

**MINNEAPOLIS POLICE DEPARTMENT
INTERNAL AFFAIRS COMPLAINT FORM #3401**

COMPLAINT INFORMATION

INTERNAL AFFAIRS CASE NUMBER: 15-02861	CCN: 14-045443	DATE OF INCIDENT: 01/28/2015	TIME OF INCIDENT: 09:00
LOCATION OF INCIDENT: 300 South 6th Street, Minneapolis, MN	DATE OF COMPLAINT 02/11/2015	REFERRAL METHOD: Internal	
COMPLAINANTS NAME (LAST, FIRST MIDDLE) 13.43 - Personnel Data	SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	RACE:	DATE OF BIRTH:
HOME ADDRESS: 13.43 - Personnel Data	CITY / STATE / ZIP: Minneapolis, MN, 55415	TELEPHONE: 13.43	

POLICY INFORMATION

POLICIES ALLEGED TO BE VIOLATED:

**3-712 EMPLOYEES LATE OR FAILING TO APPEAR FOR COURT(
(A-B)**

Court Liaison personnel monitor court appearances and case dispositions for the MPD. Employees unable to attend court for legitimate reasons shall notify the agency issuing the Subpoena or Trial Notice on the first business day the conflict is known to exist. Unacceptable absences may include, but are not limited to, off-duty employment, local training, or childcare issues.

Unexcused tardiness or absences from court appearances that result in the dismissal of a case or generate a written complaint will be documented on a Policy and Procedure Inquiry (PPI) and forwarded to the employee's Commander.

Court Liaison personnel will not issue any court-related overtime to employees late for court if the case has been dismissed due to the employee's tardiness.

ACCUSED EMPLOYEE(S)

NAME/BADGE:

Officer Michael Griffin/ Badge 2475

COMPLAINT ALLEGATIONS

It is alleged that on January 28th, 2015, at approximately 08:30 AM, Officer Griffin was scheduled for trial prep with a Hennepin County Attorney for a trial that started at 09:00 AM. Officer Griffin did not arrive until approximately 09:10 AM. The trial was for 1st Degree Aggravated Robbery, 1st Degree Burglary and 2nd Degree Assault charges where Officer Griffin's partner discharged his service weapon (CCN 14-045443). The Hennepin County Attorney had to change the witness order since Officer Griffin was not prepped for court and arrived late. The Victim Witness Division from Hennepin County sent a memorandum to Court Liaison reference this incident.

RECOMMENDATION

(Preliminary Cases Only)

- ☐ Reckoning Period Expired Before Complaint was Filed
- ☐ No Basis for Complaint
- ☐ Closed Pending Further Information
- ☐ Refer to Precinct with Coaching Documentation
- ☐ Exceptionally Cleared
- ☐ Policy Failure
- ☐ Other

13.43 - Personnel Data

DATE

4-7-15

DATE

15 - 02861

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5-102 CODE OF ETHICS (A-D)

All sworn and civilian members of the department shall conduct themselves in a professional and ethical manner at all times and not engage in any on or off-duty conduct that would tarnish or offend the ethical standards of the department. Employees shall abide by the City's Ethics in Government Policy, Chapter 15.

ACCUSED EMPLOYEE(S)

NAME/BADGE:

Officer Michael Griffin/ Badge 2475

COMPLAINT ALLEGATIONS

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It is also alleged Officer Griffin entered Comp Time Earned (CTE) for Court Case Number 27-CR-14-4063, from 08:00 AM to 10:00 AM, on 01/28/2015. It is alleged Officer Griffin was compensated for the entered 70 minutes of CTE, even though he arrived at 09:10 AM, on 01/28/2015.

