

17 MS. : Today is October 3rd, 2014,
18 the time is 10:48 a.m. We are at the FBI building
19 at 2222 Market Street. This is Special Agent

20 , DOJ trial attorney ,
21 assistant U.S. Attorney . Attorney?

22 MS. : .

23 MS. : And we're going to interview.

24 MR.

25 : All right. , we're

1 here, we wanted to meet with you, we had some
2 follow-up questions from the last interview you
3 gave, okay. We had some specific questions we
4 wanted to ask you about.

5 Keep in mind the interview is being
6 recorded, okay, so you have to keep your voice up.
7 I know you are kind of soft spoken.

8 MR. Yeah.

9 : When I ask you a question
10 that calls for a yes or no answer, you have to be
11 sure to answer out loud, okay, instead of shaking
12 your head or nodding, okay, because the recorder
13 wouldn't pick that up, you understand.

14 MR. : All right.

15 : Okay. Don't answer any
16 questions that you don't understand, okay. If I ask
17 you a question and you're not getting exactly what
18 I'm trying to ask you, you can ask me to explain it,
19 okay. I don't want you to answer any question you
20 don't understand, got it?

21 MR. : Okay.

22 : And then also a lot of times,
23 and I know in the prior interview that happened
24 there were times where you might state some things,
25 I will go back and restate it to you just to make

1 sure I understand. If I misstate anything at any
2 time correct me, okay, this is your statement.

3 If I get any detail wrong or whatever, you
4 feel free to say no, that's not what I meant, or no
5 that's not exactly what I said. Okay, will you do
6 that?

7 MR. : Yeah.

8 : We're not trying to trick you
9 or confuse you at any point. So we want to make
10 sure that at any point you feel confused, you let us
11 know. We just want to get out what happened, all
12 right?

13 MR. All right.

14 : We're the prosecutors
15 assigned to this case, okay. And I will just remind
16 you this is a federal investigation, okay. So
17 you've got to be sure to tell the truth here today.
18 This is basically a blank slate. I'm not all that
19 concerned what was said before, you just tell us
20 what you know today, all right? You need to be sure
21 it is the truth, you understand?

22 MR. : Uh-huh.

23 : Okay. That's basically our
24 goal here. We're investigating the case, we are
25 just trying to find the truth.

1 Now, you came down here with your lawyer
2 today voluntarily, right?

3 MR. : Yeah, she told me to come,
4 so I'm here.

5 : You agreed to come down and
6 talk to us?

7 MR. : Yeah.

8 : Okay. You have got to keep
9 your voice up, okay?

10 MR. : All right.

11 : No one threatened you in any
12 way or promised you anything to come down here
13 today?

14 MR. : No.

15 : All right. You are not
16 under the effects of any drugs or alcohol today?

17 MR. : No.

18 : And I ask everybody that,
19 don't be offended by it, I generally ask that
20 question. Anything else that would affect your
21 ability to be truthful today?

22 MR. : No.

23 : Okay. All right. Well,
24 let's get down to it then here. You, can you tell
25 me what was your relationship with Michael Brown,

1 how did you know him?

2 MR. : He was one of my best
3 friends. We went to high school together, he was
4 around me every day. And come to find out, I found
5 out he was a family member after the fact of him
6 getting killt. (sic)

7 : How was he a family member?

8 MR. : He was one of my cousin's
9 cousin. His little brother and his little sister's
10 daddy got killed in about, I think about 2006. Come
11 to find out that was my cousin.

12 : Okay. So you are actually a
13 blood relative of Mike Brown.

14 MR. Yeah.

15 : But you didn't know that
16 until after he was killed?

17 : I didn't know until after.
18 After my cousin popped over there and that's when I
19 found out that.

20 : Okay. But you basically saw
21 him every day?

22 MR. : Yeah, he was with me every
23 day. The day before he was being killed, he was
24 living with me.

25 : Okay. How long did he live

1 at your house?

2 MR. Just about a week. His
3 granny was in the hospital. He didn't have nowhere
4 else to go.

5 : And even before he was
6 living at your house, you would see him every day?

7 MR. Yeah, every day we will go
8 record music, play video games, everything.

9 : Okay.

10 MR. It was just like he knew all
11 my family, I knew all his family.

12 : Uh-huh.

