

August 19, 2014

7:07 p.m.

Division of Criminal Investigation, Bureau of Crimes Against Persons

Detective (DSN )

Detective Sergeant (SLCPD)

Detective (SLCPD)

AUSA

Special Agent (FBI)  
(DOJ)

Interview of Sergeant (DSN

Detective = DET.

Sergeant = SGT.

Special Agent = SA

Detective = DET.

Detective Sergeant = DET. SGT.

DOJ

Unintelligible = (UI)

Unknown male = UM

DET. The date is August 19, 2014. The time is 7:07 p.m. This is Detective DSN the Division of Criminal Investigation, Bureau of Crimes Against Persons. This interview's uh, being conducted in reference to St. Louis County Police Department Investigative Report 14-43984, an officer-involved shooting which occurred on August 9, 2014, at the Canfield Green Apartment Complex within the city of Ferguson, Missouri. Uh, present for this interview is Detective Sergeant Detective , uh, both of the St. Louis County Police Department. Uh, Assistant United States Attorney . Uh, Special Agent of the FBI. And uh, of the Department of Justice. Being interviewed is Sergeant , DSN Uh, Sergeant you are aware this interview's being recorded, correct?

SGT. Yes I am.

DET. Ok, and done so with your permission.

SGT. Yes it is.

DET. And for the purpose of the uh, recording, can you say your full name, please.

SGT. My name is .

DET. Ok. Um, and uh..Sergeant um, you're currently employed by the Ferguson Police Department, correct?

SGT. That is correct.

DET. Ok, and how many years of service do you have with that department?

SGT. Thirty eight.

DET. Ok. Uh, were you a police officer anywhere else?

SGT. No sir.

DET. Ok. Um, on the uh, date of..I'm sorry, and your role is a Sergeant, correct?

SGT. Correct.

DET. Ok. Um, were you working on August 9<sup>th</sup>, 2014?

SGT. Yes I was.

DET. Ok. Uh, what's your scheduled shift that day?

SGT. Uh...

DET. What would've been?

SGT. 6:30 a.m. to 6:30 p.m.

DET. Ok. Um, and, uh, that day was a Saturday, correct?

SGT. Yes it was.

DET. Ok. What was your uh, call sign that day?

SGT. My call sign on August the 9<sup>th</sup> was uh, Frank23.

DET. Frank23? And what was your role?

SGT. Uh, I am just to supervise..a squad supervisor, and I assist where if I'm close, or if I'm needed I get called to a scene.

DET. Ok.

SGT. Um, I handle odds and ends at the police department if they come up, uh.

DET. Ok.

SGT. General tasks throughout the department.

DET. Ok. Um, but in essence I guess you'd be the-the shift supervisor?

SGT. I was the shift supervisor.

DET. Ok. Were there any other supervisors that were on?

SGT. No sir.

DET. Ok. Uh, what vehicle were you assigned in driving that day?

SGT. I was driving Car 102... One – zero – two.

DET. Ok. Uh, can you describe what kind of car that is?

SGT. I believe it's a 2013 Tahoe.

DET. Ok. Um, and that's an SUV, correct?

SGT. Yes it is.

DET. Alright, uh, does it have any markings on it, or is it a uh, unmarked police car?

SGT. It's a fully marked police car with overhead lights, stenciling on the side, and police department license plates.

DET. Ok. And when you showed up to work that day, what were you wearing?

SGT. My uniform, similar to what I'm wearing now.

DET. Ok. Um, at around uh.-uh, noon and I'm not going to hold you to an exact time because it's been uh, several days. Um, were you called to assist uh, on a call that happened uh, within the Canfield Green Apartments?

SGT. I was called to respond to the scene, yes sir.

DET. Ok. Um, how did you get that call?

SGT. Uh, over the radio.

DET. Ok. So your in-car radio or was it on your walkie?

SGT. I was currently on a disturbance. Uh, that we had a health-health risk, and I was on-on that when I got the report to uh, or the call to report to uh, the Canfield, and Copper Creek area.

DET. Ok. Do you recall where the um, disturbance was at the health risk, what's the address?

SGT.

DET. Ok. Um, and when you were called to uh, to respond to Canfield, do you remember any of the call comments that came out over the radio?

SGT. No sir, I did not.

DET. Ok. Um , so you leave uh, the... is health risk the name of the business?

SGT. No-no it's uh, it's a residence, but we had a health risk inside the residence.

DET. Ok, I understand. Ok, so you leave Um, how far I guess just by an approximate uh, distance is that to the Canfield Apartments?

SGT. Um, anywhere from three quarters of a mile to a mile.

DET. Ok. And uh, I'm just gonna step back one..one step, what was the uh, what was the call for? What did they...the dispatcher advise you of, that happened?

SGT. That I was-I was needed at Canfield and Copper Creek.

DET. Did they say for what, any specific reason?

SGT. No they did not.

DET. Ok. Um, how long do you think it took you to drive from Kirk to the Canfield Apartments?

SGT. Three minutes maybe four minutes tops.

DET. Ok. Um, and uh, when you arrive what do you initially see?

SGT. I initially see my officer in his vehicle, and I see a body laying in the street.

DET. Ok. And when you say your officer, who are you referring to?

SGT. Uh, Darren Wilson.

DET. Ok. And uh, is it, uh, typical that uh, Officer Wilson is on your squad or your shift?

SGT. Yes sir, he's been on my..he's been a part of my sh..squad since, uh, I believe Dec...uh, January, 2012.

DET. Ok. Alright um...

SA Was...sorry to interrupt. Was there any type of um, I guess barrier equipment or...

SGT. Barrier equipment?

SA Uh hmm or cones...

SGT. Not at that...

SA ...placed out...to...

SGT. Not at that point in time.

SA Ok, so it was just the body and the officer was in the vehicle?

SGT. Correct.

SA Ok.

SGT. There was also two other officers on the scene, already.

