

- QUES: Did you see any—any of the other people who appeared to be injured?
ANS: The one that—lady it was either a lady or a guy said they had a—did they say a tooth or a swollen, I don't remember exactly what I asked 'em what they wanted done. They just said they didn't want anything done. So I think I put that in my report. Yeah I did. They were asking for the badge numbers. I don't know what they are.
- QUES: Right. So you remember somebody complaining about a tooth?
ANS: Ah yeah. I think that was one of the ones that said they don't want to do nothing. Right now. They don't want make—they'll—they'll make a complaint later.
- QUES: Do you remember what
ANS: I don't remember what their names were?
- QUES: Do you remember what the guy—was it a man, you think?
ANS: I don't—I don't remember. I distinctly remember a guy and a woman came up and they were bitching at me. Bitching or—It was a fight. Like I said, I didn't--
- QUES: Well, just so you—the complainant, [REDACTED], he alleges, he's the one who alleges that he got kicked by one of the sergeants while he was just sitting there, okay. And he alleges that he got his tooth cracked or whatever and so that's probably whatever—we don't know, but that may have well been the one.—Do you remember what the fella . . .
ANS: By the time these guys talked to me, everybody was gone.
- QUES: Okay.
ANS: So I don't know if that was the guy or not. But I remember as soon as this guy or these guys all started crowding around and I started getting their info, then everybody—everybody left, I don't know where they went. Just the car that was in the lot up there.
- QUES: The person who was complaining about the tooth, what did they look like?
ANS: Um. I want to say he was a big guy, taller than me. I'm a big guy but he's taller than me, more, I think he was more muscular.
- QUES: Do you remember any tattoos or anything?

Officer [REDACTED]
CRA Case #04-2153

ANS: No.

QUES: Okay. Alright. I'm going to refer to your police report here and see if there's anything I want to ask you about that. Do you remember when Sergeant Kroll, you say that [REDACTED] was screaming at Sgt. Kroll. Do you remember what he was screaming?

ANS: Something about lettin' somebody go.

QUES: Do you remember what Sgt. Kroll was saying if anything?

ANS: Ah, no. It was—Like I said though, (chuckles) everybody was yellin' and—it was a large group of people there. But I remember somebody came up and said there was more people there that left before we got there.

QUES: Which—I don't know if I've asked you this already but [REDACTED] you say in the last paragraph, [REDACTED] stated that an officer hit him for no reason." Which officer did he say hit him for no reason?

ANS: I don't—I don't—He doesn't know their names, I don't think.

QUES: I mean did he point them out though?

ANS: No, because I didn't see 'em.

QUES: They were already gone?

ANS: I mean, originally when I got there I saw them backing up, you know get back or whatever and the crowd was just like even closing in and I distinctly saw the one guy, [REDACTED], I think I put it in the beginning, "screaming and yelling and like he was going to hit one of the sergeants". I think it was Kroll.

QUES: Okay.

ANS: And like I said it was pretty wild.

QUES: Okay. So do you remember seeing anybody sitting on a curb, any of these kids, you know, put them all in one class that sort of an arty looking kids. Did they – I mean, did you remember seeing anybody sitting on a curb?

ANS: No.

QUES: Okay. So you didn't see any attack on any of the kids from any officers?

ANS: Nope. There was too many—There was too many people crowding around me,

yelling at me.

QUES: Did you ever see any of these, you know, young people other than the officers on the ground as far as like being, either restrained or attended to by the officers?

ANS: No, like I said, I was more to the --what would be north of them. And then I looked over and saw the other cars that were there and I didn't—I was—Like I said, I was watching from the perimeter kind of to make sure nobody else would run in. Like I said, I even pulled out my mace. I didn't know what was going on.

QUES: Okay. Let's see. "I saw between the people" [reading report to self] You say you ah, you saw [REDACTED] in your report here, began to go through the crowd yelling at other people in his group. And then what? Did he --Was this before or after he talked to you about an officer hitting him?

ANS: I think it was before.

QUES: Okay. So then he came back and talked to you later?

ANS: Yeah.

QUES: Alright.

ANS: If it was him. I can't—I don't remember. There was a lot of people there and they were all yelling. I just basically 'Okay, next.'

QUES: Okay.

ANS: Next, you know, "Next."

QUES: What did you do with those notes?

ANS: Threw them away.

QUES: You did?

ANS: When my books get full, I just throw them away.

QUES: Okay. Alright. I'll just look at this quickly. I'll just run down the notice of complaint here and this may seem sort of rhetorical but we'll ask you anyway. So did you see Sgt. Kroll or Sgt. Krueger punch or strike anybody in that evening?

ANS: No. I don't recall that.

QUES: Alright. That would include kicking?

Officer [REDACTED]
CRA Case #04-2153

ANS: Nope, I didn't see that. Too many people around.

