# IN THE CIRCUIT COURT OF SAINT LOUIS COUNTY TWENTY-FIRST JUDICIAL CIRCUIT STATE OF MISSOURI

	Civil Liberties Union Missouri Foundation, Inc.,	)			
Jeffrey A. N	Mittman, and	)			
Mustafa A.	Abdullah,	)			
	Plaintiffs,	)			
v.		) ) NO.:		- Prop	
City of Ferg	guson, Missouri, and	) DIVISION:		S	
SERVE:	Megan Asikainen City Clerk City of Ferguson 110 Church Street Ferguson, Missouri 63135	) ) ) ) )		-002781	
Ferguson Po	olice Department,	)			
SERVE:	Megan Asikainen City Clerk City of Ferguson 110 Church Street Ferguson, Missouri 63135 Defendants.	) ) ) ) )	JOAN M. GILMER CIRCUIT CLERK	2014 AUG 15 PM 3:	CIRCUIT COURT ( ST. LOUIS COUNT
		<b>PETITION</b>	~20	ဌာ	<b>-</b> 49

- This action is brought pursuant to the Missouri Sunshine Law, Chapter 610 of the
  Missouri Revised Statutes, to require public disclosure of certain documents retained by
  the Ferguson Police Department.
- 2. This Court has jurisdiction over this action pursuant to § 610.010, et seq., RSMo.
- 3. This Court has jurisdiction to issue injunctions to enforce provisions of the Sunshine Law pursuant to § 610.030, RSMo.

4. Venue for this action is proper in this Court because the principal place of business of the Ferguson Police Department is in Saint Louis County.

#### **Parties**

- 5. Plaintiff American Civil Liberties Union of Missouri Foundation, Inc. (ACLU), is a not-for-profit organization created and operating under the laws of the State of Missouri.

  Amongst its activities is advocacy to protect and further civil liberties within Missouri.
- 6. Plaintiff Jeffrey A. Mittman is a resident of the State of Missouri.
- 7. Plaintiff Mustafa A. Abdullah is resident of the State of Missouri.
- 8. Defendant City of Ferguson, Missouri, is a political subdivision of the State of Missouri.
- 9. Defendant Ferguson Police Department is a department of Defendant City of Ferguson.

#### Factual Allegations

- 10. Defendant City of Ferguson is a "[p]ublic governmental body" within the definition of § 610.010(4), RSMo.
- 11. Defendant Ferguson Police Department is a "[p]ublic governmental body" within the definition of § 610.010(4), RSMo.
- 12. On August 12, 2014, Plaintiffs Mittman and Abdullah, on behalf of Plaintiff ACLU, made a written request to Defendant's custodian of records seeking copies of documents.

  In particular, Plaintiffs sought "a copy of the incident report for the shooting of Michael Brown on August 9, 2014." A copy of the request is attached hereto as <a href="Exhibit 1">Exhibit 1</a> and is incorporated herein by reference.
- 13. Upon information and belief, the incident report Plaintiffs requested subject to the Sunshine Law is referred to by Defendants as "Ferguson Police Report 2014-12391."

- 14. Plaintiffs specifically asked that "[i]f any or part of this request is denied, please send a letter listing the specific exemptions upon which you rely for each denial and provide the contact information for the official to whom we may appeal. Mo. Rev. Stat. § 610.023.4." <u>Ex. 1</u>.
- 15. Plaintiffs delivered their written request to Defendant's custodian of records on August 12, 2014, by placing a copy in the United States Mail.
- 16. Plaintiffs also attempted to deliver their written request to Defendant's custodian of records by facsimile on August 12, 2014, but were not able to achieve a successful transmission until August 13, 2014.
- 17. On August 13, 2014, Defendant City of Ferguson's Custodian of Records responded to "All Media Organizations and other persons submitting Requests for Records pursuant to the Missouri Sunshine Law." A copy of the response is attached hereto as <a href="Exhibit 2">Exhibit 2</a> and is incorporated herein by reference.
- 18. The records released by Defendant City of Ferguson did not include the incident report requested by Plaintiffs. Ex. 2.

#### Violation of the Missouri Sunshine Law

- 19. Defendant City of Ferguson is subject to the provisions of Chapter 610 of the Missouri Revised Statutes because it is a public governmental body.
- 20. Defendant Ferguson Police Department is subject to the provisions of Chapter 610 of the Missouri Revised Statutes because it is a public governmental body.
- 21. The incident report requested by Plaintiffs is an open record. § 610.100.2, RSMo.
- 22. None of the provisions of Chapter 610 permit Defendants to withhold the requested incident report from the public.

23. Defendants' failure to produce the requested record is a purposeful, or, in the alternate, knowing violation of the Sunshine Law.

WHEREFORE Plaintiffs pray that this Court enter judgment in their favor and against Defendants, and:

- A. Declare that the incident report described in ¶ 12 and ¶ 13 is an open record under the Sunshine Law and is not subject to any exception that would require, or permit, Defendants to close it or any portion thereof;
- B. Enter an injunction requiring Defendants to provide Plaintiffs a copy of the incident report they requested;
- C. Find Defendants purposely, or in the alternate, knowingly, violated the Sunshine Law;
- D. Impose a civil penalty against Defendants pursuant to the Sunshine Law;
- E. Award Plaintiffs' attorneys' fees and costs of litigation as authorized by the Sunshine Law; and

F. Grant to Plaintiffs such other and further relief as is just and proper.

Respectfully submitted,

Anthony E. Rothert, #44827

Grant R. Doty, #60788

ACLU of Missouri Foundation

454 Whittier Street

St. Louis, Missouri 63108

trothert@aclu-mo.org

gdoty@aclu-mo.org

Gillian R. Wilcox, #61278 ACLU of Missouri Foundation 3601 Main Street Kansas City, Missouri 64111 gwilcox@aclu-mo.org

ATTORNEYS FOR PLAINTIFFS



August 12, 2014

Custodian of Records Ferguson Police Department 222 South Florissant Road Ferguson, Missouri 63135

By U.S. Mail and Facsimile to (314) 522-0429

To Whom It May Concern:

This letter is a request under the Missouri Sunshine Law. Pursuant to the provisions of Chapter 610 of the Missouri Revised Statutes, we request that you provide a copy of the incident report for the shooting of Michael Brown on August 9, 2014.