RECOMMENDATION

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- ☐ Other

13.43 - Personnel Data



MINNEAPOLIS POLICE DEPARTMENT

Internal Affairs Unit

Administrative Case 15-02861

Investigator	Sergeant Jose F. Gómez
Officer(s)	Officer Michael Griffin
Date of Incident	January 28th, 2015
Complaint Filed	February 11th, 2015

CASE OVERVIEW

This Administrative investigation was assigned to me on February 11, 2015. This investigation started after Lindsay Ellis, Hennepin County Victim Witness Division, sent a report of Officer Non-Compliance with court process and also sent an email to court liaison Officer Angie Hayden on January 28th, alleging Officer Griffin was late for court. Officer Griffin was under Subpoena for court case number 27-CR-14-4063. The report of Officer Non-Compliance with court process stated that Officer Griffin missed trial prep and appeared late for court in response to the trial notice.

Court case number 27-CR-14-4063 was in reference to Minneapolis Police Department CCN 14-045443. Minneapolis CCN 14-045433 involved a robbery, weapon, flee on foot and critical incident. Officer Griffin's partner discharged his duty weapon in CCN 14-045433.

On January 27th, 2015, Lindsay Ellis allegedly instructed Officer Michael Griffin to arrive for trial prep at 08:30 AM on January 28th, 2015. The trial started at 09:00, January 28th, 2015. It is alleged that Officer Griffin arrived outside the court room at 09:10 hours on January 28th, 2015. The Attorney for the case allegedly had to change the order of witnesses due to Officer Griffin's tardiness.

It is alleged that Officer Griffin entered Comp Time Earned (for trial prep) in Workforce Director from 08:00 hours to 10:00 hours for January 28th, 2015. It is alleged that Officer Griffin arrived for trial prep at 09:10 hours on January 28th, 2015.

SUMMARY OF ALLEGATIONS

Allegation:

1. It is alleged that on January 28th, 2015, Officer Michael Griffin was late for trial prep and court, after being instructed to arrive at 08:30 AM on January 28th, 2015, by Lindsay Ellis. It is alleged that Officer Griffin arrived at 09:10 hours on January 28th, 2015. It is alleged the witness order had to be changed due to Officer Griffin's tardiness.
2. It is alleged that Officer Griffin entered Comp Time Earned for court on January 28th, 2015, from 08:00 AM to 10:00 AM, even though Officer Griffin arrived at 09:10 hours. The entry for Comp Time Earned was approved on January 28th, 2015.

EVIDENCE

- **Statements**
 - A) Lindsay Ellis (Hennepin Victim Witness Division)
 - B) Officer Michael Griffin
 - C) Phone call to Judith Hawley (County Attorney)
 - D) Phone conversation with Kathy Woxland (Hennepin Victim Witness Division)
- **Records mentioned in report and included in separate tabs**
 - 1) Hennepin County Attorney's Office Report of Officer Non-Compliance with Court Process authored by Lindsay Ellis
 - 2) Email from Lindsay Ellis to Court Liaison Officer Angie Hayden dated January 28th, 2015, at 1042 AM

- 3) Subpoena number 10242035 for Officer Michael Griffin dated Monday, January 26th, 2015
- 4) Acknowledgement of Service for Subpoena number 10242035
- 5) Email from Lindsay to Officer Griffin reference trial and attached Supplement.
- 6) Email from Chris Droege, IT Supervisor – Hennepin County Digital Forensics and phone tolls for Lindsay's phone.
- 7) Workforce director schedule for Officer Michael Griffin
- 8) Email from Lisa Charpentier to Sergeant Jose Gómez dated April 20th, 2015, at 02:34 PM reference Workforce director time entry
- 9) CAPRS CCN 14-045443
- 10) Part time line up from MECC
- 11) Squad sign out sheet from the 4th Precinct

A) Statement of Lindsay Ellis (Hennepin Victim Witness Division)

On 04/07/2015 I contacted Lindsay Ellis and spoke to her over the phone. Lindsay Ellis agreed to be interviewed on 04/09/2015, 13:00 hours, at the Minneapolis Police Department Internal Affairs Unit. On 04/08/2015 I emailed Lindsay Ellis a Notification Letter with date and time of interview. The following is a summary of the in-person interview with Lindsay Ellis and should not be considered verbatim unless indicated by quotations:

- Lindsay Ellis stated that she filled out a Hennepin County's Office Report of Officer Non-Compliance reference Officer Michael Griffin's tardiness for court case number 27-CR-14-463, related MPD CCN 14-045443. Below is a snap shot of the report and it is also in a separate tab.

