

WITNESS CONTACT FORM

Exhibit A

State of Minnesota v.

Derek Michael Chauvin, Tou Thao, J. Alexander Kueng, Thomas Kiernan Lane Hennepin
County Court File No.

27-CR-12646, 27-CR-20-12949, 27-CR-20-12953, 27-CR-20-12951

Witness Name Dr. Andrew BakerDate June 1, 2020☒ Witness statement(s) consistent with prior statement(s).☒ No new information provided.☒ Witness provided the following new information:

Met w/ Dr. Baker at AGRO. Present were Matt Frank,
David Voigt, John Keller, Dionne Dodd, Beth Stark

Autopsy performed May 26 in a.m. Showed slides/photos
from autopsy. Abrasions on face consistent w/ being
on face & on left side. No petechiae in eyelids. No
bruising in neck on any muscles or injuries to structures
B minor (R) shoulder, abrasion (C) shoulder. Wrists show
typical marks from handcuffs. Sternum is fractured & a
rib fracture - appears to be from medical device. No bruises
on back, or evidence of blunt trauma to back.

Baker did not watch videos before autopsy.

Heart is at upper limit of size, & w/ most cases of untreated
hypertension you put you at risk for death - get to
death quicker because it needs more oxygen. And
certain intoxicants can exacerbate.
Specimens for lab testing were drawn at HCMC - this is
better than at autopsy, more accurately reflects actual at
death.

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Fentanyl at 11 ng/ml - this is higher than chronic pain patient. If he were found dead at home alone & no other apparent causes, this could be acceptable to call an OD. Deaths have been certified w/ levels of 3.

Daler: I am not saying this killed him,

4 Fentanyl: metabolite

4 AMP. Think this is non-commercial
Met 19 ng/ml - this is relatively low, but meth is bad
for your heart

From videos I have seen, it appears like his knee is on the
side of his neck, not where the structures are

Subject: Medical Examiners' Findings.

Good afternoon,

The Floyd family has enlisted the assistance of the following Independent Medical Examiners:

1. Dr. Michael Baden
2. Dr. Allecia Wilson

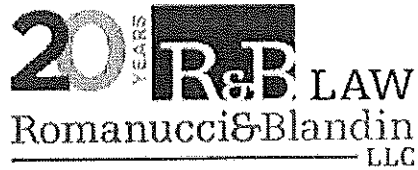
Dr. Baden and Dr. Wilson have been unable to complete their final reports as we are still awaiting Data Practices Act (FOIA) responses and requests for the microscopic slides, pictures, and other evidence gathered during Dr. Baker's initial autopsy of Mr. Floyd. We have requested all of these materials but have yet to receive them.

From their autopsies Dr. Baden and Dr. Wilson came to the following findings that were summarized at the June 1, 2020 press conference:

1. Dr. Baden
 - a. Cause of Death: Mr. Floyd died of traumatic asphyxia due to the compression of his neck and back during restraint by police.
 - b. Manner of Death: Homicide as seen in the scene video and confirmed at autopsy.
 - c. The pressure on the neck interfered with blood flow to his brain and air flow to and from his lungs. The pressure on his back while in the prone position prevented his diaphragm from moving so he couldn't inhale.
 - d. The cause of death is consistent with what we see on the video.
2. Dr. Wilson
 - a. Cause of Death: Asphyxia due to neck and back compression led to a lack of blood flow to the brain.
 - b. Mechanical asphyxia defined as a physical force that interferes with breathing or the delivery of oxygen to the organs. In this case, the physical force was neck and chest compression.
 - c. Based on the video and the position of the knee in the video, there was pressure on the carotid artery of the neck that led to cerebral anoxia. Cerebral anoxia is a lack of appropriate blood flow to the brain.
 - d. Weight on the back, handcuffs and positioning were contributory factors because it impaired the ability of the diaphragm to function

Thanks,
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HENNEPIN COUNTY ATTORNEY'S OFFICE
Adult Prosecution Division
M E M O R A N D U M

TO: File

FROM: Amy Sweasy and Patrick Lofton

RE: George Floyd – UDF Case

DATE: June 11, 2020

On Tuesday, May 26th, Amy Sweasy (AS) texted Chief Tim Longo (TL) of the University of Virginia (UVA) Police Department. TL was our expert in the *Noor* case. Last fall, TL went back into full time police work as the chief for UVA PD and was no longer taking on new cases as a police practices expert. AS did not hear back from TL that day and texted him again on the morning of Wednesday, May 27th.

On the evening of the 27th, AS and Patrick Lofton (PL) were in AS's office watching BWC video and AS got a text from an unknown number saying it was TL and he was wondering about the situation in Mpls. We called TL right away and he said he had a new cell phone number that we didn't have. We discussed what little we knew at that point and asked TL if he would work with us as a police practices expert. He said he needed to get permission from his employer, UVA, and he would let us know the next day. We began to make arrangements for TL to get BWC video and other materials by FedEx.

On May 28, Angela Erichson sent TL a USB drive via FedEx containing:

1. Kueng BWC
2. Lane BWC
3. Cup Foods surveillance video
4. Street camera surveillance video
5. Memo re: Dr. Baker 5-26-2020
6. Memo re: Dr. Baker 5-27-2020
7. MPD Critical Incident Policy (51 pages)
8. MPD Policy and Procedure Manual (542 pages).

Later that night from an offsite location, Ms. Erichson worked with Hennepin County Attorney IT to send Kueng and Lane BWC via a secure cloud link to TL so that he could watch them on the night of the 28th and not wait for FedEx.

TL agreed to serve as an expert for us on this case. He sent a retainer agreement to us by email which was never executed.