If any or part of this request is denied, please send a letter listing the specific exemptions upon which you rely for each denial and provide the contact information for the official to whom we may appeal. Mo. Rev. Stat. § 610.023.4. This request must "be acted upon as soon as possible, but in no event later than the end of the third business day following the date the request is received." Mo. Rev. Stat. § 610.023.3.

Because this records request is being submitted in the public interest and "is likely to contribute significantly to public understanding of the operation or activities" of your department, we ask that you waive any fees or charge a substantially reduced fee pursuant to Mo. Rev. Stat. § 610.026.1(1). However, should you decline to waive or reduce fees, proceed without further approval if the cost does not exceed \$50.00 and send a detailed invoice with the records. If the cost will exceed \$50.00, please inform us of the cost in advance.

Do not hesitate to contact us with any questions. We appreciate your attention to this matter.

Sincerely

feffey A. Mittman Executive Director MUstafa Abdullah Program Associate

This request is for the incident report only, which is defined as "a record of a law enforcement agency consisting of the date, time, specific location, name of the victim and immediate facts and circumstances surrounding the initial report of a crime or incident, including any logs of reported crimes, accidents and complaints maintained by that agency." Mo. Rev. Stat. § 610.100.1(4). Unlike "investigative reports," which may be closed until the investigation becomes inactive, "[a]ll incident reports and arrest reports shall be open records." Mo. Rev. Stat. § 610.100.2.

August 15, 2014

To: All Media Organizations and other persons submitting Requests for Records pursuant to the

Missouri Sunshine Law

From: Custodian of Records

City of Ferguson

The City has received numerous requests for records. These documents are made available pursuant to such requests and Section 610.100 R.S.Mo. et seq.

Enclosed herewith are the following documents: (i) the Incident Report pertaining to the Incident occurring on August 9, 2014; (ii) the dispatch logs showing the time of events commencing with the initial 9-1-1 call; and (iii) still photos of certain frames of the surveillance video showing the crime giving rise to the initial 9-1-1 call.

'The store surveillance video has also been produced to those persons or organizations requesting the video.

Any report, recording, and record which constitutes an investigative report, or part thereof, is a closed record under Section 610.100 R.S.Mo.

Any 9-1-1 recordings made on August 9, 2014, are not subject to release under Section 610.150 R.S.Mo.

Personnel records, other than the name, title, salary and dates of hires of city employees, are closed records under Section 610.021 R.S.Mo.

Lastly, certain information has been redacted from the Incident Report and has been deemed closed under Section 610.100 R.S.Mo.

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

Report Date 08/09/2014 1151	Type of Incident ROBBERY(F) 2ND-STRONC	) GARM-CONVENIEN	ICE STO	Complaint No. 14-12388	EX	se Sinhus CEPTIONALLY EARED
Street Address W FLORISSANT	å Ave		City. FERGUSON	State	Zip Cod	e
Sector Pro	ecinct Geo	<b>1</b>	Ward	Latitude	63135 Primary BUSIN	Location ESS
Neighborhood		sdiction RGUSON		Longitude	Seconda	ry Location ISON AVE
	Call Received Via	Dispatched Date / Time 08/09/2014 1153	Call Dispatched 2120 STEALIN	As IG/IN PROGRESS		
Arrived Date / Time 08/09/2014 1154 (	Deputed Date / Time 18/09/2014 1854	Offense Calegory	TTY Ref#		TeleType	Operator
ID No.	me	Role	Prim	ary Arrived St	cene Departer	I n
	1	INVESTIGA REPORTIN ADDITIONA INVESTIGA	TION G G Z AL	08/13/201		, ,
Charge Cause Number ROBBERY(F) 2ND-STR	Local Code ONGARM-CONVE	Jurisdiction NIENCE STO	State Statute Type/t 569.03 F B	State Charge Cod Class 1202003	e Category	
Quantity Description  1.00 BOX OF SWIS SWEETS CIGA		Model S/N CIGARS		Status Recovered LIEN	ID/Dute Disposi	tion Value
Number of Line Items	1				Total Value	48.99
Number of Recov. Items	0				Total Recov. Val	lue 0.00
Name (Last, First Middle	Suffix) Race	Sex DOB	Ago	Juvenile SSN	Moniker	
Туре	Greet Address		City	Sinte	Zip Code	
WORK	W FLORUSSAN	TAVE	FERGUSON	MO	63135	USA
Reporting Officer	and the second s		Approving	Officer (I)		
Approving Officer (II) (Cover Pages Only)						
Page 1. of 10		Printed 08/	<u> </u>		^	