SA Uh hmm.

SGT. That would be Officer

SA Uh hmm.

SGT. And Officer

SA Ok.

DET. Alright um, so you would essentially be the third assist car that arrived on the scene?

SGT. That is correct.

DET. Ok.

SA How, uh, how much later did you arrive on the scene than and  
?

SGT. Ma'am, I don't know how long...

SA You don't know.

SGT. ....they had been there.

SA Ok. Ok. That's fair enough.

DET. Ok. Um, were there any other uh, officers besides yourself and the um, three other Ferguson officers assigned to the city of Ferguson that day, who were working?

SGT. Were there any other officers on duty?

DET. Yes.

SGT. I would have to refer to my, uh, roster from that day...

DET. Ok.

SGT. ...but..I believe I had Officer [redacted] in the station.

DET. Ok.

SGT. [redacted] was on duty. Uh, Officer [redacted] and Officer [redacted] on duty.

DET. Ok. Um, so you arrive there, um, what initially happens? What do you- what do you do when you first get there?

SGT. I walked up to Officer Wilson's vehicle and asked him what happened or what was going on.

DET. Ok. And uh, what's his response?

SGT. He told me he had to shoot this man.

DET. Ok. Um, what is the next, uh, next step? What happens next?

SGT. I asked him what happened. And he said the man attacked me through the window of the police car. He reached in and tried to grab my weapon. He said I believe I fired one shot from inside the car. He said I was finally able...tryin' to get out of the car when he slammed the door. He said I finally was able to get out. There was a brief chase, I believe. Uh, and he said they...at that point in time, uh, the suspect turned, faced him, said he had a very determined, angry look upon his face. And

he kinda bent down little bit, and charged at me. He says I had to shoot him. He said it was...I was out..I had no other option.

DET. Ok. Uh, and what is your response to Officer Wilson?

SGT. I asked him if he was ok. I saw that he had uh, some...the start of a sw...swelling lip and a start of a mouse around his eye, and some swelling on the side of his face.

DET. Okay.

SGT. Uh, I instructed the other two officers...Officer \_\_\_\_\_ and Officer \_\_\_\_\_ to start settin' up a-a perimeter with crime scene tape. The crowd was starting to gather, and uh, yelling and screaming. I put Officer Wilson in my police car and told him to go back to the station and wait for either myself or another supervisor.

DET. Ok. Um...

SA Did you tell him not to speak to anyone else but you and another supervisor?

SGT. I told him to wait for another supervisor. I didn't tell him to speak to anybody.

SA Ok.

SGT. Or not to speak to anybody.

DET. Ok. Um, and then uh, once he leaves in your car which you said was Adam 102, um, what do you do? Do you remain at the scene or do you leave?

SGT. I...while the officers were setting up a perimeter, I called, uh, the Chief of Police.

DET. Ok.

SGT. Uh, left a message on his voicemail. I called my Lieutenant, Lieutenant \_\_\_\_\_ and told him that we had a officer-involved shooting and that I needed him on the scene. Um, I also notified the Detective Captain...Captain \_\_\_\_\_.

DET. Ok.

SGT. Um , I believe that was...oh I also called and notified the Lieutenant Colonel

DET. Ok. Alright. Um, is there anything about uh, the initial incident that I didn't ask you or that you think is important right now?

SGT. Um, there may be a couple of things lacking due to time and lack of sleep.

DET. Sure.

SGT. As far as my conversation with Officer Wilson.

DET. Ok.

SGT. Um, I was the one who put out several cones to mark uh, various evidence.

DET. Do you remember which...what cones you placed?

SGT. There was a...

DET. What is was in reference to?

SGT. There was spent cartridge right outside, or right next to the police unit. Darren's police unit. I put a cone on it, to cover it, to preserve it.

DET. Uh huh.

SGT. I put a cone on two flip flops and a ball cap. Those were the last four cones I had.

DET. Ok.

SGT. I believe one of the other officers, either Officer or put out three or four more cones further down closer to the body.

DET. Ok. Um, and uh, at any point uh, do you or any of the other officers touch or manipulate the body in any way?

SGT. No sir. The only people that I know touched the body would have been EMS when they uh, came to examine him.

DET. Ok. Um, did you call for EMS or was it another officer?

SGT. They was already called.

DET. Did...

SGT. I don't...but I don't know by whom.

DET. Ok. Um, so how long after you got there, uh, did EMS arrive?

SGT. Um, I'm-I wanna say maybe five minutes.

DET. Ok. Alright. Uh, following this incident, um, and even that day that it happened...but after um, I guess Officer Wilson had left, do you have any type of communication between yourself and Officer Wilson?

SGT. No sir.

DET. In any form, I mean it could be, uh, is there a text message that was sent, like hey are you ok...or is there anything like that?

SGT. There was no-no conversation, no text messages and no phone calls between me and Officer Wilson...

DET. Ok.

SGT. ...that day.

DET. Alright. Um...

SA Passed that day?

SGT. Pardon me?

SA Passed that day? 'Cause you just said that day.

SGT. Passed that day, yes ma'am...

SA Ok, so...

SGT. ...I did have conversation to find out how he was physically.

SA Uh huh.

SGT. And...to see how he was doing mentally.

SA Uh huh.

SGT. Uh, he explained to me that they had already set a-set up a uh, interview with uh, psychologist. Uh, this was after he had been taken to the hospital for examination and uh, whatever else the Lieutenant Colonel had done.

SA Uh huh.

DET. Okay, and uh...

SA And-and what day was that?

SGT. I believe it was Monday.

SA Monday. Ok. So the 11<sup>th</sup>? August the 11<sup>th</sup>?

SGT. Correct.

SA Ok.

DET. How do you have that conversation with him? Was it by phone, or...

SGT. By phone.

DET. ...in person? Ok.

SGT. I...actually I have not laid eyes on Officer Wilson since that day.

DET. Ok. Since uh...