On May 29, 2020, TL provided a preliminary opinion based on the evidence he was able to review to PL over the phone. TL stated the following.

1. Lane and Kueng's approach was too aggressive considering this was a property crime.
2. Lane escalated the situation by drawing his gun without sufficient indication that Floyd was armed or dangerous.
3. The knee restraint on a prone subject used by Chauvin is inherently dangerous.
4. Mr. Floyd should have been moved to his side once he became nonresponsive.

We let TL know that former Officer Lane was set to be interviewed on Sunday, May 31. Early that morning, TL sent AS an email with questions the BCA might want to ask Lane. AS forwarded that email to Scott Mueller at the BCA.

On the afternoon of Wednesday, June 3rd, AS received a text message from TL saying he learned the charges had changed in the case. This was after the AG's press conference on the new charges. AS called TL back and told him she and PL told the deputy county attorney earlier that morning that they were withdrawing from the prosecution team in the case. TL said he understood our decision and supported us as professionals and as friends.

HENNEPIN COUNTY ATTORNEY'S OFFICE
Adult Prosecution Division
M E M O R A N D U M

TO: File

FROM: Patrick Lofton

RE: George Floyd – UDF Case
Meeting with Medical Examiner

DATE: May 26, 2020

On May 26, 2020, Patrick Lofton and Amy Sweasy met with Hennepin County Medical Examiner Dr. Andrew Baker (AB) over Microsoft Teams. Also present in the MS Teams meeting were SAIC Scott Mueller and SA Mike Phill from the BCA and FBI Agents Hoffstetter, Rainer, Kane, and Melcher.

AB explained his findings from the autopsy of George Floyd. He stated that his final report is not complete and that he must review more evidence, including video evidence, and toxicology results before releasing a final opinion.

The autopsy revealed no physical evidence suggesting that Mr. Floyd died of asphyxiation. Mr. Floyd did not exhibit signs of petechiae, damage to his airways or thyroid, brain bleeding, bone injuries, or internal bruising.

Mr. Floyd had several external injuries, including a laceration to his lip and bruising on his left shoulder and face. He also had abrasions on his fingers and knuckles as well as wrist injuries likely associated with being handcuffed.

Mr. Floyd had preexisting health conditions including a heavy heart and some coronary artery disease, including at least one artery that was approximately 75% blocked.

AB sent Mr. Floyd's blood samples to NMS Labs, who will provide a full toxicology report.

AB opined that he does not have a full context for Mr. Floyd's death without reviewing more of the evidence. He specifically avoided watching any videos associated with the case to avoid a bias during the autopsy.

022941

HENNEPIN COUNTY ATTORNEY'S OFFICE
Adult Prosecution Division
M E M O R A N D U M

TO: File

FROM: Patrick Lofton

RE: George Floyd – UDF Case
Meeting with Medical Examiner

DATE: May 26, 2020

On May 27, 2020, Patrick Lofton, Amy Sweasy, Mike Freeman, and Andrew LeFevour met with Hennepin County Medical Examiner Dr. Andrew Baker in person in a socially distanced room.

Dr. Baker provided the same autopsy presentation from the May 26, 2020 Microsoft Teams Meeting, as well as the following additional information:

Some of the scars on Mr. Floyd's hand were preexisting and likely from an incident in which he broke some glass and was admitted to the hospital approximately a month prior.

AB recalled there were indications in Mr. Floyd's medical records that he had been admitted to methamphetamine detox.

AB reiterated that his findings are preliminary and that he has not issued a final report. He opined the ultimate cause of death may prove to be a multifactorial diagnosis. Based on what AB knows so far, the three factors in that diagnosis could be (1) coronary artery disease, (2) any stimulants potentially in Mr. Floyd's system causing his heart to work harder, and (3) the exertion caused by Mr. Floyd's encounter with the police officers. This would depend on the quality and intensity of the encounter.

In AB's experience, overexertion of the heart is one of the reason police departments avoid using the type of hold at issue. AB still had not seen any videos.

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HENNEPIN COUNTY ATTORNEY'S OFFICE
Community Prosecution Division
M E M O R A N D U M

TO: State v. Derek Chauvin - file

FROM: Amy Sweasy

RE: Notes from conversation with Dr. Andrew Baker, Chief Hennepin County Medical Examiner

DATE: June 1, 2020

On May 31, 2020 at 7:30 p.m., Assistant Hennepin County Attorney Patrick Lofton and I met with Dr. Andrew Baker (AB) on Microsoft Teams. All three of us were in different locations. Dr. Baker said he had (and had recently received) the final toxicology results from Mr. George Floyd's samples which were analyzed by NMS labs.

AB shared his screen and showed us the results. He said that where it says, "Hospital Blood," those samples are from Mr. Floyd's hospital admission and were not acquired at autopsy. AB said that these samples are better for determining actual blood toxicity than samples taken at autopsy. Samples taken at autopsy may have undergone "post mortem distribution."

AB walked us down the list of substances for which NMS labs tested. Those values he highlighted were:

4ANPP -- a precursor and metabolite of fentanyl present in Mr. Floyd's blood.

Methamphetamine -- 19 ng/ML which he described as "very near the low end" and "a stimulant hard on the heart."

Fentanyl -- 11. He said, "that's pretty high." This level of fentanyl can cause pulmonary edema. Mr. Floyd's lungs were 2-3x their normal weight at autopsy. That is a fatal level of fentanyl under normal circumstances.

Norfentanyl -- 5.6 a metabolite of fentanyl.

Mr. Floyd's urine was tested for 4 things and are redundant, given the blood analysis. AB said, "the only thing that matters is what's in his blood."

AB said that if Mr. Floyd had been found dead in his home (or anywhere else) and there were no other contributing factors he would conclude that it was an overdose death.