222 S Florissant Road, Ferguson, MO 63135

## Offense / Incident Report

Report Date

Report Date 08/09/2014 1151	Type of Inc ROBBET 2ND-STI	oident XY(F) RONGARM-CO	NVENIENCI	e sto		mplaint No. 12388		Case Sintus EXCEPTIONALI,Y CLEARED
Турс				KOKK	Ambreig		The state of the s	
· CELT	Phone	Ext/PIN		Тура	CONTRACT OF THE SECOND	Emn	il Address	
Drivers License	Type S	ale Expireŝ	Restrictions	Marital S	Italius R	esident Stati	ıs Ethnic	ity Lungunge
				Particle State		ngawar esa	CVII Namana	
Name (Lust First Middle	: Suffix)	Race	Sex DOB	Age	超過多數 Juvenile	1001		
		•	,	Age.	TITÁCITIC	SSN	Mon	lker
∏Injured <sup>Modica</sup> Other I	l Care Sought ijury	Treatruent Locatio	n Treatm	ent Disposition		Villing to Pi	rosecute Rel	ution to Suspect
Туре НОМЕ	Street Address		City			State	Zip Code	Country
	3	***************************************		- Managaran	11 (20 )   12 (20 )   13 (20 )   13 (20 )   13 (20 )   13 (20 )   13 (20 )   13 (20 )   13 (20 )   13 (20 )			
Туре	g Phone	Ext/PIN		Type	dresses	TELLE SETS!		
CELLULAR		and the second s		1 7 100		Email 4	Address	
		Expires	Restrictions	Marital State	ıs Resi	dent Status	Ethnicity	Language
Height Weight Build		olor Complexion	Eyes	Type of Eyewi	cor		Range in	State
Hair Hair Leog	th Hair Style	Beard	Mustache	Side Burns	Mannerisi	បាទ	Country	
•							ı	
	West Water Van Leen							
Name		Type						
	*	BUSINESS	A	✓ Willing to I	Prosecuie	-	Rel. to Sus. N	ONE
Type Str	eet		,	reta				
	W FLORISSA	NTAVE		City TERGUSON		State MO	Zip Code 63135	Country
Reporting Officer	****	and the second s	Same appears (policy on the same of the sa				•	
· · · · · · · · · · · · · · · · · · ·	*	• • ,	1	Approving Offic			Charles of the second	The same of the sa
Approving Officer (II)			(	Cover Pages Only	)			
(Cover Pages Only)	• •	, ,			ALL ROSE	P (TE. 30 NOVI) SEEMAN ZINGEREE SEA	THE RESERVE THE PARTY NAMED IN	AND REAL PROPERTY AND REAL PRO
Page 2 of 10	THE RESERVE OF THE PARTY OF THE	Manual Sections and property of the Contract of Section 2 and 2 days	LYST CONTRACTOR CONTRACTOR OF THE SECOND	Charles for the second supplied the second		IA		
overes ≈ ML 1U		Print	ed 08/14/2014	1419			A PUBLISH WAS CHEEN TO	CONTRACTOR OF THE PROPERTY OF

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

Report Date 08/09/2014 1151	Type of Inciden ROBBERY(1 2ND-STRON	F)	NVENIENCE S	STO		olnint No. 2388	. EX	Sinhis CEPTIONALLY EARED
					***************************************			
Name	* *	Relationsh		Race	****	Sex	DOB	
		MANAGE	K.					
Name (Lust, First Middle	Suffix) R	noe	Sex DOB .	Age	Juvenile	SSN	Moniker	
Arlor State of State	Street Address		City			State	Zip Code	Country
WORK	'WFLORISSA	NTAVE		GUSON	***************************************	МО	63135	USA
	Phone .	Ext/PIN		Type	Andrige to	A The Carlotte	Address	
CELL Drivers License Typ	pe State	Expires	Restrictions	Marital	Status Res	sident Status	Ethnicity	Language
Superinamenting y Name (Last, First Middle S BROWN, MICHAEL			Sex DOB	Age	Juvenile	SSN	Moriker	
Alland English	В	;v	M 05/20/1996	18			MIKE	
Type S	treet Address		City			State	Zip Code	Country
	761 VICKEE PL		ST. L	ouis	***************************************	MO	63136	USA
Drivers License Typ Y137262003 PE1	c State RMIT MO	Expires 09/18/2013	Restrictions EXPIRED	Marital S SINGL		ident Status SIDENT	Ethnicity NON HISPANIC	Canguage
							STATE OF THE PARTY	
Hoight Weight Build 604 292 FEA	Skin Co	lor Complexi N DARIC	on Eyes BROWN	Type of E	yewear		City	State
Heir Hair Leag BLACK SHORT	yth Hair Style AFRO	BERDWN	Mustache	Side Burn	s Manueri	sms	Country	•
Voice	Teeth	Defor	nútics					
Drugs Alcoho	I Suspect	Identified	Suspect Lac	ented .	Suspe	et Near See	ne 🔲 Serio	us Repent Offender
			<del></del>					
Item Type	Color	Murkings		Manual Control of the				
BALL CAP	RED	CARDINA	LS BASEBALL CA	A.P	novowe.			
Reporting Officer	***************************************	White say v		Approving	(Officer (I)			
Approving Officer ( II )	<del>*************************************</del>					······································		
( Cover Pages Only )								
Page 3 of 10			Printed 08/14/20	14 1503				****

