

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Case Type: Criminal
Court File No. 27-CR-20-12951

Plaintiff,

AFFIDAVIT OF MATTHEW FRANK

vs.

Thomas Kiernan Lane,

Defendant.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

MATTHEW FRANK, being first duly sworn deposes and states:

1. I am an Assistant Attorney General representing the State of Minnesota in the above-captioned matter. I make this affidavit in support of the State's Memorandum of Law in Opposition to Defendant Lane's Motion To Dismiss.

2. Submitted herewith as Exhibit 1 will be a true and correct copy of the Body Worn Camera Video of former Minneapolis Police Officer Tou Thao.

3. Submitted herewith as Exhibit 2 will be a true and correct copy of a recording of an interview of Tou Thao conducted at the Minnesota Bureau of Criminal Apprehension.

4. Submitted herewith as Exhibit 3 are pertinent portions of the Minneapolis Police Department's Policy and Procedure Manual in effect at the time of George Floyd's death.

5. Submitted herewith as Exhibit 4 is a true and correct copy of the pertinent portion of the Hennepin County Medical Examiner's Office's Autopsy Report.

6. Submitted herewith as Exhibit 5 is a true and correct copy of a Hennepin County Medical Examiner's Press Release Report.

7. Submitted herewith as Exhibit 6 is a true and correct copy of the Armed Forces Medical Examiner's Autopsy Report.

8. Submitted herewith pursuant to Minn. Stat. § 480A.08, subd. 3 is a copy of *State v. Trevino*, No. A14-0252, 2015 WL 1401464 (Minn. Ct. App. Mar. 30, 2015).

FURTHER AFFIANT SAYETH NAUGHT.

/s/ Matthew Frank
MATTHEW FRANK

Subscribed and sworn to before me
this 10th day of August 2020.

/s/ Ann M. Chalmers
Notary Public

My Commission Expires Jan. 31, 2022