SGT. August the 9<sup>th</sup>.

DET. Since August 9<sup>th</sup>, when he left in uh..in your police car?

SGT. Correct.

DET. Ok.

SA And...how...and what did he say? How was he doing?

SGT. He said he was doing ok. Um. he said that he was comfortable speaking with Lieutenant Colonel [redacted] That Lieutenant Colonel made sure he had a, uh, I believe St. Louis County Crime Scenes took his weapon at the police department as-as they did his clothing and his utility gear. Uh, but Lieutenant Colonel made sure he had a weapon. Um, before he left, he didn't want an officer going home basically empty holstered.

SA Uh huh. Ok, so he got another duty weapon?

SGT. St. Louis County took his duty weapon.

SA Right.

SGT. He was issued a new duty weapon.

SA Ok.

DET. Ok.

SA And what is his duty weapon?

SGT. I believe it 's in the possession of St. Louis County Crime Scenes or their lab, one of the two.

SA Uh huh. And-and what particular...do you guys all carry the same?

SGT. Yes ma'am we do.

SA Uh, and what is that?

SGT. The Sig Sauer P229.

SA Ok.

DET. I don't uh, um, right now I don't have any other questions regarding the uh, the actual incident itself.

SGT. Ok.

DET. Uh, Detective

DET. No.

DET. Detective Sergeant ?

D.SGT. Uh, just a couple things. Some departments have a buddy program after a critical...

SGT A break program?

D.SGT. Uh, buddy program after a critical incident. So you directed him to the station in your vehicle. Was-was he directed to see anybody there? Or was...what was he instructed to do?

SGT. No sir. Again, I told him to wait at the police station, and he would either be seeing me and speaking to me...

D.SGT. Ok.

SGT. ...or speaking to another supervisor.

D.SGT. And-and from that point, you don't know who that-who that was?

SGT. Uh, I believe Lieutenant Colonel responded to the station.

D.SGT. And...

SGT. And took...not custody...but...

D.SGT. Right. Took care of him.

SGT. ...took care of him.

D.SGT. At that point. Ok. That's all I have.

DET. Ok. Is there anything, uh, and I'll ask you this again just so we uh, um, we can be clear. Is there anything else about um, the actual incident itself that, uh, that you think's important that, um, you'd wanna-you wanna tell us about, uh, or we failed to ask you?

SGT. Um, the only thing is-is I don't know exactly when Officer Wilson or ...back up...I don't know exactly if or when Officer Wilson found out that the subject was involved in an earlier strong-arm robbery.

DET. Ok. And that-and that's something that obviously you wouldn't-you wouldn't know regardless.

SGT. Ok.

DET. We'll-we'll get that from other avenues, but I mean anything that you specifically remember? Or um, or you think's important?

SGT. Uh, Officer Wilson's demeanor although official, um, I could see that he was kinda shaken up by the incident.

DET. Sure.

SGT. Um, he, one of the things he said, he says, I have no idea why this man attacked me.

DET. Ok.

SGT. All I did was tell him to get out of the street.

DET. Ok.

SA And when-when did he say that? Was that during the telephone conversation?

SGT. No ma'am.

SA Or while you were...

SGT. No.

SA ...on the scene?

SGT. No, while I was speaking to him on the scene.

SA Ok.

SGT. He was...Officer Wilson...I found out was on a sick case in the area.

SA Uh huh.

SGT. At another apartment complex.

SA Uh huh.

SGT. He was coming to back to his sector, which was on the other side of town. And, two people were walking in the street. He told 'em hey, get out of the street, get on the sidewalk. And, he was...the response was a uh, very vulgar expletive.

SA Okay. And you can say that.

SGT. Ok.

SA Feel free to say that.

SGT. Ok, he was told to basically to fuck off.

SA Uh huh.

AUSA : Can I ask you..before you continue...where did you get this? Did you get this information from...

SGT. No. Officer Wilson told me this.

AUSA : Officer Wilson, ok.

DET. At the scene?

SGT. This was... Pardon me?

DET. At the scene?

SGT. On scene.

DET. Ok. On scene.

SGT. And..he said he stopped. Told 'em again and at which point in time, he was attacked by uh, the subject.

DET. Ok.

SA Did he say how he was attacked?

SGT. He said he came up to the car and started punching him through the window.

SA Uh huh. Ok, and then what else did he say?

SGT. Pardon me?

SA What else did he say?

SGT. He said that uh, he was grabbin' for ....grabbed his shirt, and grabbin' at his..at his sidearm.

SA Uh huh.

SGT. He was able to get his side sidearm, and at which point..at one point in time, um, he thought the weapon was pointed at him. But he was able to redirect the weapon, and uh, fire one shot.

SA Uh huh. By he was able to grab his firearm, you meant the officer?

SGT. I'm sorry.

SA Officer Wilson was able to grab his...

SGT. Was-was able to gain...uh, regain control of his firearm. And...

SA Uh huh.

SGT. ...and pull it point it away from himself. So...

SA Ok. And then-and then what else did he say?

SGT. He said he want...he fire..he knows he fired one shot inside the police car.

SA Uh huh. Ok. Did he say how it was pointed? Was it pointed down, was it pointed up?

SGT. He just...

SA Just he fired one...

SGT. No ma'am, he didn't say, he just said I fired one shot.

SA And was he...what did he say happened? Did he hit the man or...

SGT. He-he didn't know...he said...

SA He didn't know, he just knew he fired it?

SGT. I-I knew it hit the door because I saw the-the dimple on the outside of the door.

SA Uh huh. Ok, but he was unaware at that time?

SGT. Correct.

SA And then what else did he say?

SGT. And I-I saw blood on his hands, o r blood on a hand. I didn't know if he was injured from the struggle...the discharging the weapon...

SA Uh huh.

SGT. ...or struggling for the weapon.

SA Do you remember which hand you saw?

SGT. No ma'am, I don't. I'm sorry.