222 S Florissant Road, Ferguson, MO 63135

## Offense / Incident Report

Report Date 08/09/2014 1151	Type of Inciden ROBBERY(1 2ND-STRON	r)	)NVENIENCE	STO		Complaint No. 14-12388	EX	c Status CEPTIONALLY
SHORTS	TAN	CARLEST DE L'ACTION DE L'ACTIO	ONG SHORTS		<b></b>		UL:	EARED
TSHIRT	WHITE	WHITE T	-SHIRT					
SOCKS SANDLES	YELLOW	YELLOW						
	ā	FLIP-FLC	P STYLE SHOE	S				
Charge			Type Class		,		Jurisdiction	
ROBBERY(F) 2ND-ST	RONGARM-CONVI	NUENCEST		· · · · · · · · · · · · · · · · · · ·	······································	***************************************	2 in 13 and and 11	***************************************
Sidespringing								-Yarayon maray
Name (Last, First Middle JOHNSON, DORIAN	Suffix) Rn J B		Sex DOB M 01/15/1992	Age 2 22	Juve	nile SSN	Moniker	
Avioresses - Poss	ह्य <u>ा</u>					In the second	*********	
Туре	Street Address		City			State	Zip Code	Country
HOME	2928 CADDIEFIEL	) RD #F	FER	GUSON		MO	63136	USA
	Pe State D. ONLY MO	Expires 01/15/2016	Restrictions	Marital St SINGLE		Resident Status RESIDENT	Ethnicity NON HISPANIC	Language
Physical Description	जू <b>र</b> ।	***************************************					arine komoloni	GUANGGOS TURBURA
Height Weight Bui 505 120 TH	ld Sidn Colo IN/SLIM BROWN		on Eyes BROWN	Type of Ey	ewear		City	Sinje
Hair Hair Le BLACK LONG		Beard	Mustache	Side Burns	Мп	ຫດອດ <b>່</b> ອກຮ	Country	
Voice	Teeth	Defon	uities					
□Drugs □Alcoh	ol Suspect Ic	lenlified	Suspect Lo	ented .		uspect Near Scei	ne Serior	ıs Repeat Offender
Charge						Harding and the second		
			Type Class			-	Jurisdiction	
ROBBERY(F)2ND-5TI	RONGARM-CONVE	HENCESTO	FB					4 The second party and the sec
Of the Extra Control of the	itin kalendari ka							
ON 08/09/2014 /	AT APPROXIM	IATELY	1454 HOHD	C MILLI	- VI	NA CALL		
APARTMENT C	OMPLEX. IMM	FDIATE	YLOCATE	O BEHIN	UD.	NA CALL II	I HE PARK	RIDGE
A CALL FOR A	STEALING IN	PROGRE	SS AT	-D DCI III	עט	• , •	: , <b> </b>	RECEIVED
コマニル・ロスにひたひに	NUCU IU IMA	TIUGAI	HON ANH	$M\Delta S$ (21 $M$		и преспри	ንምትረጎ እን ተነጎን ለተነሳ	Ċ~~~~
OF Á B/M IN A V	VHITE T-SHIR	T THAT \	MAS MALK	ING NO	LIV.	A DESCRIP	TIME ODIO	SPATCH
TOWARD QUIK	TRIP( W	FLORISS	SANT AVE	וסגר סיווא ומית חום ו		SEE THE 6	HODECT IVI	SANI,
			э, отт т t v <u>ш</u> ,	· i DiD 14	016	JEE HIE O	OSPECTIN	THE AREA,
Reporting Officer	THE PROPERTY OF THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON NAMED	The same of the sa	-	Approving C	) ffi oor	/ 1 \		
				(.Cover Pages C		/		
Approving Officer (II)	The second secon	эт эстэг на						A CALLED TO THE REAL PROPERTY.
Cover Pages Only )								4 A amount of the Wilder
Page 4 of 10			Printed 00174700	14 1410	×		u dinamana manangang panggang	
		1.	rinted 08/14/201	1419				

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

	Offense / incluent	wehour	
Report Date 08/09/2014 1151	Type of Incident ROBBERY(F) 2ND-STRONGARM-CONVENIENCE STO	Complaint No. 14-12388	Cast Status EXCEPTIONALLY CLEARED
WITH HIS HAND COULD NOT SE IDENTIFIED AT IDENTIFIED AT ON HIS YELLOW SOCK B/M WAS WITH OUT THIS INFO	O TO CONTACT ON THE PARKING LOT, NOT THE PARKING LOT, NOT THE PARKING LOT, NOT THE WENT OS TOWARD HIS CHEST AND THEN NOT THE SUSPECT ON W FLORISSANT, NOT THAT TIME, AND AND AND THAT TIME, WHO ADVISED THE SUSPECT, AND A RED CARDINALS BALL CAP. IN THE SUSPECT OF THE RADIO AND DROTHE SUSPECT, I DID NOT LOCATE TO THE SUSPECT. I DID NOT LOCATE TO THE SUSPECT.	T THAT WAY." HE WA RTH ON W FLORISSA AND CLERK, WHO VAS PATRON, WHO WAS ECT TOOK CIGARS A T-SHIRT, KHAKI LON THEY ALSO STATED T PTION ON THAT SUS VE NORTHBOUND ON HE SUSPECTS ON W	POINT UP W S INDICATING ANT. I STILL  VAS NOT S NOT ND PUSHED IGER SHORTS, IHAT ANOTHER PECT. I GAVE I W FLORISSANT FLORISSANT, SO
ANYTHING FUE	RTHER WILL BE SUBMITTED IN A SUPP	LEMENTARY REPOR	<b>T.</b>

Approving Officer (1) Reporting Officer (Cover Pages Only) Approving Officer ( II ) ( Cover Pages Only ) Page 5

Printed 08/14/2014 1419

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

Report Date 08/09/2014 1151 Type of Incident

ROBBERY(F) 2ND-STRONGARM-CONVENIENCE STO Complaint No. 14-12388

Case Status

EXCEPTIONALLY

CLEARED

THE PROPERTY OF THE PARTY OF TH		THE RESERVE	
E-PRIVATED VISCOUS TO THE ARCOCK	AND THE PROPERTY OF THE PARTY O	NO WHEN	
Sunniemental Lead Field		到出现到	
HT-STYRE LITTLE ADMINISTRATION OF THE PERSON NAMED IN COLUMN TO SERVICE AND ADDITION OF THE PERSON NAM		SOLD SAN	
Supp. No.	Date / Time	m	Officer Name
aupps and.			
0001	8/11/2014 11:31 AM		

SUPPLEMENT

Риде 6

of 10

Pursuant to the original report, the following information is pertinent. On Monday, 08/11/2014 @ 0900hrs, I was assigned to this investigation.

tell , that he (B) the boxes on the counter, Brown grab who was standing behind Brown. those cigars first. That is when Brown Swisher Sweets and turned to the lead comes out from behind the counter at was trying to lock the door until	rown) wanted several boxes of bed a box of Swisher Sweet of witnessed tell reached across the counter a ve the store. then can not attempts to stop Brown from all Brown returned the merchan fully pushed him back in to a d	Brown that he had to pay for and grabbed numerous packs of alls "911". Meanwhile,
	<u> </u>	1
	}	t
( Cover Pages Chay ,	Printed 08/14/2014 1419	f

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

Report Date 08/09/2014 1151

Type of Incident ROBBERY(F)

ROBBERY(#) 2ND-STRONGARM-CONVENIENCE STO Complaint No.

