "Um, yeah my boy didn't even do nothin'. We was out here, and uh..they shot him, like he straight didn't even do nothin', he had his hands up, he was tryin' to surrender, and they straight shot him."

Ok.

And that was gettin' a lot of people riled up. Cuz he was just out there yellin'.

Yeah.

And then so..

Um, were there any other people that were, that were talkin' about what happened?

: No, not from what I saw.

Um, and so when you said I, I, I think I cut you off earlier...after uh Michael Brown went to the ground you were, you were...you cut across the grass and, and, where'd you go?

: Uh, I cut across the grass right behind the mailboxes and then cut across the parking lot right to my apartment. It's the, it's the so I always take that way.

Did Um, did you just go inside? Or did you stay out there and talk?

: I went inside for..cuz I had just went
I went in there, tried to put in a movie, but, it was so many people outside (laughs), you know I kept lookin' out the window or steppin' out, seein' what was going on for like almost that whole day. And I was there by myself..

Yeah.

: ...and I had never seen anybody get shot, killed, nothin' like that in real life.

Yeah. Um, did you talk to anybo, to anybody about what happened?

: I talked to my neighbor upstairs and my neighbor next door, cuz he came home and asked what happened.

And they weren't there for it.

She..was there, she was in her house, she had a.

What's her name?

I don't know her name. I don't know... her that well.

Ok.

Um, she's in apartment right up-upstairs from me though. She was out there..um when people started gatherin' in the crowd, and she was standin' on her balcony upstairs from me. And she asked me what happened. She asked me if I saw anything and I talked to her. And then um my neighbor..is real, real cool. I talked to him. And that was...it.
my boyfriend, sorry (laughs).

Oh ok, is a your boyfriend?

Yeah.

That's probably normal, huh?

Yeah.

: So, uh, about how long do you think you were out there after, after uh..the big guy was shot and fell? About how much longer after that do you think you were outside before you went to your place?

I was goin' like intervals, like I come in and look at part of a movie. Then it'll get louder, and I'll go outside like "What's goin' on out there?". And I'd just walk around like, in front of my house then go back in. Was doin' that for awhile. Cuz they was out there til like eleven, probably after midnight. All night, just playin' music and bein' loud and..so like the whole day I was just like in and out the house, just random times.

: From the fr..from the time he fell there in the street...

Yeah.

: ...uh how long do you think you were out there before you went into your house the first time?

When he fell? Probably nothin' but couple seconds..uh..yeah after that, I just walked past. Cuz it was a lot of a people close to where I live, I just walked past them went into the house and came back out. I kinda ran in the house after that, so it wasn't long I was out there.

You said several times uh on August 16th when you talked to the agents, that you described um..after you talked about the big guy going to the uh..window of the police car and them fighting. What was it that you saw that you described as fighting? I mean, wh-what did you see that made you think they were fighting?

It'll be probably how aggressively he was moving his arms. Like his body was jerking. How he was moving his arms in and out of the car.

You're talkin' about the big guy?

Yes.

Ok.

So..that's what it look like fighting because it wasn't clear if he was..defendin' something, if he was doin' something..you just saw how aggressively he was movin' his arms.

Alright. In and out of the..

Yeah.

...of the window of the car?

Yeah.

: Of the police car.

In and out of the window.

: Ok.

Could you give us a minute? Do you mind if we leave you for a minute?

Yeah.

You can stay here. Do you mind?

That's fine.

Ok.

SA Do you mind if I leave the recorder on?

Sure.

We'll be back in just a minute.

SA You're not gonna talk to this recorder? (laughs)

Thanks.

Thanks.

Interview resumes at 30:50

Alright, I just have a few more questions, we just want to clarify some stuff.

Ok.

That maybe, maybe we just didn't understand. Um, just going back to like where you were standing, with the um..tree and all that..and the..eh..this is a map. Um, I don't know if it's gonna help you or..it help you at all. If it does you can use it, if it, if it doesn't..um..I just wanna um..and, and can help orient it, if you need to but um, I just wanna um, understand at what point you were walking, at what point you were stopped. (pause). And you could just describe it if that's easier too.

I'm tryin' to look at what is, oh this is the map he had when he no, yes it is..

SA This is the..

Oh..(laughs)...

SA That's the leasing office.

Um, Um I'm lookin' at the whole wrong street.

SA Ok.

It's right here. Ok. So I was about...and some more trees up here. It was about right here, the mailboxes are right here. And the whole uh..thing happened probably about...right..I didn't think it was that far from the lease office.

Well, let me ask you this were you like um, you were on the side of the str..you like..was that..directly on the side of where the police car had stopped?

No, I was kinda farther ahead of it.

You were farther ahead of it?

Yeah.

Ok, when it..

Closer to West Florissant?

Yes. That's where I was comin' from.

Ok. And when you, when you, when the um, when Michael Brown first approached the car and you stopped...to watch, is that right?

Yeah.