**HENNEPIN COUNTY ATTORNEY'S OFFICE
REPORT OF OFFICER NON-COMPLIANCE WITH COURT PROCESS**

Email/Fax this form and any supporting documentation to:
Minneapolis Police Court Liaison
Fax (612) 673-2750 Desk (612) 673-3413 / angie.hayden@minneapolismn.gov

Name: (Referring VWA/Attorney): Lindsay Ellis
Phone Number: (Referring VWA/Attorney) 612-348-8728

The following MPD officer/department employee did not comply with court process by: (Check all that apply)

- a) ☐ ...not returning or completing a subpoena receipt.
- b) ☐ ...not providing contact numbers on the subpoena receipt.
- c) ☐ ...was not available while on Court Ordered Standby when he/she had been formally assigned to Standby status.
- d) ☒ ... or missed trial prep and appeared late for Court in response to a trial notice, subpoena, or other request by the City Attorney's Office.

1. Name of Officer/Employee: Officer Michael Griffin

2. Defendant's Name: Cortez Devon Stanley CCN 14045443

3. Court Case Number: 27-CR-14-4063

4. Court Date: 1/28/15

5. Prosecutor's Name: Judith Hawley and Adam Tomczik

6. Reason for Court Appearance: (Check One)

- a. ☒ Jury Trial
- b. ☐ Court Trial
- c. ☐ Rasmussen Hearing
- d. ☐ Other: (Please explain)

7. Form of Notice: (Check one)

- a. ☐ Trial Notice
- b. ☒ Subpoena
- c. ☐ Other: (Please explain)

8. Reason Officer/Employee provided to referring Court contact for failure to appear:
"Needed to sleep"

9. Effect of the failure to comply with court process on the outcome of the case: (Check one)

- a. ☐ None
- b. ☐ Unnecessary Case Continuance
- c. ☐ Case Dismissed
- d. ☒ Witness order changed due to officer not arriving for prep time prior to testimony

- Lindsay Ellis also wrote an email to court liaison Officer Angie Hayden, reference Officer Michael Griffin's tardiness for court case number 27-CR-14-463, related to MPD CCN 14-045443. Below is a snap shot of email and it is also included in a separate tab.

Hayden, Angie B.

From: Lindsay M Ellis <Lindsay.Ellis@hennepin.us>
Sent: Wednesday, January 28, 2015 10:42 AM
To: Hayden, Angie B.
Subject: Officer Michael Griffin

Hi Angie,

I had an issue with Officer Griffin this morning and was wondering if you could forward this to his supervisor.

Officer Griffin was subpoenaed and on standby this week for a trial involving defendant Cortez Stanley (CCN 14045443) on 1st Degree Aggravated Robbery, 1st Degree Burglary and 2nd Degree Assault charges. I called him yesterday afternoon to let him know the case was in trial, he would be needed for trial prep at 8:15am Wednesday morning, and would testify later that morning. Initially, he told me he would not be available until 9:30am at the earliest, which I informed him would not work as he needed to meet with the attorneys before the trial started at 9am, and he would be the second witness to testify behind his partner. When inquiring further about why he wouldn't be able to prep with the attorneys, he told me he "needs to sleep." I tried to stress the importance of preparing his testimony with the attorneys as his partner discharged his weapon during this incident, but he said he "didn't really need prep and pretty much remember it." I finally compromised and told him that as long as he was here by 8:30am, that should give him enough time to prep with the attorneys before the trial started back up at 9am. I also emailed him his report to review.