Case Status

EXCEPTIONALLY CLEARED

I then had the opportunity to review a copy of the video surveillance footage which captured the following events. The date and time stamps correspond to the video footage provided. The entire incident takes place on Saturday, 08/09/2014 between 11:52:58hrs and 11:54:00hrs.

Camera 3 - Exterior camera mounted on southwest corner of building, pointed east to record side of building and parking lot

Camera 6 - Interior camera mounted on ceiling to record entry/exit doors

Camera 7 - Interior camera mounted on ceiling to record counter/register

The video reveals Brown enter the store followed by Johnson. Brown approaches the register with Johnson standing behind him. ... can be seen in the background walking from the restroom to behind the counter. Brown hands a box of Swisher Sweets to Johnson. An apparent struggle or confrontation seems to take place with Brown, however it is obscured by a display case on the counter. Meanwhile, Johnson sets the box he was handed back on the counter. Brown turns away from the counter with another box of Swisher Sweet cigars and walks towards the exit door. then comes out from behind the counter, with what appears to be a set of keys in his hands.

.. then stands between Brown and the exit door. Brown, still holding a box Swisher Sweets in his right hand, grabs ... by his shirt with his left hand. Brown aggressively pulls ... in close to him and then immediately pushes him back in to a display rack. Johnson continues out the door and out of camera frame. , no longer between Brown and the door, stops and watches Brown as he walks towards the exit door. Brown then abruptly turns back around and advances on ... Brown towers over ... appearing to intimidate him. Brown then turns back around and walks out of

It is worth mentioning that this incident is related to another incident detailed under Ferguson Police Report # 2014-12391 as well as St. Louis County Police Report # 2014-43984. In that incident, Brown was fatally wounded involving an officer of this department. I responded to that scene and observed Brown. After viewing Brown and reviewing this video, I was able to confirm that Brown is the primary suspect in this incident. A second person, also at that scene, identified himself as being with Brown. That person was later identified as Dorian Johnson. After observing Johnson and reviewing the video, I confirmed he is the second suspect in this incident.

Αd	sc	cont	ain	ing the 911 call made by	. was obtained from Police Communications					
Repo	ting	Office	·	A	Approving Officer (I)					
Appro	ving	Office	r(I		Cover Pages Only )					
(Cover	Poges	Only )			A Company of the Comp					
Page	7 .n	of	10	Printed 08/14/2014 1	419					

222 S Florissant Road, Ferguson, MO 63135

## Offense / Incident Report

Report Date 08/09/2014 1151

1 2 " 25

Type of Incident ROBBERY(F)

2ND-STRONGARM-CONVENIENCE STO

Complaint No. 14-12388

Case Status

EXCEPTIONALLY CLEARED

Any further information will be supplemented in the usual manner.

A conserve the title	manon will be st	innlam	iontod in H	M treverel me man		
CARLO CONTRACTOR CONTR		-Phioti	ioured lit fl	e usual manner.		
		No. of Contract	MANUFACTURE OF THE	The second second		
Promise N.					Company of the Compan	
onbb. 140*	Date / Time	m	OE 31			
0002	8/12/2014 11:38 AM	10	OTHER MEINS			
•				i.		
ADDITIONAL INFORM	I I Porton					
TALORIAN TALORIAN	ALLION SUPPLEMENT					
ONLOGUADION						
ON 08/10/2014	I CONTACTED		Atimome	Ac auri s a december of		

ON 08/10/2014, I CONTACTED ... AND RECEIVED A COPY OF THEIR SURVEILLANCE VIDEO ON DISC OF THE INCIDENT. I WAS UNABLE TO VIEW THE DISC AS OUR COMPUTER SYSTEM WOULD NOT READ IT. THE DISC WAS ENTERED INTO EVIDENCE.

ANYTHING FURTHER WILL BE SUBMITTED IN A SUPPLEMENTARY REPORT.

Supp. No.	Date / Time 8/12/2014 11:48 AM	ID	Officer N	ame						
ADDITIONAL INFORM	ATION SUPPLEMENT			•				•		
ON 08/10/2014, THE WITNESSE NEITHER WITN BE COMPLETED PICKUP.	RETURNED TO	ENT	VI adantita. ViermistiAir	ULV DE	VIAN OR	I AIN W	KITEN	STATEM	ENTS	
ANYTHING FUR	THER WILL BE	OLIDA.	ا ساسمانت اسم احدر	136.1 A m.	·					

ANYTHING FURTHER WILL BE SUBMITTED IN A SUPPLEMENTARY REPORT.

Reporting Officer	Approving Officer (1)
Approving Officer (II)	( Cover Pages Only )
( Cover Pages Only )	· · · · · · · · · · · · · · · · · · ·
Page 8 of 10 Printed 08/14/20	014 1419

