

the establishment and the incident involving Sgt. Clifford was completely unexpected.

Ms. Blomquist stated that she was not working at Tanner's on June 16th, 2012, at the time Sgt. Clifford and Brian Vanderlee were there. Ms. Blomquist knows Brian Vanderlee because at one time he was married to Kourtney Vanderlee, who was a liquor representative a couple of years ago that did business with Tanners Station. Ms. Blomquist indicated that she has never had a concern about Brian in the past. Ms. Blomquist has never met Sgt. Clifford, but [REDACTED] 13.43 came into Tanner's the day after the incident took place. Ms. Blomquist stated that [REDACTED] 13.43 had wanted to know how Brian was doing and did indicate that Sgt. Clifford would be turning himself in later that day.

Ms. Blomquist stated that she would ask the wait staff if they knew anyone from the tables that were on the patio on the night and time of the incident. She did state that a gentleman had provided his business card with his contact information on the night of the incident since he had been on the patio at the time Brian was injured. This individual's name was Mike Nowlan and his phone number was provided by Ms. Blomquist.

Upon viewing the video from the night of June 16th, 2012, it appears that members or associates of a band are seen going in and out of the service door on the patio at Tanner's just prior to Sgt. Clifford's contact with Brian. These band members/associates are seen making multiple passes through the patio. Ms. Blomquist recalled that the band was "Shelby's Voyage". This investigator contacted Shelby's Voyage to determine if they were the band playing that night at Tanner's. This investigator was notified that they were not performing that weekend at Tanner's, but played the following weekend. On October 1st, 2012, an email was sent to Tanners Station requesting the name of the band from June 16th, 2012, however, no response has been received.

On October 2nd, 2012, this investigator contacted Ms. Blomquist about any updates on identifying other patrons that were at Tanner's on the patio on June 16th, 2012. Ms. Blomquist stated that none of the staff knew of any additional patrons to provide to this investigator.

Ms. Kim Chester- Patron of Tanners Station

While speaking with Mr. Mike Archambault on August 17th, 2012, this investigator was provided the name of Kim Chester as another individual that was on the patio on the night of June 16th, 2012. Mr. Archambault provided this investigator with Ms. Chester's phone number.

This investigator conducted a phone interview with Kim Chester on August 31st, 2012. Ms. Chester was a patron of Tanners Station and sitting on the patio on the

evening of June 16th, 2012. Ms. Chester's group arrived at Tanner's at approximately three o'clock and had been inside for about 40 minutes. The group was out on the patio for the remainder of their evening there. According to Ms. Chester, the patio was busy, but did not consider it to be packed.

Ms. Chester stated that her group of approximately eight women on the patio was diagonal from Brian Vanderlee and his table. Ms. Chester remembered Brian sitting in the corner and that the people at his table were "just laughing and having a good time". She did not feel that anybody was acting in any way that was too loud, and that Brian's group was "within the normal limits of everybody else that was out there". Ms. Chester was specifically questioned about offensive language that was alleged to have been used by Brian ("whore", "cunt", and "I like little kids") and she stated that she did not hear any of these words or comments.

Ms. Chester did not see Sgt. Clifford lean over and have a conversation with Brian Vanderlee. She did not see any situation unfold between Sgt. Clifford and Brian as her back was turned away from Brian's table and she was talking to a girlfriend, Nancy Ferry. She does recall seeing Brian's chair on the floor, the wife in a panic, and Sgt. Clifford running across the patio and across the road. She noted that "everybody" was running after him. Ms. Chester also observed 13.43 - Personnel Data get in her car and leave, while Brian was on the ground unconscious.

Ms. Chester stated that she recognized Mike Archambault at the scene, as their daughters are friends with each other. In regards to the incident, Ms. Chester stated that she "didn't see anything wrong with....with what Brian and his umm, wife were doing, umm.. or his brother". She stated that she saw "two people goofing around having a couple drinks and just having a good time. And umm, if he was loud, it wasn't any louder, like I said, than....than my group of eight girls". Although Ms. Chester did not see Brian doing jumping jacks outside of the patio fence, she did state that her boyfriend (Tim Brown) did. Ms. Chester characterized the behavior between Brian and Mike Vanderlee as "goofing around".

A message was left with Ms. Chester on September 7th, 2012, requesting Tim Brown's contact information. At this time, no response has been received.

Ms. Nancy Ferry- Patron at Tanners Station

Ms. Nancy Ferry, a friend of Ms. Kim Chester, was contacted via telephone (763-443-2891) on September 5th, 2012, by this investigator. Ms. Ferry stated she was at Tanners Station on the evening of June 16th, 2012, with a group of women on the patio. Ms. Ferry was willing to provide a phone interview, but requested it not be audio taped. The phone conversation lasted approximately thirty-three minutes in length.

Ms. Ferry stated that she arrived at Tanner's around 1430 hours and played Bingo and had appetizers inside the establishment. Once on the patio, Ms. Ferry indicated she was seated in such a way that to her left was the building and to her right was the parking lot.

