10/22/2014 7:12 p.m. Special Agent Federal Bureau of Investigation

Special Agent = SA
Assistant United States Attorney = AUSA
Department of Justice Trial Attorney = DOJ
Witness

SA:	It is October 22, 2014. It is 7:12 p.m. This is Special Agent at the FBI, 2222 Market Street, Saint Louis, Missouri. I'm with AUSA , DOJ Trial Attorney and we are interviewing, if you can say your name.
:	•
SA:	Okay, please (UI)
:	
SA:	Okay, and what's your birthday?
:	•
SA:	And you live with your mom?
	Um hum.
SA:	At .
	And .
SA:	What's that?
:	
SA:	Okay. Do you know the street address? Is that
:	Ifonawit's confusing It's something , naw, something like that.
SA:	. Alright. I already know it. (UI). So on ? Correct?
:	Um hum.
SA:	And what's the best number to reach you at? Is that that home number or do you have a cell phone?

:	No. The house phone.
SA:	Okay. Do you know what that number is?
:	*
SA:	Okay.
DOJ:	So, I know we spoke a little bit before we came in here. We spoke with your mom. Um. Outside, and I know she was a little bit concerned about you coming in here and speaking with us. But are you okay speaking with us right now?
:	Uh uh.
DOJ:	And you have to say yes or no so that the recording can pick it up. Okay?
:	Alright.
DOJ:	Alright. Um, and if at any point while we're talking if you want to take a break and go talk to your mom, we're not going to keep you in here against your will. Okay?
:	Alright.
DOJ:	So you just let us know and we'll give you an opportunity to go talk to your mom, okay?
:	Alright.
DOJ:	Alright. And um, we just played for you your um recorded statement that you gave to the St. Louis County detectives right after this incident on August 9 th . You had an opportunity to listen to it. Is that right?
:	Yes.
DOJ:	Okay. Um, again I want to make sure that you understand that umthis is totally voluntary and the only thing that we want from you is the truth. So um, if there are things that you um thatthat you know that you didn't say before that's fine. We just want to know that here today Okay?
. 1	Alright.
DOJ:	Okay. And if, our goal is not to confuse you, right. It's just to find out what happened. So if some of my questions make no sense, please let me know. Okay?

Alright. So don't just answer because you think you know what I want to hear or DOJ: something. Let me know that you're confused, cause I want to make it...cause you're the one who knows what happened and It's very important that you understand what we're asking for um..and that you just tell us what you know. Okay? Alright. Alright. Do you have any questions so far? DOJ: No. Alright. So um how did it come, can you explain how it came to be that DOJ: you were interviewed by St. Louis County? Did they knock on your door or did you go over to them? What happened? Um, I think they was walking up to the different doors asking anybody did they see something. Okay. And so, and so you told them that you did? DOJ: Uh huh. Alright. Can you tell me your apartment that you're in, is it on the DOJ: ground floor or is it on the second floor or is it on the third floor? ? DOJ: Uh huh. Okay. Um, and you initially said in your statement that you were DOJ: watching TV? Yeah. And you heard some screams so you went outside to look out the DOJ: window. Is that right? Yeah. And when you heard those screams, do you remember what the DOJ: screams were? I just heard somebody screamin'. Okay. One voice or two voices or one? DOJ:

One.

Okay. And when you went to your window you saw um..this man that DOJ: you described with his hands in the police car. Is that right? Yes. DOJ: Okay and can you describe the man? Uh, he had on some khaki shorts. He had on black socks, a red hat, and some Nike flip flops. Okay. So how should we, how should we describe him? DOJ: Uh...... The man in the khaki shorts or a better way to describe him? What's DOJ: the easiest way when I'm referring to him? Um...the man with the khaki shorts. Okay. So the man with the khaki shorts. So you said that you saw his DOJ: hands inside the vehicle. Is that right? Yes. Okay. And you..... DOJ: Try to keep you voice up okay? Um, just because we're on tape. Alright. AUSA: Just so we can make sure that we hear you. Alright? Alright. DOJ: Okay. AUSA: Um, and and definitely my voice is going to get softer here. It's going to DOJ: get softer so that we can both try to keep our voices up. Um.. Your mom wants to listen at the door. So..(UI)...she can hear what SA: you're saying. Maybe you're doing that on purpose. (Laughs). Um, so you saw this, DOJ: this man with the khaki shorts. His hands were inside the vehicle. Is that right? Yes. And is your view of the back of the man with the khaki shorts or to the DOJ: side? It was the, it was the back of him. DOJ: Okay.

It was the side of the police officer.