SA Ok. Do you remember if it was the palm, or the...

SGT. I don't remember ma'am.

SA You just remember seeing blood.

SGT. Uh huh.

SA Ok, that's fine. Did you see blood on his uniform?

SGT. I don't recall.

SA Ok. Um, what about the glass? Wh...did you see glass anywhere?

SGT. I saw window glass...

SA Uh huh.

SGT. Both of the ground and inside the vehicle. I looked through the open window, um, and saw glass laying on the seat.

SA Ok, and did you see blood on the outside of the vehicle?

SGT. No ma'am, I did not.

SA Ok. What about on the inside of the vehicle?

SGT. I did not see any on the inside.

SA Ok. Did you actually look inside the vehicle?

SGT. I looked inside, but I was not looking for blood.

SA Ok. What were you looking for?

SGT. Just, to see what I could see, if there was shell casings or um, if there was any blood that was readily visible, because I wasn't going to contaminate the scene.

SA Ok. So you were looking for...evidence?

SGT. Yes ma'am.

SA Ok. And then uh, what happened? What did he tell you happened after he shot the one shot?

SGT. He was able to push the door open. Got the door slammed at him..slammed.

SA Uh huh.

SGT. I was able...

SA How far...how did he say how far he pushed the door open?

SGT. No ma'am.

SA Or just he pushed...ok, alright.

SGT. He just said I...

SA That's fine. Yeah.

SGT. ...was able to get the door open, but then I got the door pushed closed again.

SA Uh huh.

SGT. He was able to finally get the door open enough for him to get out. Uh, the subject took off running.

SA Did he get out before the subject took off running?

SGT. No, I believe after the door was fo-forced open and he was getting out...

SA Ok.

SGT. ...is when the subject took off on him.

SA Ok. So just tell me what-what he told you. Don't make any assumptions. And if you don't know, then just say I-I have no idea. That's fine.

SGT. Ok.

SA Um...

SGT. Part of that is I don't know.

SA Ok, that's fine. Uh, and then what happened?

SGT. Uh, he said that he stopped, the suspect stopped.

SA Uh huh.

SGT. Turned at him. I did not ask him how far away he was from him.

SA Ok. Fair enough.

SGT. And he said he had a -a very angry, determined look on his face.

SA Uh huh.

SGT. I believe there was a comment made, but I..

SA A comment made by the officer or by...

SGT. Um...

SA ...the person?

SGT. ...by the suspect.

SA Ok.

SGT. But I don't know what the comment was. I-I know Darren told me he said something. And he just kinda charged at him, raised his arms to charge at him.

SA Uh huh.

SGT. At which time Officer Wilson shot him.

SA Ok. And did he say how many times...

SGT. No ma'am.

SA ...he shot him?

SGT. I asked him if he knew, he said he don't know how m...he didn't remember how many times he fired.

SA Ok. And then what happened? Then what did he say?

SGT. Um, he said that's when one of the two responding officers or extra officers showed up. Uh, followed shortly by the third officer. Um, and I believe they're...I don't...I'm not sure of this, but I believe they're...one of them is the one who called the EMS. Officer Wilson went back to his vehicle and shortly after that I arrived on the scene.

SA Ok. How was uh, the man that was shot. How was he lying on the ground?

SGT. He was on his stomach, and his face was pointed to the left.

SA Ok. And then what about his um, his legs?

SGT. Uh...

SA Do you remember?

SGT. If this was the street,

SA Uh huh.

SGT. ...he was laying in a position similar to this...

SA Ok.

SGT. ...at a diagonal.

SA Uh huh.

SGT. Um, his right arm was out like palm up.

SA Uh huh.

SGT. And his left arm, I believe was either close to his body or under his body.

SA Ok. Is there anything else that you remember Officer Wilson stating to you at the scene?

SGT. Well, that was an observation of mine. Officer Wilson didn't tell me that.

SA Oh.

SGT. Officer Wilson's gone at that time.

SA Uh huh.

SGT. But uh, other than that, that's the extent of the conversation I had with Officer Wilson on the scene.

DET. Did the uh, did the conversation you had with Officer Wilson um, take place entirely as he sat in the car? Or was he walking you through it?

SGT. No sir.. It was entirely while he was in his vehicle.

DET. Ok.

SGT. Because as soon as I got whatever information I obtained from him, I told him, take my car and leave.

DET. Ok.

SGT. Go back to the station and wait.

DET. SGT. And let me ask you a question in reference to that. Why did you have him leave like that?

SGT. There was a crowd starting to gather.

DET. Uh huh.

SGT. Uh, several people were yelling and screaming. You can uh, even wailing uh, I don't know if they were friends, relatives and uh, I did not want Officer Wilson, the subject of an attack or any of their ire...

DET. SGT. So you felt the crowd was..

SGT. was very aggressive and angry.

DET. SGT. The crowd?

SGT. And..I'm sure they were...

DET. SGT. Ok.

SGT. Yeah, 'cause there was a crowd starting.

DET. SGT. Ok.

SA So you-you were afraid for his safety, I don't want to put words in your mouth, but ...

SGT. For his safety and the officers on the scene. I figured if we got him away from the scene...a) he wouldn't uh, be subject to having people yell, scream, throw things, take potshots at him...

SA Uh huh.

SGT. b) he would be in a more controlled environment where nobody would be bothering him, asking him what happened over and over and over again.

SA Right. Ok.

DET. How close, um, did the crowd, I guess move in towards you,uh, towards you guys' position? And-and-and I'm really more intrigued about the evidence. How close did they get? Did they ever get up on the evidence...

SGT. No..

DET. ...is there way it coulda been...

SGT. They never got up on the evidence.

DET. Did any of them ever even make it into the street? Uh...

SGT. Several people made it into the street. Um, probably within eight, ten feet of the body.

DET. Ok.

