

SEARCH WARRANT FOR IN-PERSON LINEUP
BY SGTS MATTSON AND KEEFE
CCN 04-117071
Typed by ht

On 5/20/04 at approximately 0800 hours SGT KEEFE drafted a search warrant for an in-person lineup featuring MARVIN HAYNES. HAYNES was currently in custody at the JDC and under arrest for probable cause murder. HAYNES was placed under arrest for PC murder on 5/19/04 after he was interviewed in the Homicide Office by investigators.

The in-person warrant/lineup was presented to Judge Kaman. Judge Kaman reviewed and signed the warrant. Once the warrant was signed members of the MPD OCU picked up witness B and transported him to the Hennepin County JDC. Meanwhile SGT MATTSON picked up witness MCDERMID and transported her to JDC.

Prior to the in person lineup investigators met with MARVIN HAYNES' attorney LEE HAUGENS and she was given a copy of the search warrant. After HAUGENS was given a copy of the warrant the lineup was initiated at approximately 1300 hours. The procedure was video taped by FS Calistro of the MPD Crime Lab.

The procedure was done in the sequential format whereby all 6 subjects were individually brought into a room with a one-way glass. MARVIN HAYNES was the fourth of 6 subjects brought into the viewing room. Prior to each individual coming into the room, SGT KEEFE held up a placard with a number on it indicating subject 1 - 6. The following 6 person were presented the witnesses. 1) TYSON MCKINNEY, 2) GREGORY KNOX, 3) CARLOS HARRIS, 4) MARVIN HAYNES, 5) DEONTAE JACKSON and 6) RONDELL HUBBARD.

SGTS KEEFE and MATTSON did not have any say in who these five fill-ins were as they were picked by members of the supervisory staff of the JDC. Each witness viewed the 6 subjects individually and separate from one another. During this process I asked attorney HAUGENS if she had any concerns or objections to the procedure and she replied, "Not that I would tell you".

SGT MATTSON was on the side of the glass where witnesses were viewing the subjects. Witness B viewed the subjects first. SGT MATTSON was standing behind him out of his eyesight and to his right and Officer PETERSON stood right beside Witness B to his left. As subjects 1 - 3 were presented, Witness B stated "Don't recognize him". When subject 4 (MARVIN HAYNES) entered, I noted Witness B to gasp and then state, "Woe I recognize him, He looks like who I saw". He was then shown subject 5 and Witness B stated, "Don't recognize him". When #6 was presented Witness B stated, "He looks familiar but not from the flower shop".

Witness MCDERMID then came to view this lineup. Prior to the interview she told me she was shaky and nervous so we provided her a chair to sit in. I stood slightly behind and to the right of witness MCDERMID. As each subject was brought in and after she had a chance to view them I asked MCDERMID "Do you recognize him". Subjects 1 - 3 she replied, no. When subject 4 (MARVIN HAYNES) was brought in she sat bolt upright in her chair and gasped and then she stood up and focused on him. She said, He looks like him. She then had to sit down and she told me that her mind went traumatic. She was then shown subject #5 and she again stated no to identification. She was then shown subject 6 and she thought he was a little familiar but unknown from where and stated it wasn't from the flower shop incident.

Witness MCDERMID was then shown the 6 subjects for a second viewing. The subjects were a couple of feet closer to the glass during this viewing. She again focused on number 4 but she also informed me that she was now having problems concentrating as she was very traumatized and upset and she felt she was blending them all together.

After this viewing I brought witness MCDERMID home.

CASE CONTINUED OPEN

SGTS MATTSON & KEEFE