:

DOJ:	Okay. And so can you tell what you said that you saw that his hands were inside. Were any other part of his body inside the vehicle?
:	No. Just his hands.
DOJ:	Um, did he lean over and onto the vehicle?
:	Uhyeah he's leanin' into like he was leanin in. (UI).
DOJ:	Okay. So like if somebody is like, like, like leaning in with his head in the window?
:	No. It wasn't his head.
DOJ:	Can you describe, can you describe a little bit more for me?
:	It was like the officer was pullin, trying to pull him towards the door or towards the car.
DOJ:	Okay. What makes you say that?
:	Because he's, cause when he was yankin' away it was like he kept goin back and forth.
DOJ:	And you're just showing kinda like a someone's body going back and forth. But you saw his hands inside the vehicle?
:	Yeah.
DOJ:	And then when you said leaning, what part of him was leaning?
;	It was just his back area.
DOJ:	Like it, like was he bent forward?
:	Yeah, he was bent forward.
DOJ:	Okay. So was he, did it look like he was looking into the car?
:	Naw. He didn't look like he was lookin. So
DOJ:	So where, where was his head in relation to the window?
:	It was close to the window.
DOJ:	Okay. Was he, and so he was leaning so that his head was even with the window?
:	Yes.
DOJ:	Okay. Um, were you able to see the officer in the vehicle?
	No, I saw the side of his face. That's it.

DOJ: I'm sorry. What did you say? I only saw the side of his face. The side of the officer's face. DOJ: Uh huh. And, and were you able to see what he, the officer was doing? DOJ: Uh, yeah. I saw him grabbing his hand and reaching for something. You say the officer reaching? DOJ: Uh huh. Okay. Do you know which hand he was reaching? DOJ: His right. Okay. Um. Alright. And so then what did you see? DOJ: And then I saw, he got away then. He started to open the door. The officer started to open the door? DOJ: Uh huh. But he was still in the car then. Then he tased. Then he missed. Then he shot and he missed. And then the person started running down the street. And then he got out and shot him. Then I turnt and looked away. Okay. So, can I, can I just go back through that with you a little bit DOJ: more? So you, so you saw the man in the khaki shorts with his hands in the, in the car. And he was leaning over, so his head was in line with the window. Is that right? Yes. And you saw the officer and he was, you saw him reaching to his right. DOJ: Yes. Um and then you motioned that there was kind a, the man in the khaki DOJ: shorts was kind a going back and forth. Uh huh. Um, in and out, like sorta like a in and out of the car kind a motion? Not DOJ: fully in and out of the car just rockin back and forth. Yes, just rocking back and forth. Okay. And then at that point did the man in the khaki shorts run? DOJ:

He ran after like, after he tried to tase him. : Okay. So let's talk about that. So you saw the officer reach to the side DOJ: of him. Did you see a taser? Describe what you saw. I saw something come out and then I looked. And then I saw him pull out his gun and shoot. Okay, but you said before you said the gun, there was a taser. Is that DOJ: right? Uh huh. So um, so tell me how, how, tell me when you saw the taser. Explain DOJ: that for me. Um, I saw him reach for something, and then I saw something come out : and then he got, he started to get out the car. The officer did? DOJ: Yeah. Is that while the man in the khaki shorts is still by the car? DOJ: No, he was runnin'. Okay. So tell before the officer started to get out of the car. Explain to DOJ: me what the officer was doing while the man in the khaki shorts was still, was still with his hands in the car. Still has his hands in the car? Uh huh. DOJ: Uh, the man was kind a rockin back and forth still when he was in the car. But then when he tried to tase him that's when he took off. And when you say he tried to tase him, what makes you say that he DOJ: tried to tase him? Cause I saw, I saw somethin' come out and that's what is looked like. A little taser thing. It looked like something that comes out of a taser. Is that what you're DOJ: saying? Yeah. : Did you actually see a taser? DOJ: Yeah, I did.

What was the different and did you actually see the gun after that? DOJ: Naw. I didn't see the gun. I saw the taser. Okay. So you didn't see the gun but you just saw the taser. DOJ: Um hum. Okay. And that was a yes for the recording. I know you said "Mmhm". DOJ: Yes. Uh, so, so just so I can understand. When you saw the officer reach to DOJ: his right side, then you saw something that looked like the thing that comes out of a taser. Uh huh. And then, and then when did the officer try to get out of the car? DOJ: Um, after he tried to tase him. He tried, he started to get out of the car. Okay. And the man in the khaki shorts, when did he start running? DOJ: Um, when he missed. When he tried to tase him. DOJ: How do you know he missed? Um, because I saw the thing like fly like past out the other side of the window. Okay. And the thing you mean the thing that came out of the taser. DOJ: Uh huh. And then when the officer, you said tried to get out of the car. What do DOJ: you mean he tried to get out of the car? What did he do? He started to get out like he started to push the door open wider and... DOJ: Okay.put his leg out of the car. And, and then what happened? DOJ: And then that's when he took off and he got out on feet. And so you said he took off meaning the man in the khaki shorts took DOJ: off running. Yes. Um, and then you said the officer, then he got out? DOJ:

: Yes. DOJ: Okay. And then, and then what? And then he ran down the street and the officer followed behind him. : Then I saw shootin', and then I looked away. Okay. So on that, on the recording just so that I can understand, you DOJ: had said um that, that he um, that you saw that one shot and that was when he pulled the gun out after the taser didn't work. Is that right? Huh? That he pulled the gun out and shot after the taser didn't work? DOJ: Yeah. That's right. Yeah. I know I confuse you. I'm just trying to make, I'm just trying to DOJ: understand. Yes. Yes. So tell me. Cause I can see you're kind a thinking. DOJ: Uh, yeah. That's the, that's the shot I saw. I, I, I yeah I believe that's the shot I saw. Okay. You believe so which, so what, so which shot do you think you DOJ: saw? The one when he got out of the car, and the one when he first started runnin'. You look like you're really not sure. And if you're not really sure, let me DOJ: know. I know I saw the first one for sure. Okay. So where, where was the officer when you saw that first shot? DOJ: Uh, he was still in the, well he was exiting the car. . He was exiting the car. And where was the um..the man with the khaki DOJ: shorts? He was started, he took off already. Okay. DOJ: He started runnin'. Um, was there almost like this shot and then taking off running were at DOJ: the same time?

:	Uh, no.
DOJ:	No.
:	The shot was after.
DOJ:	Okay. Um, and then, and then what happened?
:	Then that's when he ran.
DOJ:	Okay. And then that's when you stopped, the officer ran, right?
:	Yeah.
DOJ:	Yeah. Is that a yes?
:	Yes.
DOJ:	Okay. And then you stopped looking. Is that right?
:	Yes, I stopped looking.
DOJ:	Um, and you said that you had stopped looking because well you heard four or five shots after that right?
:	Yes.
DOJ:	And you stopped looking because you um, figured that the police officer caught the guy in the khaki shorts.
:	Yes.
DOJ:	Um and you figured that he'd be put in handcuffs.
, :	Uh huh.
DOJ:	Is that because, just because he ran away and you heard the shots, and you figured that must have been what happened?
:	Yes.
DOJ:	Okay. Um, and so you looked, you walked away from the window um and then you um, and then once you went back to the window is when you saw the man in the khaki shorts in the street?
- j :	Layin. Yes.
DOJ:	Okay. Um and then going back to the very beginning when you saw the man in the khaki shorts there was a, there was another person next to him. Is that right?
, :	Yes.
DOJ:	What was he doing?

He was just sittin there. Sitting there? DOJ: Standin, well he was standin up. Just standin. Was he um next to the man in the khaki shorts, behind the man in the DOJ: khaki shorts? No, he was on the opposite side of the police car like towards the back of it. Like on the passenger side? DOJ: Yeah, but he was towards the back of the car just standin, watchin. Like, like clear on the other side of the car. DOJ: Yeah. Like on the passenger side of the car. Yes? DOJ: Yes. Okay. And then what happened to him? What was he doing through DOJ: this whole thing? He was just watching and then when he started shootin, he ran into a complex. Okay. Um, and so going back to when you um, you went away from the DOJ: window you said you hear those shots and did you, you heard some screaming? Yeah. Do you know whose screaming? DOJ: It sounded like the man who got shot was screamin'. Why do you say that and not the police officer? DOJ: Um, because I, I saw him with the gun, and I thinkin like when he shot him he would start screamin and stuff. But you don't know for sure. You're just guessing. DOJ: Yeah. I don't know for sure. And that's fine to guess but you have to let us know if you're guessing. DOJ: Okay. Because we just want to know what you heard, what you saw. And if you guess, that's okay. If you're making assumptions, that's fine too. But make sure we know that you're assuming it. Okay?