SGT. Um, that's while officers were establishing the perimeter. Uh the officers told everybody to get back, and we had uh, perimeter..I would

say.. if it was..in-in a diameter, in a circle, maybe a hundred to a hundred and twenty feet wide.

DET. Ok.

SGT. But as the crowd grew, the perimeter naturally...

DET. ...expanded with it.

SGT. Expanded.

DET. Ok. Alright. Detective?

SA That's it. Just one general question, what's your date of birth?

SGT.

SA Ok.

AUSA : Sergeant, how long were you there at the scene that day if you recall?

SGT. I believe left the scene sometime around 5:00 p.m. I was there the entire time that uh, we awaited the arrival of our detective unit..St. Louis County uh, Crimes Against Persons, the St. Louis County Crime Scenes. Um, so, I did not leave until everything was completed at the scene.

DET. Ok. Alright, I think that'll uh, conclude St. Louis County's involvement in the uh, in the interview and I'll guess we'll just turn it over to for any questions, or...

SA Um, just in the general..what type of training has Officer Wilson received through Ferguson Police Department?

SGT. Beyond the, uh, normal training that an officer receives at the police academy...we qualify once a year.

SA Uh huh.

SGT. We went to the-the new Sig Sauers, maybe four or five months ago and we had a eight hour training class to which we had to qual...requalify with the weapon. I have a firearms instructor on my squad, and we have fired this weapon and trained with it on probably two or three occasions since we've converted over to this weapon. So, uh, you know, we-we got...we're pretty good as far as training goes.

SA Uh huh.

SGT. Uh, especially now that I have a firearms instructor. Uh, we have more access to the range and ammunition and training.

SA Ok. Um, what type of legal training do um, does your department offer to the officers?

SGT. Uh, we have usually our legal training through the police academy.

SA Uh huh.

SGT. And, at this point in time, I don't real..I don't remember if Officer Wilson has had any uh, legal training this year regarding not only constitutional and state law, but what...along the lines of firearms.

SA Uh huh. Do you know where he went to the academy?

SGT. Um...

SA What academy he attended?

SGT. ..I'm..not sure ma'am. I believe it's Eastern Missouri.

SA Ok. And uh, and that-that's fine if you don't know. That's..that's fine. Uh would all his training be in his personnel record?

SGT. It should be, yes ma'am.

SA Ok.

SGT. Including re...including any requalifications, they should be in his personnel file.

SA Ok. Do you have any questions?

: Yeah, I have a few more questions if that's ok?

SGT. I'm sorry.

: I have a few more questions if that's ok?

SGT. Go right ahead.

: If at some point you don't understand what I'm asking you, uh, but do what you just said, and ask me to repeat it, or it's totally fine if you don't know the answer. That's probably why I'm asking to find out if you even know.

SGT. Yes ma'am.

: Um, do you know how long Officer Wilson worked for Ferguson PD?  
 SGT. He's been with the police department just over two and a half years.  
 : Ok, and so, did you supervise him the entire time he worked there?  
 SGT. He was on another squad prior to mine. Uh, he had his field training with that squad, and I believe while he...when he was transferred to mine, um, he came off a field training and uh, was listed as a full-full police officer.  
 : Do you know his field training officer was?  
 SGT. I believe it was Officer .  
 : Ok. Um, and you said the normal training. Um, is there normal in house training that you receive, uh, you specifically use for force training?  
 SGT. Uh, as far as use of force training, we usually get most of our training through the police academy. We do all of our firearms training within the police department.  
 : Ok. Uh, so are there any...like in-services to keep up on your training that your officers go through?  
 SGT. At the police academy? Yes ma'am.  
 : And-and just on the job training as well?  
 SGT. Um, not so much as on the job training. We do have a, Taser instructors, al-although Officer Wilson does not carry a taser. We all have to go through the training. Uh, anything beyond that it would go through the police academy.  
 : But firearms are trained um, at Ferguson, is that right?  
 SGT. Yes ma'am.  
 : And who does firearms training?  
 SGT. We have several uh, firearms instructors.  
 : And who are they?  
 SGT. Uh..there is Sergeant , Officer , uh, firearm instructor ...I'm sorry, And Detective

: And are there records kept as to in the trainings, like who attended, and when they attended?

SGT. Yes ma'am.

: Ok. And do know if those are kept in, um, an individual officer's personnel file or if it's maintained some...a different way?

SGT. Uh, their qualification training and...would be kept in their personnel file. But as a group, I don't know.

: Ok, and as part of the general training that the officers in Ferguson get, um, whether it be at the academy or um, or within the department itself, you mentioned earlier that there's knowing about constitutional and all that, um, is there a general course that all officers that work at the department have to take with regard to, um, constitutional law?

SGT. Uh, we usually get a constitutional update.

: Ok. And let me be more particular because of...obviously the constitution um, affects a lot of what we do. But specifically with regard to um, use of force and excessive use of force, are you and your fellow officers in Ferguson uh, trained that it could be a violation of-of criminal law whether it would be state or federal if you use excessive force on someone.

SGT. As far as training goes...not that I recall.

: Ok.

SGT. Uh, again we-we have a use of force protocol.

: Ok. And this ...go...you look like you're about to say more. I don't want to cut you off.

SGT. I'm sorry.

: You look like you're about to say more, I don't want to cut you off.

SGT. Oh ok. Um, we have a use of force protocol that we have dur..in our general orders.

: Ok.

SGT. And uh, so we all have to follow that.

: And, do those general orders mention um, that if an officer uses unreasonable force or excessive force, they could be subject to criminal prosecution?

SGT. Yes.

: Ok. Um, and does it get more specific or does it just say unreasonable force?

SGT. It does not get any more specific than that.

: Ok. And what...in the general orders when...um, when it talks about um, use of force and when it's appropriate, does it cover non deadly and deadly force?

SGT. Yes it does. I believe so.

: Ok. So and the general orders, what-what are they? Like a pamphlet..is it a sheet on the wall?