Ok, you stopped walking, I'm just tryin' to figure out when you were walking, when you were stopped. So you stopped. And then when you..when you heard the shot, you went by the tree?

Yes.

Ok. And was the tree like right near where you were?

Yeah, it was like right in front of me.

Ok. And then when, so when you were by the tree, and then Michael Brown took off running, did you stay by the tree?

Yeah, I stayed by the tree til about when...um..just confusin' myself..

Ok. I'll give you a second.

Ok. Um, I don't know how my brain just got all off subject. Ok, so yeah when he..I was walkin' down the street when I saw the police car sittin' right there. When I saw the police car, I s..kinda paused, started walkin' slower because it's odd that you see a car just sittin' in Canfield with the lights on.

Right.

So that's when I kinda walked slower. When I saw the car back up, that kinda caught my attention, so now I'm watching. When he walked over to the driver's window that's when, I really just stood there and watched. Tryin' to see what was going on.

Ok.

I heard that first shot. That's when I moved next to the tree.

And did you stay at the tree until...

Yeah..

..Michael Brown fell on the ground.

...I stayed right there, just watching.

SA Where's the tree on the map?

It's..it'd be...

SA ...Cuz there's the mailboxes, and...

The tree would be about right here.

SA Ok, so it's this tree?

Is this a current picture?

SA Hnt uh.

No cuz it don't got the mailboxes on there.

SA No, it's not. I'm sorry, it doesn't have leaves. (laughs)

It'd probably be around right here.

And..and..you marked this...

SA So where were you walking from? (UI)

Walking from West Florissant.

SA Ok. So you right in here, alright. Here's the mailboxes, there's the tree. This first tree.

Yeah.

SA Ok.

And the car was probably about right here, cuz I know it was in front of these apartment complexes right here because this where everybody came outside from.

SA Mmhm. And how far did Michael Brown go in this direction?

Mm.

SA (UI)

Car was right here so he probably went only like right there. Not far.

SA Ok.

So when, when Michael Brown fell to the ground, were you further ahead from him? Further..further down the street from where he was?

Closer to West Florissant than he was.

Ok.

So you were closer to the police vehicle than you were to where he fell in the street?

Yes.

He was further away when he fell?

No. By that time, well yeah he was still cl..farther away, yeah.

Cuz you stayed and went...once that first shot rang out you stayed by the tree, until the whole thing was over, right?

Yeah?

Ok.

SA Which way was the vehicle facing?
Facing towards West Florissant.

SA Ok. And where's your apartment...building?
My apartment is right here.

SA Mmhm.
That's where I cut, always cut across that grass.

SA Ok.
Ok. So, so back on um..back when you spoke to uh the FBI on the 16th, and they talked about, asked you about um..how far Michael Brown went and then when he, he um..when he turned around, and you heard those shots. You said "He turned around and then I heard the rest of the shots". You said "I told you I can't see that far, but I just heard the rest of the shots. He stood there for a minute and he fell down."
Mmhm.
Is that right?
Yes.
Ok. And so um...so I you know again..I, I totally get that with the whole lack of contacts thing, and so that's why I just wanna, to totally be fair to you..cuz I get that you weren't wearing contact, so can you just um show me again...how, what you remember, how you saw Michael Brown's arms and hands?
: Uh, about shoulder...between shoulder and ear length.
Ok, can you just show me..again?
: Oh, yeah. About like this.
Ok so, ok so I just wanna...narrate for the tape and you tell me if it's..if it's correct. You have your arms um, you have your arms bent to your elbows.
: Yes.

And..up, up against your sides with your arms pulled towards your chest. With their hands up, so that your hands are kind of at your shoulder level.

Yes.

Is that right? Um, and you had his palms facing out?

Yes.

Is that right?

Yes.

Ok.

You, you have your hands kinda close together sort of..on..close to your chin, under your chin. Is that right?

Uh, no.

Next to the neck?

(UI) By the side of the face, kinda.

Side of the face?

Yes.

Ok.

Ok. Is that a fair description?

Yes.

How we just worded it? Um, and so..I..I know that before you said that uh Michael Brown took a few steps backward, and that's where he..that's where he fell. And then you also said he had never come..once he reached that point and turned around, he didn't come forward at all. Is that right?

No.

Ok. So do I just to be fair to you, cuz again I know that you have the issue with, with..um your vision and not's saying it's a big deal, but in terms of your vision, but just to be (UI). So we have evidence that he actually did come forward..um..before he finally fell. So..I just wanna, I

just wanna let you know that..um, if there's any-anything you may remember, or anything you might be, be sure about.

No. I don't remember him coming forward.

Is it possible that he did, and you just may not have seen it?

Yeah, it's possible I was looking at something else at the time?

Ok. Were you looking at it? What, what else were you looking at, at the time?

Uh, I was just glancing back at the cars behind me.

Ok.

And looking at the people coming outside.

Ok. So it's fair that things may have happened that you didn't, that you didn't see?

Yes. Definitely.