Alright. : DOJ: Okay. So is anything else that you just told me, any of that, is any of that a guess or an assumption? Um, that's the only thing. DOJ: That's the only thing about the screaming. Okay. Um, so basically so you, the point where you saw, was when you went to the window and saw the man in the khaki shorts with his hands in the car. Correct? Yes. : So you didn't see anything that lead up to that. Is that right? DOJ: No, I didn't see anything that lead up to that. DOJ: Okay. And then you, you describe seeing that the officer reached for something and then you saw what you thought was a thing that came out of a taser and missed. Correct? Yes. DOJ: And the officer tried to get out of the car, right? Yes. DOJ: And then you saw him, you said you saw him fire a shot? The first shot. DOJ: Okay. But you didn't actually see the gun, right? Hold up, no I didn't actually see the gun. DOJ: Okay. I just saw...... : DOJ: You just saw what? I just saw him point? DOJ: You saw pointing? I don't, I don't want to put words in your mouth but I just want to understand. Did you...... Yeah, I saw him pointing. I didn't see the gun though. I wasn't lookin at : the gun, I just saw his hand. You saw his hand. DOJ:

(UI).

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DOJ: Okay. And so you saw the man in the khaki shorts run. And you saw a police officer start to running after him. Is that right? Yes. And then you looked away from the window. DOJ: Yes. Cause figured he must have been um... DOJ: Caught DOJ: Caught...or he detained him. And then you heard four or five shots. DOJ: Yes. DOJ: And you went back over to the window and that's when you saw the man's body in the street? Yes. Okay. And when you saw the, the man running and you looked away at DOJ: that point they were out of your sight, correct? No, they weren't out of my sight. But I stopped looking, cause I was thinking he already had him. I can still like when I was looking out the window I could a still saw them, but I just turnt away. Okay. And then when, when you came back to the window and saw the DOJ: man in the khaki shorts in the street, when he was laying on the ground, he was laying in the opposite direction that he was facing um... Uh.. : DOJ: ... when he was running away? His head was facing, yeah he was facing the opposite direction when he : was running away. Okay. DOJ: just to be clear, that the one shot you said when you saw the AUSA: police officer pointing and the one shot that you saw, the police officer

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Yes.

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was basically getting, trying to get out of his car at that time?

Of that one shot? AUSA: Yes. And that's the one shot that you saw? AUSA: Yes, that's the one shot that I saw. All the rest of them you just heard. Is that right? AUSA: Yes, I heard. And then just to be clear, so the police officer is starting to get out of his AUSA: car and he fires that shot. Yes. And that's why, while the man in the khaki shorts is running away from AUSA: him, right? He started to run away there. Yeah, he started to run away. Okay. He..he had just started to run away. AUSA: He started to run away when he tried to tase him. He started to run away. Okay. DOJ: Okay. And then the police officer right after he tried to tase him, starts AUSA: to get out of his car and fires the shot that you see. Is that right? Yes. DOJ: And at that point the man in the khaki shorts is starting to run away AUSA: from the car? Yes. DOJ: Okay. Now, then you're watching that for a short time. Do you see the AUSA: police officer actually get out of the car? Yeah, I seen him get out the car. And he chases the man in the khaki shorts? AUSA: Yes, I seen him point, then I looked away. Okay. And my understanding is you explained in your first statement AUSA: you said that "I looked away because I thought he already had caught him and put him in handcuffs."

Mmhm.

Okay. Now did, did, while you were standing there watching you, did AUSA: you actually see catch him and put him in handcuffs? No. I was assuming it. AUSA: Okay. And could you, could you see them at that time? I, I didn't see um, but I could have saw 'em. Okay. Well that's what I'm asking is um.. if you could see um there in AUSA: the street what made you think that he already caught him and put him in handcuffs? Did they actually left, left your view, point of view at that time, or what happened? I just hear a silent like the shootin stop, and then I heard some more : shots. That's why I thought... Ok. AUSA: ..he had him. But at the point that you're, you're watching it for awhile, right? AUSA: Yes. You're watching the police officer chase the guy in the khaki shorts? AUSA: I watched his first couple steps. Okay. But then you said that you turned away. And the reason you AUSA: turned away is you thought that he had caught him. Yes. So, were you not able to see them at that time to know what had AUSA: happened? Is that why you assumed he caught him? Yes. Okay. So what had happened there? Had they run to a place where you AUSA: couldn't see or..... No, they just ran farther down the, farther down the block. Okay. AUSA:

And so..did they run to a part farther down the block where you actually couldn't see what happened then? And that's why you turned away?

Well, I didn't see, but yeah I turnt away.

Okay.

DOJ:

AUSA:

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AUSA:

Okay. Then that's what I'm trying to figure out is in your first statement you said "I looked away because I thought he had already caught him and put him in handcuffs." I mean basically that tells me that you couldn't see them at that time. Is that, is that right?

:

Yes.

AUSA:

Okay. Because they'd run further down the block.

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Yes.

AUSA:

Okay. Now so you looked away, right?

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Yes.

