

STATE OF MINNESOTA

DISTRICT COURT

HENNEPIN COUNTY

FOURTH JUDICIAL DISTRICT

Court File No. 27-CR-20-12951

Court File No. 27-CR-20-12953

Court File No. 27-CR-20-12949

State of Minnesota,

Plaintiff,

v.

MEMORANDUM IN SUPPORT
OF BRADY GIGGLIO MOTIONThomas Kiernan Lane,
J. Alexander Kueng,
Tou Thao,Defendants.

Thomas Lane's lawyers, Earl Gray and Amanda Montgomery, have received the expert use of force reviews and opinions of the State's Use of Force experts. These experts opine that Thomas Lane acted unreasonably by not physically intervening after he questioned Officer Chauvin twice about rolling George Floyd over and Chauvin refused.

The information requested is material and relevant for impeaching the State's "experts" by establishing to the jury that such alleged "unreasonable" conduct by an officer for not intervening physically has never happened in the last fifty years in the City of Minneapolis. This evidence is also material for impeaching various commanders and lieutenants of the Minneapolis Police Department who have voiced the same opinion.

It is defense counsel's understanding that the Minneapolis Police Department keeps records of all use of force arrests and that the records are now computerized. Thus the performance of defense counsel's request is certainly not unreasonable.

Dated this 10th day of February, 2021.

Respectfully submitted,

s/Earl P. Gray
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