This morning I received a call from the attorney at 8:50am saying that Officer Griffin still wasn't here to meet with her and that she needed to start heading down to the courtroom as the trial started back up at 9am. I called him and got his voicemail, so I left him a message saying he needed to call me asap to at least let me know if he was still planning on coming this morning. I received a call back about 5 minutes later from Officer Griffin saying he was still a few blocks away. He showed up outside the courtroom at about 9:10am and the attorneys had to change up the witness order since he hadn't been prepped. The attorney told me she had to give him another copy of his report as he hadn't reviewed it. The attorneys were able to put on another witness ahead of him in order to prep him during the morning break, so it eventually worked out.

13.43 - Personnel Data [REDACTED] whenever possible we do try and accommodate their schedules, but sometimes, as in this case, it is not possible.

13.43 - Personnel Data [REDACTED] felt it was necessary this time to pass this information along to his supervisor.

Please contact me with any additional questions.

Thank you,



Lindsay Ellis
Hennepin County Attorney's Office
Victim Witness Division
612-348-8728 Direct
612-317-6069 Fax

Disclaimer: Information in this message or an attachment may be government data and thereby subject to the Minnesota Government Data Practices Act, Minnesota Statutes, Chapter 13, may be subject to attorney-client or work product privilege, may be confidential, privileged, proprietary, or otherwise protected, and the

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- Lindsay Ellis stated that she authored the email to court liaison [REDACTED] 13.43 - Personnel Data [REDACTED] Lindsay stated "I felt it was important for it at least to be addressed."
- Lindsay Ellis stated Officer Griffin was issued a Subpoena for court case number 27-CR-14-463. The Subpoena was for standby day two from 10:00 hours to 12:00 hours and the date for trial was Monday, January 26th, 2015, at 09:00 hours. Below is a snap shot

of a copy of the Subpoena and it is also included in a separate tab (This was provided by Lindsay Ellis).

<p>CA File: 14-4815 Subpoena No: 10242035</p> <p>State of Minnesota vs CORTEZ DEVON STANLEY</p> <p>To: Officer Michael Griffin MINNEAPOLIS POLICE DEPT Badge # 02475 350 South 5th St Minneapolis MN 55415</p> <p>CCN: 1404643 Ducea Tecum: Please bring evidence, if any. Standby day two from 10:00 A.M. to noon.</p> <p>Dear Witness: • You must call Lindsey Ellis within 24 hours of receiving this subpoena. If you need an interpreter, one will be available. • This subpoena remains in effect until the case is over or you are excused by a member of the County Attorney's office or the Judge. • By law you have a right to receive \$20.00 for each day you testify, plus mileage. You may also be entitled to money for meals, less of wages and child care up to \$50.00 a day (MSA 597.24).</p> <p>ADULT - INTEROFFICE</p> <p>BC 2486 (2/08)</p> <p>YOU MUST SIGN AND RETURN THIS FORM.</p> <table><tr><td><u>Case:</u> CA File: 14-4815 Subpoena No: 10242035 State of Minnesota vs CORTEZ DEVON STANLEY</td><td><u>Witness:</u> Officer Michael Griffin MINNEAPOLIS POLICE DEPT Badge # 02475 350 South 5th St Minneapolis MN 55415</td></tr></table> <p>Office of the County Attorney Attn: Lindsay Ellis Mail Code 526 300 South 6th Street Minneapolis MN 55415-9989</p>	<u>Case:</u> CA File: 14-4815 Subpoena No: 10242035 State of Minnesota vs CORTEZ DEVON STANLEY	<u>Witness:</u> Officer Michael Griffin MINNEAPOLIS POLICE DEPT Badge # 02475 350 South 5th St Minneapolis MN 55415	<div data-bbox="630 441 812 657"></div> <div data-bbox="938 431 1136 470"><h3>SUBPOENA</h3></div> <div data-bbox="880 470 1193 631"><p>This subpoena is a court order for you to appear in court until you are excused by the Court or by the County Attorney. Failure to appear as ordered may subject you to penalties for contempt of court in the name of the State of Minnesota.</p></div> <div data-bbox="880 651 1185 700"><p>You are hereby commanded to appear and offer evidence beginning at:</p></div> <div data-bbox="961 741 1125 780"><p>9:00 AM Monday, January 26, 2015</p></div> <div data-bbox="958 804 1128 883"><p>C-2200 Government Center 300 S. 8th Street Minneapolis, MN 55416 (See map on reverse side)</p></div> <div data-bbox="956 918 1128 976"><p>You must call Lindsey Ellis (612) 348-5728 TTY: (612) 348-5875</p></div> <div data-bbox="933 989 1153 1062"><p>You must call, interpreters available. You must not bring weapons or firearms. You must not bring alcohol. You must not bring drugs. You must not bring weapons or firearms. You must not bring alcohol. You must not bring drugs.</p></div> <div data-bbox="912 1073 1144 1144"><p><i>Kate Fogarty</i> DISTRICT COURT ADMINISTRATOR</p></div> <div data-bbox="889 1144 1177 1252"></div> <div data-bbox="803 1304 927 1360"><p>DETACH HERE. Trial Date 1/28/2015</p></div> <div data-bbox="989 1300 1193 1338"><h3>SUBPOENA</h3></div> <div data-bbox="989 1338 1193 1375"><p>ACKNOWLEDGEMENT OF SERVICE I have received this subpoena and I am appearing in court on the date and at the time specified.</p></div> <div data-bbox="863 1410 1156 1433"><p>List phone numbers where you can be reached:</p></div> <div data-bbox="863 1450 1177 1539"><p>Home: _____ Work: _____ Cell: _____ Email: _____</p></div> <div data-bbox="863 1548 1170 1588"><p>I hereby acknowledge receipt of this subpoena in the above-captioned case:</p></div> <div data-bbox="863 1617 1183 1655"><p>X Signature of Witness Signature Date</p></div>
<u>Case:</u> CA File: 14-4815 Subpoena No: 10242035 State of Minnesota vs CORTEZ DEVON STANLEY	<u>Witness:</u> Officer Michael Griffin MINNEAPOLIS POLICE DEPT Badge # 02475 350 South 5th St Minneapolis MN 55415		