13 MR. : And just we were --

14 : You were tight?

15 MR. We were real, real close.

16 : When you see him every day,
17 how much time did you spend together? I know every
18 day is different.

19 MR. : All day.

20 : All day long?

21 MR. : Just walk to the store, come
22 home, playing games and just being kids.

23 : Okay, all right. And how
24 about Dorian Johnson, what was your relationship
25 with Dorian?

1 MR. : That's, that's like a friend
2 of the family. I knew him and all his brothers and
3 sisters and all that so.

4 : He's actually a blood cousin
5 also, is that right, Dorian?

6 MR. : He's not blood, but we grew
7 up around each other, so to me it is blood.
8 I thought before you
9 described it as a blood cousin, but he was basically
10 kind of a friend of the family?

11 MR. : Yeah.
12 : Okay, all right. Can you
13 just tell us basically what you saw on August 9th
14 when Michael Brown was killed?

15 MR. : The day of it happening, it
16 was around 4:00 in the morning. I was on the phone
17 with a lady friend of mine and something came over
18 my body and I felt, I didn't feel right. I was like
19 something was going to happen. And Mike, he's on
20 the couch right next to me, so he just told me to go
21 to sleep, nothing going to happen, that's all right.

22 So in the morning, the reason why we woke
23 up was because my mother called and was like, she
24 needed me to help her put my nephews in the car for
25 her and my sister. So I was asleep at that point, I

1 didn't feel like getting up. Michael Brown put my
2 nephews in the car for me and everything.

3 And he can use my phone cause I told him
4 to call his grandmother to make sure she's okay
5 before you do anything cause he wasn't talking to
6 her because they had a little dispute the day
7 before. So I told him to call her and make sure --

8 : He had a dispute with his
9 grandmother?

10 MR. Yeah, you know, just her
11 telling, you know how it is with family.

12 : Do you know what the dispute
13 was about?

14 MR. : No, sometimes just have, you
15 know, families have little arguments from time to
16 time. So I guess it was a little argument and she
17 went to the hospital that day. So he was staying
18 with me for that week.

19 : Was he staying with you
20 because she was in the hospital or because of this
21 dispute?

22 MR. Because she was in the
23 hospital.

24 : Okay. Let's talk about then
25 what happened though, what did you see on

1 August 9th.

2 MR. Yeah, I was leading up to
3 that. So he had put my nephews and everything in
4 the car. He used my phone, he came back and threw
5 me my phone. He was like, me and Dorian is going to
6 walk to the store and we will be back. I'm like,
7 all right, hopefully I will be up by the time you
8 all get back from the store.

9 I say it was about, I say about 15, 20
10 minutes after they had left for, I guess they was on
11 their way back from the store, that's when I heard
12 the first gunshot.

13 : Where were you when you
14 heard the first gunshot?

15 MR. I was in my room.

16 : Were you still in bed.

17 MR. : Yeah, I was still laying
18 down. It was loud and close to where I could hear
19 it enough to where it would wake me up like to see
20 what was going on.

21 : So that first shot actually
22 woke you up?

23 MR. Yeah, the first shot
24 actually woke me up. I wasn't in no deep, deep
25 sleep, it was enough to hear what was going on.

1 : Okay. Then what happened?

2 MR. : I heard the first shot, and

3 then I went to the window and what I saw was the

4 officer had a gun drawn and Michael Brown's facing

5 him on his knees.

6 : And you actually personally

7 saw this?

8 MR. : Yes, I personally saw him on

9 his knees with his hands in the air?

10 : Okay. And then what

11 happened?

12 MR. And then I say maybe about a

13 few seconds later, I looked and I was still looking

14 out the window and I seen him shoot him in the head.

15 By the time I tried to get out of the house, like by

16 the time I hit the stairs, I heard four more shots

17 go off.

18 And then I live all the way on the third

19 floor, so I say when I first came out of the house,

20 I heard the four gunshots and then by the time I got

21 to the end, when I got to the end of the steps, I

22 heard seven more shots.

23 : How many shots did you see?

24 MR. How many shots did I see?

25 : Right.