QUES: Alright. Now I could ask you where —just ask you one other thing about —we'll get a sense of where you were in relation—Were you on what, the east side of, was it Marshall? Does Marshall run north and south there?

ANS: _____ up on the sidewalk.

QUES: So you were on the east side?

ANS: Yep.

QUES: And you say you were sort of north of the main melee as it were?

ANS: Yep.

QUES: Alright.

ANS: When I got there—

QUES: Yeah.

ANS: I pulled up to the curb, the crowd was surrounding the two sergeants, off duty sergeants. As soon as I got out of the car, I could see 'em where they back, kind of backing up you know and the crowd was like coming towards 'em.

QUES: When you say they were in kind of a corner, what, was there a vehicle behind 'em or was there-

ANS: No, it was a building.

QUES: A building.

ANS: Yeah.

QUES: Okay.

ANS: I think its Dusty's Bar.

QUES: Alright. So they were on the sidewalk?

ANS: Yeah.

QUES: Alright. Now there's several officers who were on the scene. I'd kind of like your recollection of where everybody was.

ANS: (chuckles) I came—I was north of them.

- QUES: Okay.
ANS: I saw the one guy, like I said I was watching to see if —that nobody else would run in and get a sucker punch or
- QUES: Yeah.
ANS: One guy—my attention was drawn to the guy that was yelling at Kroll who was clenching his fists and the crowd then moved in closer and by then the other cops had arrived. There was no need for me to go in —wade into there—‘cause I don’t know what’s going on. And specifically, um if I’m going to put my hands on somebody or mace somebody, I want to do a report.
- QUES: Yep.
ANS: Okay, that’s why, I don’t know what’s going on. You know what I mean? All I know is an officer needs help. What good does it do me to wade into a crowd of people and I don’t know—I don’t know what’s going on.
- QUES: Sure.
ANS: I’m going to stay back and make sure, you know, ‘cause these other guys were already there. I mean they were already got there or they might have been there before I don’t remember. They were already over there. There was no need for me to go in there.
- QUES: Alright. So do you remember seeing—Do you know Officer [REDACTED] by sight?
ANS: [REDACTED] Yep.
- QUES: Okay. Do you remember seeing him on the scene?
ANS: Yep.
- QUES: Where was he?
ANS: Ah, he was parked south of me.
- QUES: Okay, where was he standing or interacting with the crowd?
ANS: Right in the middle of it, I think. ‘Cause I remember—Was he—Who was he with?
- QUES: [REDACTED]

Officer [REDACTED]
CRA Case #04-2153

ANS: Yeah, yeah, that's right. That's his partner.

QUES: Yeah. So they were sort of in the middle of it?

ANS: I saw him but—I just assume he went right into the crowd. Like I said, it was a large crowd.

QUES: Okay. How about—Do you know Officer [REDACTED]

ANS: Yep. Good cop.

QUES: And where—Do you remember seeing him that night?

ANS: Ah, no. I mean, I could sit here and say, yeah I remember 'cause it was in the report but I-

QUES: Well, only if you do I don't want you to try and—If you remember seeing him on the scene, like you said you remember seeing [REDACTED] and [REDACTED]

ANS: No.

QUES: Alright. Let's see. How about officer . . . Do you know [REDACTED]

ANS: Yep.

QUES: Okay. Do you remember seeing him that night?

ANS: No.

QUES: You don't.

ANS: Oh yeah I do. Sorry. They probably used 227. Way southeast district.

QUES: Does he have a partner?

ANS: Yep.

QUES: [REDACTED]

ANS: Yeah. [REDACTED]? Yep.

QUES: Okay. And where were they on the scene?

ANS: Ah, they were probably one of the cars that was parked north of me. Or south of me.

QUES: South of you?

Officer [REDACTED]
CRA Case #04-2153

ANS: Yep.

QUES: Did you see 'em out and interacting?

ANS: I think I saw them get out of the car but like I said, I'm telling you, of the crowd was large.

QUES: Did you see, is it Lt. [REDACTED]

ANS: Yep.

QUES: Did you see him on the scene?

ANS: I think he came after.

QUES: Okay. But did you see him?

ANS: Yeah. I talked to him.

QUES: Oh, you did.

ANS: Mmhmm. [Yes.]

QUES: Okay. What did you say to him? What do you remember-

ANS: I told him what happened. What these guys were saying. He told me to do a report. So I did.

QUES: Okay.

ANS: Do what—He didn't say this but what my role in this is—that's what I do. I don't—I don't—Like I said, I'm on the perimeter, trying to see what's going on.

QUES: How about Officer [REDACTED] Did you see him?

ANS: Who's that? [REDACTED]

QUES: [REDACTED]

ANS: Probably know him by face. He's not in our precinct.

QUES: He's not. You're right. Medium size guy, dark hair. He supposedly was on the scene as well.

ANS: See when they tone a call, okay, like, you probably got the printout of all the guys that were there. When they tone a call, everybody goes. Officer needs help. Okay, if they cancel, it doesn't mean that they were there. It just means that they said, hey

Officer [REDACTED]
CRA Case #04-2153

I'm going. They could be coming from the south side and start racing over to help on the whatever the call is, a fight, an officer being assaulted because that's what's going through your mind, just the nature of the call.

QUES: Of course on the ECC report if it says arrived, that means you were there, right?
ANS: Yep. Mmhmm.

QUES: Okay Officer, anything else notable that you want to comment on about this incident that maybe I haven't asked you?
ANS: Nope.

QUES: Okay. Has this been a true and correct statement to the best of your knowledge?
ANS: Yes sir.

QUES: And when it is transcribed and sent to you, will you read it and make any necessary corrections, sign it and return it to us?
ANS: Yes sir.

QUES: That concludes the statement. It's now 10:12 AM.

Signature: [REDACTED] Date: 11/23/04



Minneapolis
City of Lakes

Civilian Police Review Authority

400 South 4th Street - Room 1004
Minneapolis MN 55415-1424

Office 612 673-5500

Fax 612 673-5510

TTY 612 673-2157

January 7, 2005

Officer [REDACTED]
Minneapolis Police Department
First Precinct
19 North 4th St.
Minneapolis, MN 55401

Dear Officer [REDACTED]

Enclosed are two copies of your statement given on December 6, 2004 at the Civilian Police Review Authority's office.

Please review and initial any corrections you wish to make. Sign and return one copy by **interoffice mail**.

Thank you for your cooperation, and feel free to contact our office if you have any questions.

Sincerely,

[REDACTED]
[REDACTED]
[REDACTED]
Case Investigator

enc

STATEMENT OF Officer [REDACTED]

PLACE: Minneapolis Civilian Police Review Authority Offices

DATE: December 6, 2004

TIME: 3:30 PM

CASE NO: 04-2153

INVESTIGATOR: [REDACTED]

QUES: Officer, please state your full name for the record.

ANS: [REDACTED]

QUES: And what's your present rank and duty assignment?

ANS: Officer, First Precinct, Middlewatch. Minneapolis Police Department.

QUES: And how many years have you been a Minneapolis Police officer?

ANS: Five years.

QUES: And you were ordered by the department to appear here and give a statement regarding matters pertaining to the scope of your employment as provided by the Garrity decision. And are you aware that you could have a Federation representative or a lawyer with you today?

ANS: Yes, I am.

QUES: Are you willing to proceed without such representation?

ANS: Yes I am.

QUES: Very good. And also officer, please be advised should any of your answers in this statement be found untruthful, department disciplinary proceedings may be taken against you. Do you understand this?

ANS: I do.

QUES: Okay. Referring back to May 14, 2004, it was approximately 10:30 PM. Do you remember responding a- I'm not sure how it would have gone out to you. But a fight disturbance at 13th and Marshall in the Northeast.

ANS: Yeah, it came out as a help call they dispatched over all radio channels.

QUES: Okay. Why don't you pick up where you and what you did in response to it.

ANS: I just- I was near the north loop area in the First Precinct. I proceeded across Broadway or Lowry Bridge. Broadway Bridge. Lowry Bridge was closed. Broadway Bridge to Marshall Street and went north on Marshall Street until I found this location where all the squad cars were at.

QUES: Were you alone in your squad car?

Officer [REDACTED]
CRA Case #04-2153

ANS: Yes I was.

QUES: Okay. And what did you see when you first pulled up to this incident?

ANS: A group of squad cars on the curb lane of the street and a group of people outside of row of businesses, a bar and look like maybe a craft shop or something.

QUES: What did you do when you got there?

ANS: I got out of my car and made sure everybody was okay and just chatted with a few of the cops and few of the people were not too happy about what had happened. And tried to tell them that I had no understanding of why somebody was arrested. I just drove up and that was the extent of my action there. I left pretty quick after that.

QUES: When you arrived, what was happening at that point? I guess, you just told me basically what you saw when you got there but did you see either of -There's two charged officers in this case, Sgt. Kroll and Sgt. Krueger. Did you see either one of them at the time?

ANS: No. Not at the scene, no.

QUES: Okay. Did you see a black SUV, it would have been sergeant Krueger's, I believe, parked along the curb or was it just squad cars at that point?

ANS: It was just squad cars along the immediate lane there.

QUES: Okay. Do you remember- Would you be able to recall some of the officers that you spoke with?

ANS: I believe [REDACTED] was there. Officer over there. I don't recall- I know I talked to a couple of cops there. I don't recall who they were.

QUES: Do you know Officer Kitzerow?

ANS: No.

QUES: You don't know him? Okay.

ANS: Not by name, no.

QUES: What about Officer Kurth?

ANS: Yeah, I know Officer Kurth. He trained downtown.

QUES: Did you see him that night?

Officer [REDACTED]
CRA Case #04-2153

ANS: I believe he was there as well.

QUES: And do you know an Officer [REDACTED]

ANS: [REDACTED]

QUES: Yes.

ANS: Yes.

QUES: What do you recall the officers telling you happened?

ANS: Just there was a fight. They arrested somebody and that was about the extent of it and that the crowd was unhappy that the person that got arrested got arrested.

QUES: Why was that? Do you know?

ANS: I remember talking with a gentleman who believed that because the person that-- I guess there were two people fighting and this other person fighting was let go because he was SUV driver. He was of -- I don't know what you want to call it. For lack of a better of word, maybe a hippie.

QUES: The guy that you were talking to about it?

ANS: Yeah. Yeah.

QUES: Alright. And he told you that the guy was let go because he was an SUV driver?

ANS: Yes. Yes. He was convinced that's why.

QUES: Do you remember what this fellow looked like that you were talking to?

ANS: No, not -- I know he was a Caucasian male.

QUES: Hair color or anything like that?

ANS: I think it was dark hair.

QUES: Okay. Now one of the allegations in the complainant's complaint is that he was attacked by one of the off-duty officers while he was just sitting there on the curb. Did you see any-- Was there any fighting going when you were at the scene?

ANS: As I drove up, it was --either what had happened had already been taken care of or this event didn't occur. I don't know what to tell you.

QUES: Yeah. Okay. Did you talk to anyone else in the crowd other than this fellow?

Officer [REDACTED]
CRA Case #04-2153

ANS: There were a few people with him and I just tried to explain to him that I just pulled up. And they saw me get out of the car and I told them "Didn't you just see me get out of the car? I have no idea."

QUES: Did any of the people express that they thought that there were police officers involved in the incident other than the uniformed?

ANS: Yeah, I think somebody did make some mention of some undercover type of activity being done. And that was about the extent of it. I had no idea there was or wasn't.

QUES: Now are you-- You say when you pulled up, you actually spoke with Office [REDACTED] do you think?

ANS: Yeah, I think I said, "Hi" and "How's it going? Is everybody alright?"

QUES: Do you know what he was doing at that time?

ANS: I think he was just like the rest of us, just trying to explain it to the crowd and get everybody understanding what had happened and return peace to the scene.

QUES: I'm just going to refer to Officer [REDACTED] supplemental statement here. How many people would you say were, other than police officers, were there when you got there?

ANS: It was a good size group, maybe 1/5 of the block long on the sidewalk, maybe 50-80 people or so. I'm hoping it's under 100 that were people from the bar, craft shop or whatever it was there.

QUES: Did you see Lieutenant [REDACTED] on the scene?

ANS: I don't recall that, no.

QUES: You know who that is?

ANS: Yes I do.

QUES: Okay. What did you do-- How did your involvement in this end?

ANS: I just-- It just dispersed and it was CODEFOR and I got back in the car and came back downtown.

QUES: About how long were you on the scene?

ANS: Under five minutes I would say, if that.

Officer [REDACTED]
CRA Case #04-2153

QUES: Okay officer. Let me check. I think that's all I've got. Was the arrested party still there when you got there or were they gone?

ANS: I think there was somebody in a Second Precinct squad car. I can't say if there was or wasn't.

QUES: Did you talk to anybody who allegedly had injuries while you were on the scene?

ANS: Nope.

QUES: Did the fellow that you described as the hippy-

ANS: For lack of a better of word.

QUES: Yes. Did he alleged that he'd been assaulted himself?

ANS: I don't believe so, no.

QUES: Is there anything else you'd like to add about this incident?

ANS: Nope.

QUES: Alright. Has everything you told me today been true and correct to the best of your knowledge?

ANS: Yes.

QUES: Okay. And once this statement has been transcribed and sent to you, will you read it and make any necessary corrections, sign it and return it to us?

ANS: Yes I will.

QUES: Very good. That concludes this statement. It's not approximately 3:41 PM.

Signature: _____ Date: _____

slm

STATEMENT OF Officer [REDACTED]
PLACE: Minneapolis Civilian Police Review Authority Offices
DATE: November 12, 2004
TIME: 1:17 PM
CASE NO: 04-2153
INVESTIGATOR: A [REDACTED]

REC'D NOV 29 2004

QUES: Officer, please state your full name and I guess you can spell your first name.
ANS: [REDACTED]

QUES: And what is your present rank and duty assignment?
ANS: I'm an officer in the second precinct.

QUES: What watch are you?
ANS: ~~3rd~~ daywatch.
ACH

QUES: Okay. And how long have you been a Minneapolis police officer?
ANS: Seven years.

QUES: And you were ordered by the department to appear here and give a statement regarding matters pertaining to the scope of your employment as provided by the Garrity decision. And please be advised that any answers that you give in this statement can not be used against you in criminal proceedings except in cases of alleged perjury. Do you understand this?
ANS: Yes.

QUES: Okay. And are you willing to proceed today without a Federation representative?
ANS: Yes.

QUES: Alright. And finally please be advised should any of your answers in this statement be found untruthful, department disciplinary proceedings may be taken against you. Do you understand this?
ANS: Yes.

QUES: Okay Officer, referring back to May 14, 2004, it was approximately 11:30 PM, I believe. You responded to a fight call at 1300 Marshall Avenue NE. Is that correct?
ANS: That is correct.

QUES: Okay. Could you tell me where you were when got the call, first of all? Do you remember?
ANS: Can I look at my report or do you want me to have--

Officer [REDACTED]
CRA Case #04-2153

QUES: Yeah, you sure can look at it.

ANS: Okay. I don't know where we were but we got a tone over our police radio which means that an officer is in a fight or that they need help so we were on our way to Dusty's Bar.

QUES: And out of curiosity, what does that sound like when it comes over radios? Is it just --does somebody say this is a tone or is there actually a tone?

ANS: There's a tone. ~~It's the um,~~ it's about a two second tone that's a consistent tone.

ACH

QUES: So that gets your attention, I suppose?

ANS: Yep.

QUES: Okay. Alright. And who is --You were riding with Officer is it [REDACTED] that night?

ANS: Yes. [REDACTED]

QUES: What did you first see when you pulled up to the scene at Dusty's there?

ANS: Well, when we arrived we saw that there was a large fight outside in front of the bar.

QUES: Okay. Were you driving do you remember?

ANS: ~~Ah, I believe I was passenger. Yep, definitely.~~

ACH

QUES: Okay. Why don't you just ah, go ahead and recount what you remember seeing and what you remember happening.

ANS: Are you okay with me doing this?

QUES: Yeah, if you want--I don't know--Are you just going to--

ANS: I'm not going to do it word, but I'm just --so I can just--

QUES: Of course. Of course. Go ahead and read from your report.

ANS: ~~We,~~ upon arrival we saw a large fight. It was going onto the street in front of Dusty's Bar. Dusty's Bar ~~is --It--There is--~~ It's a sidewalk and then the bar. So there's only like eight to ten feet of sidewalk and then you're out in the street, Marshall Street. And I saw at that point in time, Sergeant Kroll, Bob Kroll, he's one of the Federation guys. I've known--one of the important guys in the police department. I saw him immediately under--he had his regular clothes on. I saw that he was involved with a fight. That there were people trying to go after him.

QUES: Do you remember what he was wearing?

ANS: No. No. I remember he wasn't in a police uniform.

QUES: Alright. So, you saw people going after him, you say.

ANS: Yes. And like I put in the report, I remember him trying to push people away. I think he was trying to get his space. I think he was you know in fear so he was trying to get away from the angry people.

QUES: How many people did you see?

ANS: That I don't know. I thought it was multiple people. It seemed like when we arrived it was chaos, in my eyes. That it was more than a one on one fight. It was multiple people.

QUES: Where was—Did you —Do you remember seeing, I guess it was sergeant —First of all, did you see Sgt. Krueger as well as you pulled up?

ANS: I didn't notice Sgt. Krueger immediately. He looks completely different than what I remembered him. He's lost I betchya 150 pounds so I didn't know it was Sgt. Krueger until the whole deal was over.

QUES: Really?

ANS: Yeah. He looks completely different. 150 is probably more but he's a lot of weight and I didn't even recognize him.

QUES: Yeah. Where—Did you see Sgt. Krueger's vehicle? I think it was a black Envoy SUV.

ANS: I remember seeing a vehicle. Yeah. I don't remember where it was parked though.

QUES: I'm just trying to see—trying to get a feel for the scene.

ANS: Okay.

QUES: But you don't remember where it was parked in relation to Dusty's?

ANS: I'm thinking it was in front of Dusty's.

QUES: Okay.

ANS: Yeah.

QUES: And was it—Now I'm going to sort of for the benefit of the record too, let's say this

is—the edge of this folder here is Marshall and let's say Dusty's is in this section here, the little cut out or protrusion of the folder—this is where Dusty's is. And let's say, this is south, this is north so south is toward you. Um, I don't know if this is accurate or not but is Dusty's on the east side of Marshall?

ANS: Yes.

QUES: Okay. And um, I don't know where it was alleged, maybe it says in the report where—which way they were supposed to be heading in their truck, Krueger and Kroll. I'm just wondering where the truck ended up.

ANS: Okay. I guess they were driving southbound on Marshall.

QUES: Okay.

ANS: And that's when AP1

QUES: Was out in the middle of the street supposedly?

ANS: Yes.

QUES: Okay. So do you remember where the truck was in relation to—Was it on the east or west side of Marshall?

ANS: I'm thinking it was in the middle of the street, just stopped.

QUES: Yeah, I suppose that would make sense.

ANS: Yes.

QUES: Was there a congregation of people around that truck at all when—Now, I guess I'm getting at where do you remember seeing Sgt. Kroll in relation to maybe the truck and/or Dusty's?

ANS: That I don't remember. It was all in the same area though. I mean, the truck was involved.

QUES: Kind of sitting there somewhere?

ANS: Yeah. And I think there was—there was a female in the truck.

QUES: Do you know who that was?

ANS: It ended up being Sgt. Krueger's girl—ah, wife.

QUES: Wife. That's what I thought. Okay. And this group of people if Sgt. Kroll trying to

Officer [REDACTED]
CRA Case #04-2153

get his space and everything, do you think they were in the street or were they on the sidewalk? Do you have recollection of that?

ANS: It ended up going into the street.

QUES: Okay.

ANS: Like I said, there wasn't much room on the sidewalk so when we arrived people were definitely on the street.

QUES: Okay. Alright. I hadn't had anybody set the scene for me before really. So.

ANS: Okay.

QUES: Um, okay. And do you remember-Where did you guys, you and Officer Bennett, end up parking?

ANS: We parked south, okay, we parked south of Dusty's, facing northbound. So we arrived--

QUES: Did you come up north on Marshall?

ANS: Yep. Yep. We came going west-

QUES: This part here?

ANS: We were coming from around University NE and Broadway. So we came west on Broadway and then went north on Marshall. Parked, lets I would say 100 feet south of Dusty's.

QUES: Okay. And walked up?

ANS: Yes. Ran up.

QUES: Ran up. Okay. Alright, why don't you continue now I've got the scene sort of set. What happened after you saw Sgt. Kroll interacting with people?

ANS: That's when um, I observed a female—Sgt. Kroll was facing the other way and a female was about to grab onto him from behind and I pushed her out of the way and she fell to the ground. I felt like she was going to attack Sgt. Kroll so I pushed her to the ground.

QUES: Did you ever find out her name or know who that was?

ANS: No I didn't. I don't think she was arrested. I think she cooled down and ended up working out. Did she make the complaint?

QUES: No. It wouldn't have been her. Just trying to keep—there's some witnesses I'd kind of like to keep straight so I'm wondering which person that was.

ANS: Yeah, I definitely—I pushed her away and then she fell to the ground.

QUES: Okay, what happened after she fell to the ground? Do you remember?

ANS: And then at that point, I believe I said, 'Get away' and she went back with the crowd in front of Dusty's bar.

QUES: Okay. I noticed in your statement you wrote that you say you quickly grabbed her and threw her to the ground.

ANS: Yes.

QUES: That's not what you remember happening however?

ANS: Threw her to the ground.

QUES: Do you think your statement is accurate?

ANS: The statement's accurate. Threw her to the ground—yes. She fell definitely to the ground. I do remember that.

QUES: Okay. Do you remember—I mean, do you remember throwing her to the ground? Taking her to the ground?

ANS: Boy . . . No, but I remember her —We landed on the ground.

QUES: Were you on the ground as well?

ANS: Yeah.

QUES: Oh. Alright. Okay. And then, so you say she went —she rejoined the crowd on the sidewalk?

ANS: Yeah. I don't believe there was anymore incidents with her. I think she backed off. She didn't want to get involved anymore and she wasn't injured or anything like that. So.

QUES: Okay. What happened next?

ANS: I got —this is a paragraph I have to read, if you don't mind.

QUES: Okay. Sure, go ahead. I think we'll just go off record for a moment while you're

- doing that.
- ANS: Okay.
- QUES: Okay. We're back on record.
- ANS: During this time there was still a lot of chaos. And at that time, Sgt. Kroll was dealing with people. So I saw another male going up to him, attempting to assault him I believed in attempts to getting back involved with Sgt. Kroll. I had—with him too. I grabbed him and brought him to the ground. As I was getting him, pulling him away, bringing him to the ground, Kroll pointed to him and said, 'That's the guy. This is the guy that started this problem. He's the right guy.'
- QUES: What was Officer Bennett doing during this time?
- ANS: He was assisting me.
- QUES: Okay. Did he assist you with the female as well?
- ANS: I believe so. I'm not sure.
- QUES: Alright. Anyway, um, so you had AP1 down on the ground and what happened next?
- ANS: We placed him in the squad car and then we went back and began to do crowd control. We stood, I remember exactly, stood on the street in the right lane and just tried to work with the people. They—They were very angry at us. The scene got out of control so we tried to work on keeping everybody okay. Tried to figure out what happened here. Tried to get out of that area before we had to fight more with people. And that's what we did.
- QUES: Okay.
- ANS: We just decided we got to get out of this situation. People were mad. Even the owner of Dusty's was mad at us. So that wasn't a good feeling.
- QUES: No.
- ANS: So.
- QUES: Did you get a sense of why they were mad? What were they saying? Do you remember hearing—you must have picked up on what their side of it was? What do you remember? Or maybe you—must have is a little strong but do you remember . . .

ANS: They seemed they were upset that this happened by their bar. I think maybe it was a misunderstanding and it just got out of control and I think the bar owner, I think he thought we didn't do the greatest of job. Us, uniform-wise, or whatever. He was angry at us. I do remember that. He's an older gentleman.

QUES: Is he. Do you know his name? He's the owner of Dusty's you're saying?

ANS: Yeah.

QUES: I've got his statement or somebody got his statement. Anyway, were the people accusing Sgt. Kroll and/or Sgt. Krueger of being in the wrong?

ANS: Yes. Yes. Oh, definitely. They weren't real happy with how that started and how it evolved and things like that. We didn't find out how it,—what happened, until we went to a different location and we gathered up and we finally heard this is what happened. 'Cause as far as we knew there was cops drinking inside Dusty's and a fight started. But it was a lot more than that.

QUES: Yeah. Okay. Okay. So why don't you continue with what happened. You were doing the crowd control. What happened next?

ANS: We then left the scene. We were told to meet in a parking lot away from—we were doing that because we—we wanted to get the AP out of the area. We wanted to get out of the area so we wouldn't have anymore problems. We met up at a parking lot behind the old Grain Belt Building, which is like a block and a half to the southwest of where we were. That's when we began to hear what happened, what we needed to do with this guy that we had in the back of our squad.

QUES: You _____ him, okay.

ANS: He at that time was pretty cool with us, AP1. He was in the back of our car. He's like, he even said, 'Dude, this just got way out of control' and ah . . .

QUES: Did you see any injuries on him?

ANS: No, but he—We held him out, 'cause he had to throw up.

QUES: I think---Did you state that in your—Somewhere—I read that somewhere about—Maybe not in yours but you didn't—Did you see any injuries to his face?

ANS: I don't remember seeing, right now when I think back, no. I do remember that he was—he had a sick stomach or something because he was sick in the back of the squad.

Officer [REDACTED]
CRA Case #04-2153

QUES: Okay. Oh really. You didn't—Did he throw up in your squad?
ANS: No, we opened it up. He was able to—But like I said, he was really decent with my partner and I through that whole ordeal. Meaning, from us transporting over to the Grain Belt to HCJ, Hennepin County Jail, very decent with us.

QUES: Now what was the purpose to going over to the parking lot?
ANS: The purpose was to get to a neutral location that we could get HCMC paramedics to not only look at Sgt. Kroll and Sgt. Krueger but to see if AP1 needed paramedics and to get out of the location so we wouldn't have anymore incidents. That was just a smart—smartest thing to do. Sometimes when we are—when we stay at a scene, it causes more problems.

QUES: And were you—and who was over—when you say “we” who all was meeting in the parking lot?
ANS: Officer Bennett and I and Sgt. Krueger, Sgt. Kroll and then the paramedics. That's all I remember.

QUES: Did the paramedics take a look at [REDACTED] AP1.
ANS: I believe they did. I believe they did.

QUES: Did he tell you that he was injured or indicate that he had any injuries or? Do you remember?
ANS: I don't remember him saying that to me.

QUES: Okay. Did you participate in checking out the SUV to see if there was any damage?
ANS: No, I didn't. I stayed with AP1, I remember. I was —I gave—got all his information. Started all the paper work and things like that.

QUES: Okay. Do you remember seeing Officer [REDACTED] on the scene?
ANS: [REDACTED]

QUES: Yeah, I think so.
ANS: No. No I don't.

QUES: Okay. How about Officer [REDACTED] Do you know Office [REDACTED]

ANS: I do know him. No, I don't remember seeing him there.

QUES: Alright. And there is three others I'm wondering about. Do you know Officer [REDACTED]

ANS: I do remember seeing him.

QUES: Where was he?

ANS: He was assisting us with crowd control. Yep.

QUES: Okay. And whereabouts—in relation to Dusty's and say the curb, you said—where were you guys, you and Officer [REDACTED] first of all doing crowd control?

ANS: We were standing in the street, probably five feet away from the curb, standing probably five feet away from each other, just to you know, facing the crowd.

QUES: Okay.

ANS: Yeah.

QUES: And where was—were you sort of—How far away from Dusty's were you? Just to get an idea how far up or down the street you were.

ANS: Right in front of it.

QUES: Right in front of Dusty's.

ANS: And they, I think were south of Dusty's. They were together too [REDACTED] I think he was working with [REDACTED] Yep.

QUES: Okay. They were south?

ANS: Yes.

QUES: Alright.

ANS: So we had people at that point yelling at us, trying to get our badge numbers. So we were just kind of like, we didn't, like stay back, you know.

QUES: Did you have to mace anybody or anything?

ANS: No.

QUES: Um, how about—Do you know who Officer [REDACTED] is? [REDACTED]

ANS: Yeah.

QUES: He's a first precinct guy, I think.
ANS: Yeah.

QUES: Did you see him there?
ANS: No.

QUES: Okay. And then-
ANS: Yes. Yes, he was there. I don't remember why but, Yeah, 'cause he works downtown.

QUES: Right. I suppose responding to the tone. I've not spoken with him yet but-
ANS: Yes. Yeah. Yes I do.

QUES: Do you know where he was in relation to you guys?
ANS: No. I just remember him, that he was there.

QUES: And did Lt [REDACTED] show up on the scene? Do you know that—Are you familiar—
ANS: You know, I don't remember, Yeah. Good guy. He's—I don't remember him showing up. I don't remember any brass there. It was kind of like, we kind of—we just determined to leave. We tried to make it as easy as it could to get us out of the situation and I think either I made the determination that we should separate and go to a different area to work this through or see what's happening here.

QUES: Okay. Alright. Now one of the allegations, I don't know, you probably wouldn't have seen the Notice of Complaint, so-
ANS: No.

QUES: Anyway, I can at least tell you about it. By the way, would you like some more water?
ANS: No, I'm fine.

QUES: Um, it's alleged by the complainant that he got assaulted by Sgt. Kroll at some point. He alleges that he was sitting on the curb. The complainant is [REDACTED] and he's the guy who you may or may not remember but I've met him because he was in to make his complaint and he's got like blue beard tattoo all over his lower part of his face, that's _____ kind of like squiggly lines so I don't

ANS: remember seeing a guy like that on the scene?
No.

QUES: Okay. But anyway, he alleges that he was sitting on the sidewalk and at some point, sort of after things had simmered down, whatever that Sgt. Kroll went over and kicked him in the head a couple times and then kind of went away. So did you witness Sgt. Kroll interacting with people on the curb at all?

ANS: No.

QUES: You didn't see anything like that?

ANS: No. I didn't see a guy with a beard like that. Like a tattooed beard?

QUES: Tattooed beard, yeah.

ANS: Yeah.

QUES: It's pretty remarkable looking.

ANS: Is it?

QUES: Yeah. But anyway, so you didn't see —Did you see Sgt. Kroll interacting with anybody?

ANS: When we arrived, definitely. He was out trying to —It looked like he was trying to—he was just trying to get people away. He was—He seemed pressured. I mean there were people that were really angry at him when we arrived.

QUES: How about after you arrived and took up positions of crowd control, did you see Officer or Sgt. Kroll go over to the curb at all?

ANS: Sgt. Kroll—Once we arrived and started crowd control, it seemed like he stood back. It really seemed like he stood back and just observed us as we kind of took care of the deal. I think at that point, he didn't want to be involved anymore. So.

QUES: And another, one of the so-called victims in the complaint, Paul Von Arx, alleged that he got punched by Sgt. Krueger over on the sidewalk. He was trying, he alleges he was trying to unlock his bike and out of nowhere got hit in the side of the face. Did you witness Sgt. Krueger interacting with any of the kids over on the side of the—over on the sidewalk? Kids meaning young adults.

ANS: See, I was really confused —I didn't realize Sgt. Krueger was there at the start 'cause the weight. He looks different now. Yeah. I don't know if he looks still that

Officer [REDACTED]
CRA Case #04-2153

way but he was very thin at that time.

QUES: Okay. I think that's all I've got for questions for you unless there is anything else you want to remark about at this point that you think maybe I haven't asked you?

ANS: No, I can't think of anything.

QUES: Okay.

ANS: That's about all I was involved with there.

QUES: Alright. Okay. To your knowledge, the guys—One other thing, the officers that were doing crowd control during that time were you and Officer [REDACTED] and Officer [REDACTED] and [REDACTED]

ANS: That's all I remember.

QUES: Okay. And you guys were right in front of Dusty's you think and the other two officers were south of Dusty's?

ANS: Yes.

QUES: About how far south would you say?

ANS: They seemed about five feet south of us. Just —Almost like we were trying to make a row-

QUES: Sure. Okay. Alright. Has this been true and correct statement to the best of your knowledge?

ANS: Yes.

QUES: And once it's been transcribed and sent to you, will you read it and make any necessary corrections, sign it and return it to us?

ANS: Yes.

QUES: Alright. That concludes this statement. It's now 1:45 PM.

Signature [REDACTED]

Date: 11/28/04