Ok.

Could that have happened while you were behind the tree for that short amount of time, when you were behind the tree, that, you could have missed that?

Well...ahh, I was like closer to the mailboxes by that time. After he..started runnin' and those last gunshots rang, I wasn't by the tree anymore.

Ok, I wanna be clear, that's why I was asking before. So we want, we just wanna be clear. Cuz I, I was under the impression that once you heard that first shot, you went to the tree and stayed there? No, you left?

: I paused there for a moment cuz I heard gunshots.

Right. And then when Michael Brown ran, did you leave that spot?

: Yeah, I started kinda towards my house but not ready to, you know leave from where I was from cuz I was still watching.

Ok. So you were wal, as this was, as Michael Brown was running, you were also walking. Is that right?

Yeah.

Ok.

Kinda like..d..about the same time, yeah. Probably.

Ok. And then, and at the same time you were looking around, looking at the cars, and see, to see what was going on, is that right?

Yeah, just kinda skimmin' the whole, lil' area.

Ok.

Cuz there was a lot of stuff goin' on.

Ok. Uh..I also wanted to ask you since all this has happened..can you um..tell us..I don't..what the neighborhood's been like..what the kinda chatter's been on the street?

: Um..I've been hearin' a lot of things..uh..like..for instance the other day I had walked to the store and had bought a pack a cigarettes. And the man in the store asked me for a cigarette. So I gave him one. But the people, the people in Ferguson Market was telling him to leave, probably because he was drunk. Really drunk. So they was tellin' him to leave. And then, he just, as soon as we got outside, he just "I hate them mf-mf'ers..I can't wait til his trial over so I can up here with my gun locked and loaded and.." and this was like...couple days afterwards. I mean, I hear people talkin' about the stuff they stole, someone say "we need to do this again". Uh, some man across the street like right across the street from my complex, he was on the phone tellin' somebody it was a block party, and it was gonna be goin' all week.

Ok.

: I heard a lot of things like that. People wasn't even really talkin' about the shootin' as much as they was talkin' about what they were gonna do, to other people.

Could you tell me what you were jus-just sayin' about the Ferguson Market, that you in there, with the guy you said that..he was, he was drunk, and they wanted him to leave.

: Yeah.

And what did he say, I can't wait until what?

: "I can't wait until his trial is over, like I can't wait 'til it's over, cuz I already bought my gun, and it's locked and loaded and they gonna be the first ones I come get cuz I can't stand them mf'ers".

"They" meaning who?

: The people that work at Ferguson Market.

Ok. And this, when did this happen?

: Um, this was probably like...this was when the riots had calmed down. Probably like a week or two afterwards.

Ok, so like...

: At least.

So,so several weeks ago?

Yeah.

What about in the last few weeks? I mean, I know for example the other day the memorial was burned. Do you know anything about that?

Uh, when I was at work somebody told me about it. They was like "Did you see this, it's right outside your house.". I didn't even see it burnt at all. And I came back, it..like when I was on my way back, people on bus is like "It was a hoax" and stuff like that. When I got back it was bigger than it ever was. So I don't know if it got burned down and they rebuilt it, I don't know what happened with that, but it didn't look like it got touched.

Ok.

SA We're gonna..um let's go ahead and try to document what you told me.

Well let me actually just ask you something about this, did you fill out a map like this already, when you were, were..

: I did.

And you documented where you were standing?

: Yeah..they..I documented where I was standin', the route I took, took to go home, where the car was, and where his body fell, I think.

Ok, is there anything else we should document on here?

:

Ut um.

Ok, I think because you did it al once, we don't need to have you do it again. Is that ok?

Yeah, that's fine.

I think we described it..um..Is there any questions you have for us?

No.

Do you, do you have anything you want to tell us?

Um. No.

And you don't have to...

I mean I don't know...

(Laughter)

I just wanted to make sure..

I'm tryin' to think of an example...

(Laughter)

...of a question.

You're just..you're just, your just smiling. I think..

Yeah that's why...

..we thought there was something else you wanted to say.

Yeah, it's, it's good to smile. Um, well you have s number and I don't want you to feel like just because you spoke to us today, that's it, you're not allowed to tell us anything ever again. If, if something comes to mind, if,if you talk to somebody who you think we might want to talk to, because..we just want to figure out..you know what happened. And get to the truth. So...um..now that you've met all of us, if you know someone who is maybe..you know..a little bit hesitant um..you can feel free to give 'em 's number. Ok?

Ok.

Um, do you think, do you feel like we treated you fairly today?

Yeah. (laughs)

Ok. Do you, do you feel like we, did we threaten you in any way or force you to say anything you didn't want to say?

No.

Ok. Your, you feel ok with everything today?

Yes, I feel fine.

Ok. Well, thank you very much for coming in .

Your welcome.

We really appreciate it.

Thank you.

SA 'K, I'm gonna the recorder off.

It is uh..5:46.

SA Time is 5:46 and this concludes the recording.