1 MR. : I saw one.
2 : Okay.
3 MR. : But I heard multiple.
4 : Okay. All right. So you
5 just saw, you heard the first shot?
6 MR. : I heard the first shot.
7 : You go to the window and
8 right, yes or no?
9 MR. : Yes, yes, yes.
10 : And then you go to the
11 window?
12 MR. Yes.
13 : And when you look out the
14 window, what do you see?
15 MR. : Michael Brown on his knees
16 with his hands up and I couldn't even, from my angle
17 I could not even see if it was him or not. The way
18 I found out it was him because I knew everything he
19 had on because he was just at my house 20 minutes
20 prior to what happened.
21 The reason why I really new who it was
22 cause he had on some socks, and I remember exactly
23 what socks cause he loved wearing them.
24 : What socks were those?
25 MR. : They were some yellow and

1 green like marijuana leaf socks.

2 : Okay. They had marijuana
3 leafs on them?

4 MR. : Yeah.

5 He loves to wear those?

6 MR. : Yeah, like a month prior to
7 that he had bought a whole bunch of them. I don't
8 know why, that's what he wore. I can tell you
9 everything he had on, he had on a gray T-shirt, he
10 had on some khaki pants, or khaki shorts, some Nike
11 white and black flip flops and then them specific
12 socks I just mentioned.

13 : Okay. So today what you're
14 indicating is as you look out the window, you
15 actually saw Michael Brown out there?

16 MR. Yes.

17 : Okay. And you could
18 recognize him by what he was wearing?

19 MR. : Yes.

20 : Do you see the police
21 officer shoot him one time?

22 MR. : Yes.

23 : And where did he shoot him?

24 MR. In his head.

25 : What did Michael Brown do at

1 that time?

2 MR. : By that time when I seen the
3 gunshot go off, he fell. He got shot in the head,
4 it looks like he was already gone.

5 : So he fell down?

6 MR. : Yeah.

7 : When you looked out the
8 window was he already down or you actually saw that
9 shot?

10 MR. : No, when I looked out my
11 window, he was on his knees.

12 : Okay.

13 MR. : I don't know if he had
14 already got shot before then because I heard the
15 first gunshot, I don't know, I'm just stating what I
16 saw.

17 : All right. When you looked
18 out the window, did you think that he had been shot
19 from that first shot?

20 MR. : Yeah.

21 : Why did you think that?

22 MR. : Because I knew it, why would
23 he be on his knees like surrendering like.

24 : Did you see any kind of
25 injures that would lead you to believe he was shot?

1 MR. : No, cause like my window, it
2 was facing towards his back, it wasn't facing toward
3 his front to see if he had got shot. From his back
4 I didn't see anything.

5 : Okay. You couldn't see any
6 blood or anything?

7 MR. Not from his back.

8 : Any wounds or anything like
9 that?

10 MR. No.

11 : Then you say the police
12 officer shot him in the head one time?

13 MR. : Yeah.

14 : And he fell to the ground?

15 MR. : Yeah.

16 : How did he fall when he
17 fell?

18 MR. : He just fell. Like I
19 couldn't explain.

20 : Did he fall on his back or
21 his stomach.

22 MR. He fell like this.
23 (indicating)

24 : And you are motioning face
25 like down?

1 MR. : Yeah, he fell facedown.
2 Question, were both hands on
3 the side?
4 MR. I couldn't tell you, I just
5 know he fell face first.
6 : Okay. And so when he was
7 laying in the street, he was face first?
8 MR. : Yeah.
9 : He wasn't on his back or on
10 his side?
11 MR. : No, he was face first.
12 : Okay.
13 MR. : Even when they show what
14 happened on the news, he still is face first and you
15 can see the blood rushing from his head.
16 : What you are telling me
17 today you only saw that one shot to the head?
18 MR. : Yes.
19 : You heard the first shot
20 that woke you up?
21 MR. : Yes.
22 You were looking out the
23 window and saw the shot to the head.
24 MR. Yes.
25 And then after that, after

1 Michael Brown falls to the ground what do you do?
2 MR. : I run outside.
3 : Okay.
4 MR. (Inaudible) To the end of
5 the steps.
6 : And what happens when you
7 get to the end of the steps?
8 **A** I ran out there, I ran because there is
9 like a grass hill right there. And I said they just
10 killed my little brother for nothing. Those were my
11 exact words.
12 : Okay. And did you see any
13 other shots after you got inside there?
14 MR. : No.
15 : So you saw a total of one
16 shot that day?
17 MR. : I saw one shot, but I heard
18 several.
19 : Okay, all right. You're
20 sure you didn't see four shots after that shot to
21 the head?
22 MR. : I didn't see it, I ran
23 outside.
24 : Okay.
25 MR. : I didn't see it, I heard it.