AUSA:

And stopped watching and then you heard additional shots?

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Yes.

AUSA:

And then my understanding is when you looked back though you could see the guy in the khaki shorts in the street again.

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Yes.

AUSA:

Okay. So he had come back from where they'd gone further down the

block?

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You said had he come back?

AUSA:

Right.

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No, he was a like farther down the block. He didn't come back.

AUSA:

Okay. And that's what I'm trying to figure out. Is if, if they, if the police officer and the man in khaki shorts had gone farther down the block to where you couldn't see them. And you assumed the policeman had arrested him and put him in handcuffs. Then when you looked back out the window you were though, you were able to see the guy in the khaki shorts.

:

Yes.

AUSA:

Is that right?

:

Yes.

AUSA:

Okay. So that's what I'm trying to figure out is where was he then in relation to where they went further down the block and you couldn't see them.

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Um, like when I.. I like tilted my head and then I saw.. like farther down the block.

You said, you tilted your head. So you're talking about when you were DOJ: watching them running or when you..... Like when I went back to the window, after the four or five shots I went back to the window. Okay. So when you, when you first looked away from the window, it DOJ: was just because you had enough watching? You saw them, the officer chase..... I just thought he had him in custody or whatever. So you thought he had him in custody cause they disappeared from DOJ: your view? No I didn't hear that, yeah he disappeared too. But I didn't hear any more shots after that. I know but I'm just trying to, we're just trying to figure out what made DOJ: you, you were watching and then you stopped. Yes. Did you stop because they disappeared from view and you and you DOJ: figured it was over? Yeah. : He got...he put him in handcuffs. DOJ: Yeah, that's when I thought..yeah..I thought it was over. Okay. And then you heard the four to five shots. Is that right? DOJ: Um hum. And then, that's a yes, right? DOJ: Yes. : And then you went back to the window and you saw the guy with the DOJ: khaki, the man in the khaki shorts on the ground. Yes. Okay. Did you see the police officer? DOJ: Yes. : And what was the police officer doing? DOJ: He was like on his little radio thing.

DOJ: Okay. And then what did you do? And then that's when I sat down. Okay. Did you tell anybody what you saw? DOJ: Yeah, I told my dad, and a man who came up to ask me questions. That's it. The man who came to ask you questions is that the police or is that DOJ: somebody else? Yeah, it was the police. Did you talk to anybody else about this since it happened? DOJ: Uh, my mom. That's it. Okay. What about anybody in your neighborhood? DOJ: No. Okay. DOJ: Have you been back to your dad's house since that day? SA: Yes. And so if we could just real quick what, what was it that caused you to AUSA: think that the police officer had, had caught him and put him in handcuffs? What made you think that? Cause I didn't see 'em anymore for real. And then there was a si...the shots just stopped. Okay. So basically you didn't see them anymore and there was silence AUSA: and no shots so you, you a, a, figured that the policeman must have caught him at that point. Yes. At least until you heard the four or five more shots. AUSA: Yes. And that's when you, after you heard those shots that's when you AUSA: turned back. Uh huh. To see what was going on. AUSA:

Yes.

And when you turned back to see what was going on where, where did AUSA: you see the man in the khaki shorts. He was up towards the middle of the street. Okay. And is that where he is actually laying in the street by that time? AUSA: Yes. : Alright. You want to take a break. AUSA: Yeah. A quick five minutes. You want to go see your mom? And then DOJ: we'll just have a few more questions. Yeah we're just going to take a quick break. We're not quite finished AUSA: yet. But if you want to step out to see your mom, then come back. (Several voices in background) (Silence) (Door opens/voices) we just wanted to ask, do you feel like we treated you fairly DOJ: here? Yes. Yes. Did you um, tell us everything that you know about this incident? DOJ: Yes. Anything that you want to tell us that we haven't asked you? DOJ: Uh, no. No. DOJ: Anything else that you think is important at all that we haven't asked AUSA: you about? No. Anything even that's happened since then? DOJ: Uh... That you want us to know. DOJ: No. I got nothin'.

Okay.

DOJ:

Okay. And just for the record you, we, when we told you we wanted to AUSA: take a break you actually stepped outside in the lobby with your parents. Is that right? Yes. Your mom's out there. AUSA: Yes. And we weren't out there during the break, correct? AUSA: No. And we didn't talk about this at all during the break? AUSA: No. Did we, oh sorry. DOJ: AUSA: Go ahead. Did we force you to say anything you didn't want to say? DOJ: No. DOJ: Okay. Thank you. AUSA:

Okay. I'm going to end the recording at 7:37 p.m.

Thank you.

DOJ:

SA: