

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

Case Type: Criminal

State of Minnesota,

Plaintiff,

**STATE'S PROPOSED JURY  
INTERROGATORIES FOR  
AGGRAVATING FACTORS**

vs.

Derek Michael Chauvin,

Court File No. 27-CR-20-12646

J. Alexander Kueng,

Court File No. 27-CR-20-12953

Thomas Kiernan Lane,

Court File No. 27-CR-20-12951

Tou Thao,

Court File No. 27-CR-20-12949

Defendants.

On August 28, 2020, the State submitted its notice to seek an aggravated sentence and the aggravating factors. Following this Court's directive at the September 11, 2020 hearing, the State submits the following proposed Interrogatories for purposes of the aggravating factors:

1. Did the Defendant commit the crime as part of a group of at least three or more people who all actively participated in the crime?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

2. Did the Defendant, acting alone or with others, commit the crime in the presence of a child under the age of 18?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

3. Did a child under the age of 18 witness the Defendant's criminal conduct?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

4. How many children under the age of 18 witnessed some part of the Defendant's criminal conduct?

Number: \_\_\_\_

5. Was the Defendant working as a licensed police officer in uniform at the time of the commission of the crime?

\_\_\_\_ Yes                      \_\_\_\_ No

6. Did the Defendant use his authority as a licensed police officer in uniform to facilitate the commission of the crime?

\_\_\_\_ Yes                      \_\_\_\_ No

7. Did the Defendant, acting alone or with others, commit the crime knowing or having reason to know that George Floyd was handcuffed behind his back?

\_\_\_\_ Yes                      \_\_\_\_ No

8. Did the Defendant, acting alone or with others, commit the crime knowing or having reason to know that George Floyd had expressed a heightened emotional and physical response to being forced into the back seat of a squad car?

\_\_\_\_ Yes                      \_\_\_\_ No

9. Did the Defendant, acting alone or with others, commit the crime knowing or having reason to know that George Floyd was in a position that interfered with his ability to adequately breathe?

\_\_\_\_ Yes                      \_\_\_\_ No

10. Did the Defendant, acting alone or with others, commit the crime knowing or having reason to know that George Floyd had been rendered unconscious?

\_\_\_\_ Yes                      \_\_\_\_ No

11. Did the Defendant, acting alone or with others, commit the crime knowing or having reason to know that George Floyd had stopped breathing?

Yes  No

12. Did the Defendant, acting alone or with others, commit some portion of the crime after George Floyd told the Defendant that he could not breathe?

Yes  No

13. Did the Defendant, acting alone or with others, commit some portion of the crime after an eyewitness told the Defendant that George Floyd could not breathe?

Yes  No

14. Did the Defendant, acting alone or with others, commit some portion of the crime after an eyewitness told the Defendant that George Floyd was dying?

Yes  No

15. Did the Defendant, acting alone or with others, commit some portion of the crime after one or more of the co-defendants stated that he could not find a pulse on George Floyd?

Yes  No

16. Did the Defendant, acting alone or with others, commit some portion of the crime after an eyewitness pleaded with the Defendant to help George Floyd?

Yes  No

17. Did the Defendant, acting alone or with others, commit some portion of the crime after George Floyd was motionless and non-responsive?

Yes  No

18. Did the Defendant, acting alone or with others, commit some portion of the crime after George Floyd stopped breathing?

Yes  No

19. Did the Defendant, acting alone or with others, demonstrate a disregard for George Floyd's health during some portion of the crime?

Yes  No

20. Did the Defendant, acting alone or with others, commit at least some portion of the crime after emergency medical personnel arrived to provide medical assistance to George Floyd?

Yes  No

21. Did the Defendant, acting alone or with others, impede reasonable efforts by others to provide medical assistance to George Floyd?

Yes  No

Dated: October 12, 2020

Respectfully submitted,

KEITH ELLISON  
Attorney General  
State of Minnesota

/s/ Matthew Frank  
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