- Lindsay Ellis stated that Officer Griffin signed and returned the bottom portion of the Subpoena (Acknowledgement of Service). Below is a snap shot of a copy of the signed Subpoena and it is also included in a separate tab (This was provided by Lindsay Ellis).

YOU MUST SIGN AND RETURN THIS FORM.		DETACH HERE. ↑	SUBPOENA
Case: CA File: 14-4815 Subpoena No: 10242035 State of Minnesota vs CORTEZ DEVON STANLEY	Witness: Officer Michael Griffin MINNEAPOLIS POLICE DEPT Badge # 03475 300 South 6th St Minneapolis MN 55415	Total Date: 1/29/2015	ACKNOWLEDGEMENT OF SERVICE FILED FOR COURT RECORD
Office of the County Attorney Attn: Lindsay Ellis Mail Code 524 300 South 6th Street Minneapolis MN 55415-9919		List phone numbers where you can be reached: Home: _____ Work: _____ Cell: 13.43 Email: _____	
		I hereby acknowledge receipt of this subpoena in the above-captioned case: Signature of Witness: <i>[Signature]</i> Date: <i>12/20/14</i>	

- Lindsay Ellis stated that Officer Griffin had a significant role in the court case. Lindsay Ellis stated Officer Griffin was one of the first responding Officers and thought that Officer Griffin's partner discharged his weapon.
- Lindsay Ellis stated that she first contacted Officer Griffin reference this court case on Tuesday, January 27th by phone and she called the number Officer Griffin provided on the Subpoena (Acknowledgement of return). This phone call was made during the noon break. Lindsay Ellis left a message stating the court case was going to be a trial and told Officer Griffin he would be needed for court on Wednesday, January 28th.
- Lindsay Ellis stated she called Officer Griffin back between 16:00 hours and 16:30 hours on January 27th, 2015. Lindsay asked Officer Griffin if he would be able attend a trial brief for the court case the following morning, January 28th, at 08:15 hours.
- Lindsay stated there was a lot of "Pushback" and Officer Griffin stated he wouldn't be able to attend trial prep at 08:15 hours, on January 28th, 2015.
- Lindsay Ellis told Officer Griffin the importance of his testimony because of Officer Griffin's role in the incident. Officer Griffin stated that he didn't really need to prep because he pretty much remembered the incident.
- Lindsay Ellis stated that Officer Griffin told her the he "needs to sleep" and that was Officer Griffin's excuse for not being able to prep at 08:15 hours on January 28th, 2015.
- Lindsay Ellis stated that Officer Griffin agreed to come in at 08:30 hours on January 28th, 2015.