SGT. No, it's-no it's, uh, it's actually a uh, several page document. And it's online. The officers have to actually read it, or had to read it, and electronically sign off on it.

: Ok. And is-is it that every officer who works at Ferguson has to do that or...

SGT. Yes ma'am.

: Ok.

SGT. Every commissioned officer.

: Ok. And is um, is uh, Officer Wilson a commissioned officer?

SGT. Pardon me?

: Is Officer Wilson commissioned?

SGT. Yes he is.

: Ok. So, would it necessarily mean that he would have had to sign off on that?

SGT. Yes, he would have.

: Ok. Um, you mentioned before the Taser and that Officer Wilson didn't have one.

SGT. Uh huh.

: Um, why didn't he have one? Do you know?

SGT. Uh, he..it's not mandatory for an officer to carry a Taser. And Officer Wilson opted not to carry one.

: You may not know the answer to this, but do you know why he opted not to?

SGT. No ma'am I do not.

: Ok. What's standard on your duty belt? What kind..what sorts of things are on there?

SGT. On a standard duty belt, it's a holster with a firearm, uh, usually one or two pair a handcuffs, a walkie talkie holder, uh, possibly a mace holder, or pepper spray holder. Um, I carry a..an auxiliary flashlight, a small flashlight with me. Uh, magazine pouches and maybe a, um, an emergency knife or something like that.

: What about an asp baton?

SGT. Uh, those are not mandated by the police department. I have one, but I do not carry it.

: Ok. Do you know whether Officer Wilson carried an asp baton?

SGT. Mm..I don't believe so ma'am...I believe he carries a regular nightstick, or..uh, regular police stick.

: Ok. You may not know the answer to this, like any of the other questions, but do you know um, if Officer Wilson carried mace?

SGT. I do not know.

: Ok.

SGT. I take that back. I do know. Yes he does.

Do you know where on his duty belt he carries the mace?

SGT. That I do not know.

: Ok.

SA Do you know if Officer Wilson is right handed or left handed?

SGT. He's right handed, ma'am.

SA Ok. And how do you know that?

SGT. Uh, well number one, he carries his firearm on his right h..on his right side. And I've seen him uh, writing tickets and writing reports where he writes on his right hand.

SA Ok.

: Do you know whether Officer Wilson ever had any um, problems or, uh, with his use of force training, um, did he ever indicate to you that he was unaware of when he was supposed to use..when he uh, permitted to use force?

SGT. Uh, no ma'am. He never did indicate that to me.

Ok. I'm not saying that he did, I'm just wanting to know if-if you are aware of any.

SGT. I understand.

Are...are you aware of any sort of disciplinary action he had against him while he was employed at Ferguson?

SGT. I have never had to do any disciplinary action in the two and a half years that I've had Darren Wilson.

: Ok. And because you were his supervisor for two and a half years, if you're not aware of it, does that mean he didn't have any?

SGT. It would have come to me..to-to..institute the proceedings.

: Ok. So as far as you're aware, he has had no disciplinary action.

SGT. No ma'am.

: Ok. Can we go back, I just have some questions about that particular day?

SGT. Ok.

On August 9<sup>th</sup>. Um, did you write a report um, about anything that you did relative to this incident on that day?

SGT. I was instructed on..while I was on the scene that St. Louis County would be handling this matter. I have a officer injury report that I still need to complete.

And what is an officer injury report?

SGT. Uh, it's a four-page document where uh, it explains how the injury occurred, where the injury occurred at...what follow up treatment and was he treated by EMS...was he taken to the hospital..did he need follow up from..a-a doctor. Um, stupid questions like how can this have been prevented and um...actually uh, image where the-where the injury was on-on the person. And a checkbox as to um, indicating the same thing where the injuries occurred.

: And as a general matter, when do you fill out office injury reports? It-it may be self explanatory in the title, but when do you, as a general matter when do you fill out officer injury reports?

SGT. I-I fill out an injury report when any of my officers um, shed blood. I mean if they get a scrape on their hand I'll-I'll fill it out. If they get involved in an accident, and are injured in an accident, it gets filled out. Anytime one of my officers are injured, I fill out a report.

: Ok. And you may have been using shed blood as almost like a-a catch all...or not and not literal, but do you actually have to see the officer to shed blood in order to fill out an officer injury report?

SGT. None of my officers have ever gone home and then come back the next day, and said oh by the way, I got hurt yesterday. They tell me that day.

: Ok, and maybe I...maybe my question wasn't clear. Does the...in order for you to fill out the report...I mean...if...your off...your officer had a black eye, and..but didn't...

SGT. Yes.

: ...shed blood...

SGT. It-it...there would be an injury report.

: Ok. Because my next question is did you actually see Officer Wilson shed blood on that day?

SGT. I saw blood on his hands.

: Ok.

SGT. I did not know where it came from. But I did see uh...a fat lip starting...and...uh...swelling around his left eye.

: Ok. And did you see any other um, injuries or the beginnings of injuries on his face or anywhere on his body?

SGT. No ma'am.

: Um, other than- other than when just looking at him to see him did you actually um, for the lack of better term take inventory of his face to see if you saw anything else? Or was it just kind of head on...

SGT. I-I was..

: ...this is what you saw.

SGT. ...standing outside the vehicle as I talked to Officer Wilson. And I could see it, uh, he had turned his face towards me. And I didn't see any injuries on his right side of his face.

Ok. Did you see anything on his neck?

SGT. I..n..I don't..I didn't see anything on his neck that I recall.

: Ok. Did you specifically look at his neck?

SGT. No I did not.

: Ok.

SGT. I mean...forward portion, but not...

: Like the sides or the back, or anything like that?

SGT. Correct.

: Um, so this officer injury report. Do you fill it out based upon your own observations or do you collect medical records and photographs?

SGT. No, just based on my own observations.

: Ok. So the...earlier when you said something about a picture of, does that mean you-you actually photographed him yourself?