222 S Florissant Road, Ferguson, MO 63135

## Offense / Incident Report

Report Date 08/09/2014 1151

Type of Incident

ROBBERY(F)
2ND-STRONGARM-CONVENIENCE STO

Complaint No. 14-12388

Cose Stone

	ZIVII-SIIK	ONGARM-CONVE	VIENCE STO		EXCEPTIONAL CLEARED
Supp. No. 0004	Date / Time 8/12/2014 12:2:	ID Offic	er Name		
ASSIST WITH	AREA CANVASS				
Sir,			٠		
a white shire and obtaine shirt, khaki Florissant to V. Florissant from the call that time, at that time,	ed the following in shorts, yellow so owards Quik Trip nt Rd. from Fergu om Ferguson Av te the suspect. due to not locati	of had just occurred by stole a new stole and we are stole and stole a	ed. While en-route box of cigars. advised a red hat. The su area and began to rved no subjects, Estates Dr. Lalso	that the suspect, spect was last se canvass. I canv matching the des canvassed North rea as well and canvas	ed a black male weard on scene prior to I was wearing a white een going North on V assed northbound or cription, on W. Twinds Estates Dr. as canvassed Outring
oopedituily	1				
White the same of					
The section of	ID Number	Date / Time 08/11/2014 1514	Subject Type OFFENSE / INCIDEN Description	Image / Attachmo	ent Type Saled
Tight Tight	ID Number		OFFENSE / INCIDEN	Image / Attachmort	
TANKE TO THE PARTY OF THE PARTY	ID Number	08/11/2014 1514 Agency	OFFENSE / INCIDEN Description Image Captured By	Original File Na	me
Time in the second seco	ID Number  Name  Taken Date / Time	08/11/2014 1514	OFFENSE / INCIDEN Description	Original File Na	me
espectfully	ID Number  Name  Taken Date / Time	08/11/2014 1514 Agency Date / Time	OFFENSE / INCIDEN Description Image Captured By Subject Type OFFENSE / INCIDEN	Original File Na	me nt Type Saled
orting Officer	ID Number Name Taken Date / Time  ID Number Name Taken Date / Time	08/11/2014 1514 Agency Date / Time 08/11/2014 1514	OFFENSE / INCIDEN Description Image Captured By Subject Type OFFENSE / INCIDEN Description	Original File Na Image / Attachine T Original File Na	me nt Type Saled
orting Officer	ID Number Name Taken Date / Time  ID Number Name Taken Date / Time	08/11/2014 1514 Agency Date / Time 08/11/2014 1514	OFFENSE / INCIDEN Description Image Captured By Subject Type OFFENSE / INCIDEN Description Image Captured By Approving Officer	Original File Na Image / Attachine T Original File Na	me nt Type Saled
orting Officer  roving Officer (I	ID Number Name Taken Date / Time  ID Number Name Taken Date / Time	08/11/2014 1514 Agency Date / Time 08/11/2014 1514	OFFENSE / INCIDEN Description Image Captured By Subject Type OFFENSE / INCIDEN Description Image Captured By Approving Officer	Original File Na Image / Attachine T Original File Na	me nt Type Saled

222 S Florissant Road, Ferguson, MO 63135

#### Offense / Incident Report

Report Date 08/09/2014 1151	ROBBERY(I 2ND-STRON		1	omplami (vo. 4-12388	EXCEPTIONALLY CLEARED
•	ID Number	Date / Time 08/11/2014 1514	Subject Type OFFENSE / INCIDEN	Image / Attachment	Type Sealed
	Name	•	Description		
	Taken Date / Time	Agency	Image Captured By	Original File Name	3
goog construction of the second secon	ID Number	Date / Time 08/11/2014 1529	Subject Type OFFENSE / INCIDEN	Image / Attachment	Type Sealed
	Name		Description		t
	Taken Date / Time	Agency	Image Captured By	Original File Name	<b>:</b>
		*	and the state of t		

Reporting Officer		Approving Officer (1) (Cover Pages Only)	From a technique of trail TV.	*
		( Cover Poges Only )	* *	
Approving Officer ( II )			timent to the the training of the second	
(Cover Pages Only)	and the second s			
Page 10 of 10	Printed	08/14/2014 1419		

222 S Florissont Road, Ferguson, MO 63135

Event Report Great No: 2014-029058 Status: Respensed Disposition: RPT Category: 7140 SICK CASE Complaint Numbers Deploy Number: Unit: Reporting DSN: Agency: 1-7-12390 Ferguson PD a freeze GLENARIC Precinct: 1 Sectors GEO: ESZ: Word: · cersection: Date / Time \* 4321 08/09/2014 11:44:24 Law End; Ferguson Police Department a aspatch; Farouse: 08/09/2014 11:48:09 Fire: Arrival: EMS: 08/09/2014 11:48:09 Departure: 08/09/2014 12:00:00 Source: EVII ं एउटा: 08/09/2014 12:00:07 . secon(s) Involved · "In Address Phone OUNTELL. Business VERIZON WIRELESS Vehicle(s) Make Model Color Type VIN erident Notes: . 38-09/2014 11:44:24 \*\* Lall Received on 08/09/2014 @ 11:44 cocation; TOWER AT 2491 ST CYR, 2 month old child that cant breathe when she coughs \*08/09/2014 12:00:07 Disposition: RPT isvent Lag . one Clime Activity Unit DSN Disputcher Status 18 00/2014 11:45:43 Event open by sending work area OFENED 1011.09/2014 11:48:119 ATURIVED ON SCENE ARRIVED ..409/2614 11:48:09 Reminder Set by . for 300 seconds SETUNIUMND --/69/2014 11:48:12 ENROUTE TO SCENE EN ROUTE 63/69/2014 12:00:00 CLEAR UNIT UNIT CLEAREI 03/09/2014 12:00:02 Complaint Number '14-12390' Assigned, Reporting DSN: 1-ASGN CN# DR/09/2014 [2:00:02 Records Management Report Opened REC MGT OPE 08/09/2014 12:00:07 Notes Added NOTESADDED 08/09/2014 12:00:07 Event Closed Disposition: RPT CLOSED 0.4/12/2014 10:04:01 Reopen Ineident REOPENED