Nancy described her group as making a commotion themselves, as they were having a good time. She could "not speak to" a commotion coming from Brian's table as they were "pretty loud themselves". She did say that someone at her table mentioned that Mike was flexing his muscles (she said it was the one who had gone inside, not the one who was punched). She doesn't remember who made the comment. Ms. Ferry did not see either Mike or Brian taking swings at each other, fighting, or "goofing around". Ms. Ferry did not hear inappropriate or offensive language from Brian's table. She specifically stated that she did not hear the words "cunt", "whore", or "bitch". She did state that if she did hear it, it would have "caught her attention".

In regards to the incident between Sgt. Clifford and Brian, Ms. Ferry stated that she "glanced up" and saw Sgt. Clifford standing at the edge of the table and his arm coming back. She did not see the actual punch. She then heard the clatter of the chairs and Kourtney Vanderlee screaming "oh my God, oh my God".

Ms. Ferry stated she was watching Sgt. Clifford as he ran out. She described it as "jogging", and that he didn't appear to be panicked. She did not feel he appeared to be fleeing and believed he may have even walked at one point. She did see that he was not going to stop at Bunker Lake Boulevard and that he continued on. Ms. Ferry saw that a man had chased after Sgt. Clifford, but that this male returned to the bar. She believed he may have been the manager, and as he was chasing Sgt. Clifford, he was yelling "why did you do that?" two times.

Ms. Ferry stated that she has never been to Tanners Station before and did not know anyone else there, besides her group.

Mr. Mike Nowlan- Patron at Tanners Station

This investigator contacted Mr. Mike Nowlan by phone on September 24th, 2012, regarding the events of June 16th, 2012, at Tanners Station. Mr. Olson was willing to provide a taped statement to this investigator. Mr. Nowlan's transcript is included in this case file.

According to Mr. Nowlan, he was on the patio with a friend of his, Daryl Olson, on June 16th, 2012. He and Mr. Olson arrived approximately ten to fifteen minutes before the incident between Sgt. Clifford and Brian, and were seated at a patio table just to the north of Brian's table. Mr. Nowlan indicated that there was a large group of women on the patio on one end and the tables to the south of them were also occupied by several people. Mr. Nowlan characterized the distance from his table to

Brian's table as approximately seven to ten feet. He did not hear offensive terms or comments ("fuck", "cunt", "whore", "I like little kids") by anybody while on the patio. Mr. Nowlan remembered that after the assault, "the guy got up, started taking off out of the uhh, the patio area and two guys kind of walking after him and saying something to the effect of, "You can't leave". Mr. Nowlan recalled that the individual fleeing said "Yes, I can". This statement was followed by "You need to stay here", and the other individual responded with "No, I don't". Mr. Nowlan did not hear any exchange of words between Sgt. Clifford and Brian and did not see the punch. Mr. Nowlan did not see Brian fall, but heard "some crashing going on".

Mr. Nowlan stated that he has been to Tanner's before and the only individual he knew on the patio that day was his friend, Daryl Olson. After seeing the video, Mr. Nowlan indicated that "it was just kind of a surprise, I think, just to see what happened on there and all that kind of thing. And to be honest, I was kind of surprised I didn't see more of what was going on". He did not consider Brian's table to be particularly loud or obnoxious and it was his general feeling that everybody was out having a good time.

Mr. Daryl Olson- Patron at Tanners Station

Mr. Olson stated that he and his friend, Mike Nowlan, arrived at Tanner's in the early evening of June 16th, 2012. Mr. Olson described the patio as busy and that his table (along with Mike Nowlan) was approximately six to eight feet away from Brian's table. Mr. Olson stated that he had gotten up to go to his car to retrieve his sunglasses when his attention was diverted. Mr. Olson had walked through the gate to exit the patio when "...it really sounded like a head hitting the cement, and that's all I heard". Mr. Olson then turned around and saw that "there was a guy lying on the ground and then a....a gentleman pushed me kind of out of the way and ran towards, out to the parking lot area". Mr. Olson followed the man to see if he jumped into a car, but stated that he was "a big man" and that he wasn't going to confront him. Mr. Olson saw this individual run across the parking lot, across Bunker Lake Boulevard, and into the woods. Mr. Olson heard the manager telling Sgt. Clifford, "We'll catch ya no matter what" and the response by Sgt. Clifford was allegedly "the hell you will". Mr. Olson stated that Sgt. Clifford began to run faster. The manager then stated "You can't leave right now" and Sgt. Clifford allegedly responded with "the heck I can't".

In regards to contact between Sgt. Clifford and Brian, Mr. Olson stated that he heard "no verbalization". He stated that "there was a large group of girls on the other side of me. There was probably six, eight girls, and they were much louder than....Nothing made my head turn around or anything like that". Mr. Olson did not hear language, such as "fuck", "cunt", or "whore" used by Brian or anyone at Brian's table. Mr. Olson stated that "I think any of those ones (phrases) would have made my head turn around and grabbed my attention- if somebody was talking like that that loud".