SGT. No, no. No, no. It's just the image where you..you know..circle areas that were...

: Like on a hospital diagram when they mark off...

SGT. Yes ma'am.

: Ok. Um, do you document anything that the officer said to you as to how he got those injuries?

SGT. Uh, if there is a narrative box that I would put something in.

: So in this particular report, um, have you or do you plan to fill in in the narrative box what was said?

SGT. I would put in there exactly what Officer Wilson told me. That he stopped to talk, uh, tell these people to get out of the street. Uh, at which time he was violently attacked by one of the subjects, uh, through the police car window.

Did he use the word violently attacked or is that your...

SGT. No, that's my..that's my termination.

: Ok. Um, have you written that yet?

SGT. No ma'am.

: Ok.

SGT. I got a call today about it. Um, and actually, with everything that's been going on, it's been on the back burner.

I understand. I just want to know if it's not been done. I'm not questioning your timeliness of it. Did you take notes on the scene while you were talking to Officer Wilson?

SGT. No ma'am, I did not.

: Um, do you normally take notes when you have to write up an Officer Injury Report?

SGT. Usually I'm doing it at the same time the...uh, with the officer in the station.

Ok, so this is...

SGT. So there's no need for notes.

: So this is kind of an aber..this is atypical situation, is that fair to say?

SGT. Yes.

: Ok. Um, so other than documenting the actual injuries on the diagram, do you describe the injuries?

SGT. Um, I don't know if it asks for a description or not.

Um, do you describe...do you..what else do you put on that report other than the narrative and the-and the, uh...

SGT. It asks what could be done to prevent this.

: Right, you said that.

SGT. And, what uh, um, you know...where-where did it happen at? How did it happen? Was the officer on duty? Was...I mean...q..questions along that line.

: Are there...is there any other paperwork that you-you either have to fi...did fill out, have to fill out , tend to fill out with regards to this incident?

SGT. I have a use of force report that I also have to u..uh, fill out.

: Ok. And you have to fill it out in this situation?

SGT. Yes I do.

: Why do you have to fill it out?

SGT. Because it goes to the police department.

I know, but...you weren't the one who used the force, that's why I want to know why you have to fill it out.?

SGT. Being a supervisor, I have to fill it out.

: Ok. And you have yet to do that as well?

SGT. I have to do that as well. Yes ma'am.

: Ok.

SA Do you know if Officer Wilson carries a notepad, on duty?

SGT. Yes, he does.

SA Okay.

: Um, did Officer Wilson have to fill out a use of force report?

SGT. One more time.

: Did Officer Wilson have to fill out a use of force report?

SGT. No he does not.

: Why not?

SGT. Uh, because he gives me the statement, and I'm the one who has to fill it out.

: Is that standard policy that the officer who used the force, um, does not fill out the use of force?

SGT. Normally, he has a, uh, a police report that he would complete. That would indicate whether force was used.

: And that kind of substituted or includes the use of for...

SGT. Yes.

: ...the purpose of the use of force report. Did Officer Wilson write a report in this case?

SGT. To my knowledge, no.

: Do you know whether he's going to write a report in this case?

SGT. To my knowledge, I have no idea.

: Ok. Um, I think you said earlier when you first arrived on scene, Officer Wilson was back in his patrol car. Was that correct?

SGT. Correct.

: Where was he seated?

SGT. In the drivers...behind the drivers...

: Do you know whose idea it was it for him to go back in that vehicle?

SGT. No ma'am I do not.

: Did you ask anybody about why he was back in the vehicle?

SGT. No I did not.

Um, did you a..did you think it was bizarre that he went back into the vehicle?

SGT. Did I think so?

: Yes.

SGT. Um, no. Uh, the only thing I coulda...if you're asking me for an assumption, maybe because that's where he felt comfortable at at that point in time.

: Ok. Did...did you ask him wh...why he was in there?

SGT. No I did not.

: Ok. Were any other officers or...I know you said that Officer and Officer were there when you arrived, where were they standing when relative to you when you were speaking with Officer Wilson?

SGT. They were further down the street, closer to the body.

: Were th..was anybody else part of the conversation that you were having with Officer Wilson?

SGT. No ma'am they weren't.

: And you...where...and you relative to Officer Wilson, where were you?

SGT. I'm sorry.

: Relative to Officer Wilson when he was seated in the..in the vehicle..you were standing outside the car door?

SGT. Correct.

: Was the car door open or closed?

SGT. Closed.

And you said I believe before that his um, his demeanor was..he was shaken. Is that right?

SGT. Uh, yes. That's my..in my opinion.

: And that-that's fine. That's what I want to know. Had-had you uh, had opportunities to see Officer Wilson in other, um, stressful environments as a police officer?

SGT. Yes.

: Okay, how does this compare?

SGT. Uh, this was worse than the other ones.

: Can you describe more about him being shaken? What else can you describe about his demeanor?

SGT. Describe more when?

: His demeanor. What else, you said shaken.

SGT. Uh...

: Can you more be descriptive?

SGT. Uh, really no. I mean he kinda kept you know fidgeting a little bit. But uh, other than that, no.

When you asked him what happened, and then you described this whole thing to us before, did he give it to you in like one long narrative, or did you have to keep asking him follow-up questions?

SGT. No, he gave it to me in one long narrative.

: Have you had any interaction with uh, Michael Brown?

SGT. I...

Prior to this?

SGT. Have I?

: Yeah, have you...did you know him, just...

SGT. No ma'am.

: ...the community and neighborhood.

SGT. Never had any encounter with Mr. Brown.

Ok. How about Dorrian Johnson?

SGT. No ma'am.

:

Had you ever heard their names before?

SGT. Uh, well names are kinda common. If somebody, if one of the officers had stopped him before, maybe, but to personal knowledge? No.

:

What about in the aftermath of this...I'm sure..I'm sure there's a lot of talk around the-the police department. Did any..do you know of any officers saying oh yeah, I remember Michael Brown from X or I remember from Dorrian Johnson in Y.