#### rerguson rouce Department

222 S Florissont Road, Ferguson, MO 63135 Event Report 2120 STEALING / IN Calegory: Disposition: RPT Clused 2014-029060 Status: cent No: PROGRESS Pauplaint Sumbers Unit: Reporting DSN: Agency: migration Number: Ferguson PD 14-12388 ESZ: Ward: Sector: 4 GEO: 134.1 Precinct: 1 . W FLORISSANT AVE, FERGUSON Address: intersection: **FERGUSON AVE** Date / Time 08/09/2014 11:51:57 , \*4;B Law Enf.: Ferguson PD 08/09/2014 11:53:54 opateli: Fire: 08/09/2014 11:53:54 Page 1 EMS: divid. 08/09/2014 11:54:51 Source: 08/09/2014-18:54:41 Leparaire: 08/09/2014 18:54:43 · based: Person(s) Involved Manie Address Phone betiness diche(s) 62 - 3 VIN Color Type Model ાત Sinte Make Inclident Notes:

was advised

<sup>\*\*08/09/2014 11:52:53</sup> 

whi shirt b/m qt, box cigars

<sup>\*\*08/09/2014 11:55:06</sup> 

OONE WALKING N/B IN A WHITE T-SHIRT.

<sup>03/09/2014 11:57:47</sup> 

USPECT WEARING RED CARDS CAP, YELLOW SOCKS, WIANOTHER MALE SUBJECT WALKING

**OWARDS QTAT THIS TIME** 

<sup>· &#</sup>x27;08/09/2014 11:58:04

AHAKI SHORTS

<sup>\*\*08/09/2014 12:09:48</sup> 

<sup>&</sup>quot;08/09/2014 18:54:26

STILL SEE NO ONE MATCHING THAT DISCRIPTION

<sup>108/09/2014 18:54:51</sup> 

isposition: RPT

# 2228 Florissant Road, Ferguson, MD 63135

			toxi, rerguson, MD 63135		
Event Lang		Tev Tev	ent Report		
Page Time	Activity		<u> </u>		
3 99/2014 11:53:24	- A CHANG			-	
"" III d 1 1 - 5 7 . 2 .		Min		***************************************	
37/109/2014 11:54:51	ENROUTE TO S	Crate work uren	Unit	DSN	34 2
***************************************	ARRIVED ON DE	CENE			Dispatcher Status
"/09/2014 11:54:51	Reminder Set by				A Dise
08/09/2014 11:55:06	Notes Added	for 300 seconds			OPENED
1-87/09/2014 11:55:10	Commission				EN ROUTE
987012/2014 11 sec. 10	N-1 Number	114-12388 Acat-			ARRIVED
103/09/2014 11:58:04	Notes Added	'14-12388' Assigned, Repor	ling		SETUNIRMIND
45709/2014 11.59.22	" " Auton		7		NOTES A DITE
14/09/2013 tiseo.am	DISPATCH UNIT				~GGN CN₽
Shipper to an	VIRIVED ON COR.	I m	•		NOTESADDED
5-709/501 to 1 a	- mininger Set K.				NOTES ADDED
(1917) [2:100:5] C	LEAR UNIT	for 300 seconds			DISPATCHED
171/2/114 12:49:48 N	oles Added		•		Albrian
	ent printed		•		ARRIVED
71111/2014 10 cm. c. c.	and himidi				SETUNIRMIND
(09/2014 18-83-4)	les Added				OIVIT CLITATURE
	EAR UNIT	£			TUS Annen
	ent Closed Dispositio	ne Down			LACINI
		or ML. I.			NOTES ADDED
No.k	is Added	conrt Opened			UNIT CLEARET
The state of the s	· - <del></del>				CLOSED
					RECARO
		The second secon			REC'MGT OPE
					NOTES ADDED

-222°S Florissant Road, Farguson, MO 63135

Event Report

Disposition: 4230 DISTURBANCE/IN Category: Pyym Nu: 2014-029062 Status: Arrived PROGRESS. Complaint Nymberg .... Verypland Number: Agency: Unit: . Reporting DSN: Fergusun PD 14-12391 ESZ: GEÓ: 134.1 COPPERCREEK CT, FERGUSON, MO Precinct: 1 Sector: 4 Ward: Address: Intersection: CANFIELD DR Date / Time · Yren 08/09/2014 12:01:50 Law Euf.: Ferguson PD 08/09/2014 12:02:22 Lispach: Fire: i mane: 08/09/2014 12:02:22 EMS: 08/09/2014 12:02:22 terient: Source: I separture: t 'lased: Person(s) Involved . . Same Address Phone Husiness · chicle(s) 411 VIN Malce Model Color Type State Plate Incident Notes: \*\*08/09/2014 12:04:55 ~~08/09/2014 12:04 c EMS CONTACTED ~08/09/2014 12:16:23 LCO DELLWOOD OFFICER ON SCENE 108/09/2014 14:11:36 JHOTS ON CANFIELD \*\*08/09/2014 14:12:34 4 to 6 shots \*\*08/09/2014 14:13:01 2939 canfield 22 AND 25 \*\*08/09/2014 14:14:33 ems staging 1108/09/2014 14:14:33 EMS STAGING UNTIL FURTHER NOTICE \*\*08/09/2014 14:30:30 call a ride has been notified.

";« .