- Lindsay Ellis emailed Officer Griffin a copy of his CAPRS supplement to review on January 27th, 2015, at 17:43 hours. Below is a snap shot of email, it is also included in a separate tab.

-----Original Message-----

From: Lindsay M Ellis

Sent: Tuesday, January 27, 2015 5:43 PM

To: michael.griffin@minneapolismn.gov; Erick.Fors@minneapolismn.gov; seth.porras@minneapolismn.gov; Joel.Doran@minneapolismn.gov; Jarrod.Roering@minneapolismn.gov

Subject: FW: Supps for Cortez Stanley

Here you go! Attorneys on this case are Judith Hawley and Adam Tomczik, and their office is on the 21st floor of the C-tower.

Griffin, Fors and Roering: you will be meeting with attorneys for prep at 8:15am tomorrow

McMahon, Doran and Porras: you will be meeting with attorneys for prep at 12:45pm tomorrow

Please let me know if you have any questions and thank you in advance for your testimony!

Thank you,

Lindsay Ellis

Hennepin County Attorney's Office

Victim Witness Division

612-348-8728 Direct

612-317-6069 Fax

- Lindsay Ellis stated that Officer Griffin told her that he was working the night before and that Officer Griffin needed his sleep (Per workforce director Officer Griffin was assigned to the 4th Precinct **13.43 - Personnel Data** on 01/27/2015).
- Lindsay Ellis stated that on January 28th, 2015, at 08:50 hours, the attorney (Judith Hawley) for the trial and attorney who was going to prep Officer Griffin, called Lindsay and notified her that Officer Griffin had not shown up at 08:30 hours.
- Lindsay Ellis called Officer Griffin and left him a message on January 28th, 2015, at approximately 08:50 hours, asking if he was still planning on coming in. Officer Griffin called Lindsay back at approximately 09:00 hours and Officer Griffin stated he was a couple blocks away and on his way.
- Lindsay Ellis went down to the court room and Officer Griffin arrived for court at approximately 09:10 hours. The Hennepin County Attorney had to give Officer Griffin a copy of his report.

- Lindsay Ellis stated that because of Officer Griffin's tardiness the Hennepin County Attorney had to change the witness order so the Hennepin County Attorney could meet with Officer Griffin after the morning break so they could go over his report.
- I asked Lindsay what the outcome of the court case number 27-CR-14-4063 was and she stated "Well, yes, he... Uh, his, his partner was on the stand and the defendant, after his partner's very convincing testimony, decided to plead guilty OK. So, then the way it affected the trial was kind of moving the, the witness order around initially."

13.43 - Personnel Data

B) Statement of Officer Michael Griffin

Officer Griffin was interviewed in the Minneapolis Internal Affairs Unit on May 8th, 2015 at approximately 12:30 Hours. Officer Griffin has been with the Minneapolis Police Department since 11/27/2006, and was assigned to the 4th Precinct **13.43** when this investigation was assigned. The following is a summary of Officer Griffin's statement and shall not be considered verbatim unless indicated by quotations. Also present during interview was Police Officer Federation Member (POFM) Lieutenant Robert Kroll and Sgt. Jason Walters from Internal Affairs.

- Officer Griffin remembered receiving the subpoena for court case number 27-CR-14-4663.
- Officer Griffin stated that the signature and phone number on the acknowledgement of receipt was his.
- When asked if Officer Griffin knew what the charges were for this trial he stated "I have no idea, I honestly, wouldn't have any idea. I'd have to look it up."
- I asked Officer Griffin if he remembered court case number 27-CR-14-4663 being a critical incident, where Officer Walker discharged his firearm. Officer Griffin stated "Oh that was this. I do remember that incident, yes."