SGT. I-I have not heard any comments about Michael Brown within the police department uh, prior to this incident.

:

How..

SGT. Or after.

:

How about Dorrian Johnson?

SGT. No.

I'm sorry just give me a few seconds. I want to make sure. I don't wanna have to come back and ask you more questions. So when you said you put Officer Wilson back into...in your vehicle to drive to the police department? Did he drive alone or with someone?

SGT. No he drove alone.

Do you know what he did um, when he went back to the police department?

SGT. No ma'am I do not know. I..

Uh...

SGT. ...well he was given my instructions to go to the police department and wait to speak to a supervisor.

:

Ok. Um, do you know how his um, duty weapon was put into evidence?

SGT. No I do not.

Ok. Um, how would you have expected it to be put into evidence based upon your procedures?

SGT. Since St. Louis County was handling it, I would expect they...they requested it from him, and uh, they probably made it, uh, cleared the weapon, made sure there was no live ammunition in it. And um, packaged it uh, to be sent to the lab for testing.

: Ok. So you would expect another officer to take it, render it safe, and then package it. Is that right?

SGT. Correct.

Ok. And uh, based upon the cr..the uh, procedures that you have in place, um, would you have expected uh, Officer Wilson to wash his hands prior to crime scene or any detective seeing him?

SGT. Well, if he had blood on 'em, yes, to see if there was any injury to himself.

: Ok.

SGT. And if there..if it wasn't..if he didn't have an injury uh, I would expect him to clean his hands just to prevent any transmission-transmission of any infectious disease.

: Ok, let me ask you this, was it your understanding that when he was going back to the Ferguson Police Department, that he was gonna to meet...either a St. Louis County Detective or a..another one of your officers there to do..to render the weapon safe and all that?

SGT. It was my...it wasn't my understanding. I told him to go to the station and wait for a supervisor.

: Ok.

SGT. Who that supervisor was, I had no clue who it would be.

: Ok. Um, and you said earlier that he left with another um..duty weapon. Is that right?

SGT. I-I was informed that he did not go home empty holstered. Yes, he was issued a new weapon.

: As far as you know, does he still have that duty weapon?

SGT. Which one?

: The one that he was issued. I know that..not the one he had that day.

SGT. Ok. Uh, I do believe he still has that. Yes.

: Ok. And what's his status relative to his employment right now?  
 SGT. He is on administrative leave with pay.  
 : Ok. And as you said, you're aware..you think that he still has that  
 weapon, correct?  
 SGT. Correct.  
 : Ok. Who are his um...people that he's closest to in the department,  
 would you say?  
 SGT. Uh,  
 : Or am I mixing up my names?  
 SGT. correct.  
 : Ok. And who else would you say were his like closest friend?  
 SGT. Would you call close? I mean...  
 : Yeah.  
 SGT. ...the entire squad's close. Uh, but if you talking somebody he would  
 confide in? I have no idea ma'am.  
 : Ok. You just know correct?  
 SGT. Yes.  
 And how many are on a squad?  
 SGT. Um, I have seven officers and myself, plus a Lieutenant.  
 : Ok, so there's seven officers on your squad. You would say that they are  
 all close?  
 SGT. Yeah..  
 ...as in friends...  
 SGT. ...I mean we talk...  
 : Yeah.

SGT. ...I mean, I don't associate with the squad for supervisory reasons. But, I do know several of 'em get together and have...you know couple beers or what not.

:

SGT. I'm sorry?

:

SGT. Um, my squad?

:

SGT. I am uh, Squad One, Platoon B.

:

SGT. I've spoke to Officer Wilson maybe four times since this inc..incident.

:

SGT. Just to check on his well being, see how he's holding up with everything that's been going on, and uh, twenty-four hour non-stop news media, uh, blitz.

:

SGT. He seems to be doing alright. He, uh, I'm pretty sure he does not-not sittin' there watchin' every minute of it.

:

SGT. No ma'am. I have not asked him because...uh, number one I figured uh, when County investigations got done, he would be interviewed again and again and again. And I wasn't gonna bring the conversation up, in order to cloud any of his decisions, or any of his...remember...remembrance of how the incident happened.

:

there's anything that you remember um..later on..when you've had more sleep...

SGT. Uh huh.

: ...you can let us know.

SGT. Absolutely.

: Um, but, he basically was the-was the first thing out of his mouth, when you said I had to shoot this man...he attacked me through the window...um, you said before that he mentioned he grabbed the weapon, before...he..is that all...like initially what he said to you and then he went into the narrative of-of the actual chain of events?

SGT. It was after I asked him, how did this happen.

: Ok.

SGT. That he went into his narrative. Beginning to end.

: So you said, like what happened, and he gave you the short version and then...you said well how. And then he gave you a longer one, is the fair?

SGT. Correct.

: Ok. Um, and earlier when you were going through the narrative you said...you described it...the way your described it was that he...you know the whole thing that happened in the car...he fired one shot and then he tried to open the door, and it closed on him?

SGT. Correct.

Is that the order that he told you or that you remember him telling you?

SGT. I..that's what I remember. Yes 'am.

: Ok. So, when he told you that he tried to get out of the car, he told you that um, that happened after he fired the first shot, is that right?

SGT. Correct.

AUSA : Are you aware Officer Wilson ever discharging his firearm before this incident?

SGT. Under our employ, no.

: How about at Jennings?

SGT. Have no idea.  
: Do you know anything about his employment at Jennings?  
SGT. No ma'am.  
: Do you know whether he was ever subject to any disciplinar...  
SGT. I'm sorry?  
: ...do you know whether he was ever subject to any disciplinary action?  
SGT. I have no idea about his employment at-at Jennings police department.  
: Ok. Thank you Sergeant .  
SGT. Welcome.  
DET. That'll conclude the interview, the time now is 7:59 p.m.