222 S Florissant Road, Forguson, MO 63135

Event Report

Event Ling ें पूर्वी Date / Timu	∮≟;≀ Activity ~ .	Unit	DSN	Dispatcher	Status
1 8/09/2014 12:02:22	Event open by sending work area				OPENED
1:8/09/2014 12:02:22					ARRIVED
04/09/2014 12:02:22					SETUNDOMNO
08/09/2014 12:04:02	*				ADDRESS CHO
08/09/2014 (2:04:15	Address changed from 'CANFIELD DR, INTERSECTION: COPPERCREE' to 'COPPERCREEK CT, INTERSECTION: CANFIELD DR, CITY: FERGUSON'		1.		ADDRESS CHO
08/09/2014 12:04:15	Precinct set to '1', Sector set to '4', GEO set to '134.1', Fire set to '', EMS set to ''				GEO CHG
n×/119/2/014 (2):04:55	Notes Added				NOTES ADDED
PS/09/2014 12:05:11	DISPATCH UNIT				DISPATCHED
+8/09/2014 12:05:20	ENROUTE TO SCENE				EN ROUTE
:3/09/2014 12:10:26	DISPATCH UNIT				DISPATCHED
08/09/2014 [2:10:29	ARRIVED ON SCENE				ARRIVED
08/09/2014 12:10:29	Reminder Set by for 300 seconds				SETUNIRMND
08/09/2014   2:11:04	Category changed from '7228 POLICE SERI/3' to '4234 DOMESTICIN PROGRESS/1'				CATEGORY CH
08/09/2014 12:11:16	Category changed from '4234 DOMESTIC/IN PROGRESS/1' to '4230 DISTURBANCE/IN PROGRESS/2'				CATEGORY CH
J3/09/2014 12:11:17	Notes Edited				NOTES EDITED
4/09/2014 12:11:18	A RRIVED ON SCENE				ARRIVED
. 8/09/2014 12:11:18	Reminder Set by for 300 seconds				SETUNIRUND
1.609/2014 12:16:23	Notes Added				NOTES ADDED
4-4/09/2014 12:36:21	A RRÍVED ON SCENE				ARRIVED
08/09/2014 12:36:21	Reminder Set by for 300 seconds				SETUNIRMND
08/09/2014 12:39:09	DISPATCH UNIT		·	•	DISPATCRED
08/09/2014 12:39:12	ENROUTE TO SCENE				EN ROUTE
08/09/2014 12:43:01	ARRIVED ON SCENE				ARRIVED
08/09/2014 12:43:01	Reminder Set by for 300 seconds				SETUNIRUND
08/09/2014 12:45:13	DISPATCH UNIT				DISPATCHED
×/09/2014 12:45:15	ARRIVED ON SCENE				ARRIVED
. 4/09/2014 12:45:15	Reminder Set by For 300 seconds				SETUNIRMND
ER/09/2014 13:19:40	CLEAR UNIT				UNIT CLEARER
CS/09/2014 13:21:08	ARRIVED ON SCENE				ARRIVED
08/09/2014 13:21:08					SETUNIRMND
U8/09/2014 13:26:50	ARRIVED ON SCENE Reminder Set by for 300 seconds				ARRIVED
118/09/2014 13:26:50	•			•	SETUNDOND
08/09/2014 13:26:59	ARRIVED ON SCENE -				ARRIVED
08/09/2014 13:26:59	Reminder Set by for 300 seconds				SETUNIRMND
08/09/2014 13:30:25	CLEAR UNIT				UNIT CLEAREI
PA/09/2014 13:32:07	Complaint Number '14-12391' Assigned				asgn cn#
13/09/2014 13/40:29	ENROUTE TO SCENE	•			en route
• 3/09/2014 13:40:33	ENROUTE TO SCENE				EN ROUTE
03/09/2014 13:57:55	ARRIVED ON SCENE				ARRIVED
13:57:55 בו 102/עט/אוו	Reminder Set by for 300 seconds				SETUNTRAND
68/09/2014 13:57:57	ARRIVED ON SCENE				ARRIVED
US/09/2014 13:57:57	Reminder Set by for 300 seconds			•	SETUNIRMND
08/09/2014 14:11:36	Notes Added			•	NOTES ADDED
08/09/2014 14:12:34	Notes Added				NOTES ADDED
08/09/2014 14:13:01	Notes Added		*		NOTES ADDED
#\$/09/2014 14:14:33	Notes Added	,			NOTES ADDED
· 3/09/2014 14:14:33	Notes Added				NOTES ADDED
us/09/2014 14:16:35	ARRIVED ON SCENE			,	ARRIVED
t:8/09/2014 14:16:35	Reminder Set by for 300 seconds				SETUNIRMND
08/09/2014 14:17:56	· ENROUTE TO SCENE				EN ROUTE

## Engison Police Department

Event Report
--------------

MOMO PATALLES OF	L TIENTE PROTECTS AND PRANCES	A THE RESIDENCE AND A PARTY OF THE PARTY OF	
08/09/2014 14:18:00	ARRIVED ON SCENE	*	ARRIVED
08/09/2014 14:18:00	Reminder Set by for 300 seconds	,	SETUNIRMND
08/09/2014 14:19:35	ENROUTE TO SCENE	w sin	ENROUTE
08/09/2014 14:23:49	DISPATCH UNIT	****	. DISPATCHED
.63/09/2014 14:23:52	A RRIVED ON SCENE	en and the second	ARRIVED
	Reminder Set by for 300 seconds	The second second second	
	Notes Added	Ī	SETUNIAMO
6×/09/2014 14:31:53	ARRIVED ON SCENE		NOTES ADDED
	Reminder Set by For 300 seconds	*	ARRIVED
	ENROUTE TO SCENE		SETUNIRMND
	ARRIVED ON SCENE		EN ROUTE
	Reminder Set by for 300 seconds		ARRIVED
	DISPATCH UNIT	•	SETUNIRWIND
	ENROUTE TO SCENE	ţ. , , , , , , , , , , , , , , , , , , ,	DISPATCHED
			EN ROUTE .
	A RRIVED ON SCENE	Ť	ARRIVED
	Reminder Set by for 300 seconds		SETUNIAMND
	LEAR UNIT		UNIT CLEAREL
	CLEAR UNIT		UNIT CLEARET
	ilear unit-		UNIT CLEAREL
11X/09/2014 19:06:18 C	LEAR UNIT	•	UNIT CLEARET
08/09/2014 19:06:21 C	ELEAR UNIT	:	UNIT CLEAREI
08/09/2014 19:06:38 C	LEAR UNIT .		UNIT CLEAREI
08/09/2014 19:07:04 C	Lear unit		UNIT CLEAREI
		•	TOTAL SPECIAL PROPERTY.