- Officer Griffin stated he believes he was first contacted on January 27th, reference this subpoena.
- I asked Officer Griffin if he remembered anything about the conversation on the January 27th, with Hennepin County Victim Witness personnel. Officer Griffin stated "I don't even remember this whole thing until we got called here."
- I asked Officer Griffin if he remembered Lindsay Ellis calling him on the 27th, to tell him it was a trial, which he would be needed on Wednesday, the 28th. Lindsay Ellis also told Officer Griffin she would call him at the end of the day with more information. Officer Griffin stated "I saw in there...I think I entered that in the, in the Workforce that she called me the day prior". Officer Griffin also stated "No, I don't remember the conversation at all."
- I asked Officer Griffin if he remembered later on the 27th, if Lindsay called him back at approximately 16:00 or 1630 hours and left him a message. I also asked Officer Griffin if he remembered speaking to Lindsay reference court on the 28th and him being there at 08:15 hours. Officer Griffin stated "She called me twice? I, I don't necessarily remember the conversation or anything. I do know that I put it in that- I spoke to her, so I don't know which time it was that I spoke to her. I don't remember what time."
- I asked Officer Griffin if it was accurate that he initially told Lindsay that he wouldn't be available until 09:30 hours on Wednesday, January 28th. Officer Griffin stated "I, I don't remember that. I don't know. I, honestly, don't remember what was said in the conversation."
- I asked Officer Griffin if there was any reason why he wouldn't be able to show up at 08:15 hours on January 28th, 2015 and he stated "Other than sleeping. That'd be the only thing."
- I asked Officer Griffin if he remembered telling Lindsay that he agreed to show up for court at 08:30 hours and he stated "I most likely probably told her I'll be there."
- I asked Officer Griffin if it was accurate that he told Lindsay he needed to sleep and that's why he couldn't be there at 08:15 hours. Officer Griffin stated "I don't remember. I, I could've told her that, but I don't know. I don't remember if I told her that or not."
- I showed Officer Griffin the Hennepin County Office Report of Officer Non-

Compliance with Court Processes. I pointed out the reason Officer/employee provided for failure to appear was "needed to sleep." I asked Officer Griffin again if he remembered saying that.

- Officer Griffin stated "That could've been when I met her at the...when I came in?" Officer Griffin stated he couldn't remember their conversation on the phone from the 27th.
- I asked Officer Griffin if he was aware the witness order was changed due to him arriving late for trial prep. Officer Griffin stated "I don't think we even talked about that."
- I asked Officer Griffin if he remembered giving Lindsay another reason why he couldn't be at court. Officer Griffin stated "Honestly, when, when I'm-, when I'm at home, I usually don't answer phone calls from work. Uh, if I talked to her that day, I probably didn't pay attention to her on the phone that much-uh, but whatever she says probably said I probably said it. I don't...I just don't remember."
- I asked Officer Griffin if he agreed with me that it's important if Lindsay is telling him it's for court and that he should probably pay attention. Officer Griffin agreed with me.
- I asked Officer Griffin if he worked in any capacity the night before on Tuesday the 27th. Officer Griffin stated he did not.
- I asked Officer Griffin if it was accurate that he told Lindsay he had to work the night before when he spoke to her on Tuesday, the 27th. Officer Griffin stated "I don't remember our conversation."
- I asked Officer Griffin if he remembered Lindsay telling him that the attorney really needed to prep with him because it was a serious incident and that he should prep before trial. Officer Griffin stated "I, I don't remember anything about the conversation."
- I asked Officer Griffin if he remembered telling Lindsay on January 27th, that he didn't need to prep because he pretty much remembered the incident. Officer Griffin stated "No, I don't remember saying."
- I asked Officer Griffin if he remembered Lindsay emailing him a copy of his CAPRS supplement on Tuesday, January 27, and if he received the email.