1 : Okay.

2 MR. : I was close enough to it
3 where I could hear everything that was going on.

4 : Let's back up a little bit.
5 You mention that he was staying with you about a
6 week before all this happened?

7 MR. : Uh-huh.

8 : And, in fact, I think you
9 said before you and your mom were kind of taking
10 care of him?

11 MR. : No, it wasn't my mom, he was
12 at my sister's house. I wasn't even living with my
13 mom during that point in time.

14 : You and Michael were staying
15 at your sister's place?

16 MR. : Yeah.

17 : You were with him every day
18 at that time?

19 MR. : Yes.

20 : (Inaudible)

21 MR. : It was every day because he
22 lived right across the street.

23 : Pretty much all day?

24 MR. : Yeah, all day.

25 : You mentioned his socks, the

1 marijuana leaf socks.

2 MR. : Yeah.

3 : He liked to wear those, did
4 you know him to be involved in marijuana at all?

5 MR. : Yeah.

6 : How so?

7 MR. : He just started smoking I
8 guess about four months ago.

9 : Okay. Four months before
10 this happened?

11 MR. : Yeah. He wasn't no head, he
12 wouldn't do it like just on a regular day basis, I
13 would say occasionally.

14 : Occasionally, how often,
15 once a week, twice a week?

16 MR. : Just holidays, birthdays,
17 stuff like that. It was not like he smoked regular
18 everyday thing.

19 All right. Would you ever
20 smoke with him?

21 MR. Yeah, I have.

22 : Okay. Would you smoke with
23 him basically the same kind of occasion?

24 MR. : Yeah.

25 : Did you smoke the same as

1 Mike, would you smoke more often than him or less
2 often?

3 MR. : Less often.
4 : Less often than Mike?

5 MR. : Like I'm saying, holidays
6 and special occasions.
7 : Do you have any idea where
8 he would get it from?

9 MR. No.
10 : Okay. Did you know any
11 white contractors or workers that were working there
12 that were digging out the trenches to put drain tile
13 or drain pipes in there, did you know those guys at
14 all?

15 MR. : No, I didn't, but it's funny
16 you mentioned that because my sister was just
17 telling me that he was taking my nephews out to the
18 car, she was talking to some construction workers
19 and they was talking about that and police and all
20 this type of the stuff. It's funny that you
21 mentioned that.

22 : That's just something that
23 you've heard?

24 MR. Yeah, that's something I was
25 asleep most of the day until actually heard the

1 gunshot.

2 : Okay. Did you know those
3 guys, the construction workers to be involved with
4 weed at all or anything like that?

5 MR. : No.

6 : Have you ever heard of wax,
7 do you know what wax is?

8 MR. No, I don't know what that
9 is.

10 : Had you ever heard Mike talk
11 about wax or anything like that, Mike Brown?

12 MR. : No, I'm thoroughly confused.
13 I don't know what that is.

14 : Okay, that's fine. You're
15 not aware of what wax is?

16 MR. No.

17 : And so you and Mike, you
18 would smoke together sometimes?

19 MR. : Yeah.

20 : That morning before he left
21 there, did you guys smoke that morning or overnight?

22 MR. No.

23 : You're sure about that?

24 MR. Yeah.

25 : Okay.

1 : What about Mike, do you know if
2 he did even if you didn't?

3 MR. : Yeah, he could have cause he
4 left my house a couple of hours before we actually
5 went to sleep. I can't vouch for what he did, you
6 know what I'm saying?

7 : Nobody asked you to.

8 MR. : So I can't tell what he did
9 when he wasn't around me.

10 : Okay.

11 MR. I'm just telling you my
12 experience.

13 : We're not expecting you to tell
14 us.

15 MR. I just telling you just my
16 experience.

17 : I'm just talking about when
18 he was around you, did he smell like weed that day
19 at all or did you have any reason to think he smoked
20 weed that day?

21 MR. I don't know, he could have,
22 I don't know.

23 : Okay. I'm just asking if
24 you know.

25 MR. : He could have, I don't know.