

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1391068-0

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The FBI enjoys our association with the Kansas City, Kansas Police Department noting your professional and integrity at all levels of law enforcement. If there is any additional information that you require pertaining to this matter, please feel free to call on me.

Sincerely,

[Redacted Signature]

Supervisory Special Agent

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Universal File Case Number 444-KC-70997-1A1

Field Office Acquiring Evidence _____

Serial # of Originating Document _____

Date Received 1-15-93

From FBI LAB
(Name of Contributor)

(Address of Contributor)

By _____
(City and State)
(Name of Special Agent)

b6
b7C

To Be Returned ☐ Yes ☒ No

Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

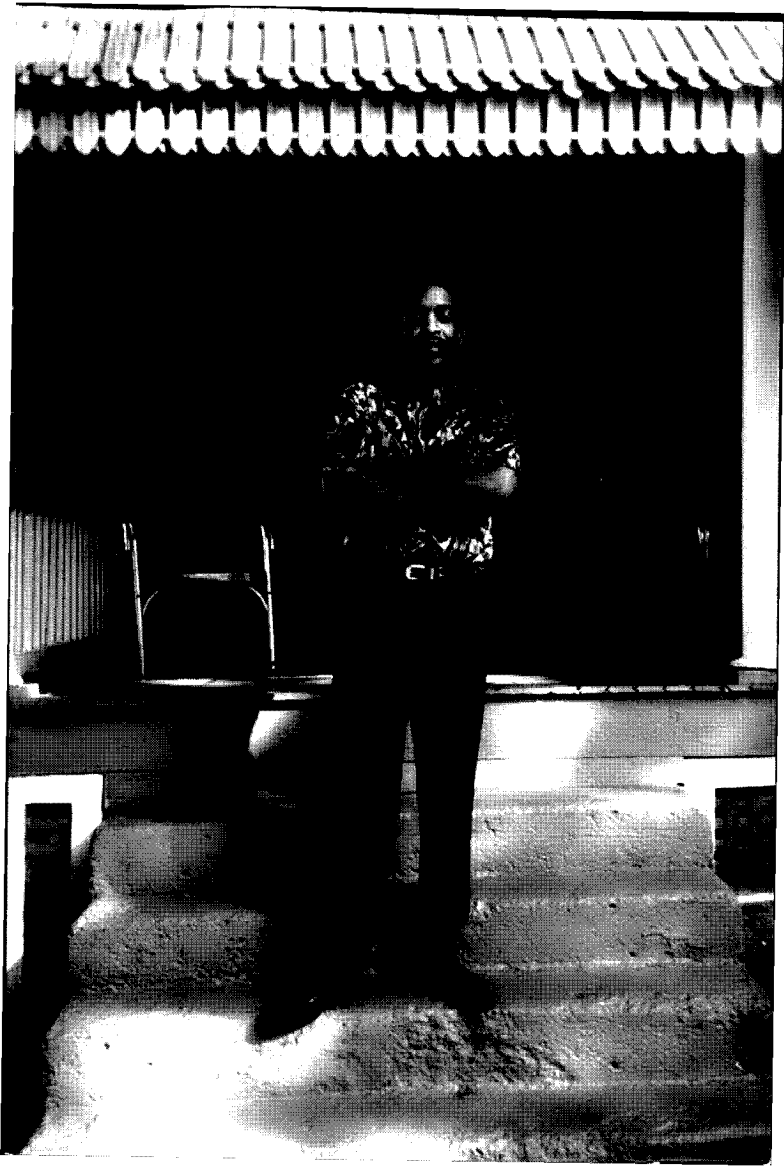
☐ Yes ☒ No

Title:

Reference: _____
(Communication Enclosing Material)

Description: ☐ Original notes re interview of

(11) Eleven photographs of Victim
and negatives



444-KL-70999-1A1

DONALD EUGENE WILKINN



444-KC-70999-1A1

44A-KC-70999-1A1

44A-KC-70999-1A1

44A-KC-70999-1A1

44A-KC-70999-A1

44164-KC-70999-1A1

44A-KC-70999-1A1

44A-120-70999-1A1

444-KC-70999-1A1

44A-KC-70999-1A1

AIRTEL

TO: DIRECTOR, FBI
Attn: Criminal Investigative Division
Civil Rights Unit

FROM: SAC, KANSAS CITY (44A-KC-70999) (SQ 4) (P)

Date: 12/3/92

1. Title: (use additional page if necessary)

UNSUBS,
KANSAS CITY, KANSAS POLICE DEPARTMENT;
DONALD EUGENE WILKINN, JR. (DECEASED)-VICTIM;
[REDACTED]-COMPLAINANT;
CIVIL RIGHTS (A)

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BUDED:

RE:

2. Office of Origin File No: 44A-KC - 70999 (include alpha)
3. Auxiliary Office File No: _____ (initial submission only)
4. X initial submission _____ Supplemental submission
5. Matter Type: (check more than one if applicable)

- A. Brutality ☒ Law Enforcement ☐ Non-Law Enforcement
- No Brutality ☐ Law Enforcement ☐ Non-Law Enforcement
- B. Violence ☐ Racial ☐ Religious ☐ Other
- C. ISS Matters ☐ Migrant Victim ☐ Other
- D. Known/Suspected Extremist Group ☐ Klan ☐ Other _____
- Use to describe above (check all applicable)
- ☐ Arson ☐ Injury ☐ Property damage
- ☒ Death ☐ No Injury ☐ Cross burning

②

6. Date of incident 11/15/92 7. Date of complaint 11/25/92

8. Synopsis of case: Complainant, [REDACTED] advised that victim arrested by subjects and after processing at police station was being transported to county jail. Newspaper articles stated victim was not handcuffed and allegedly grabbed an officer's nightstick, assaulting the transporting officer. The police officer responded by shooting his gun nine times, killing victim. [REDACTED] claims police violated their own arrest procedures and that they used excessive force in killing [REDACTED]

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9. Significant case: ☐ Yes ☒ No (if yes, provide reason) _____

Remarks/Administrative

2 - Bureau
1 - Kansas City
RJB/skd
(3)

44A-KC-70999-4
[Handwritten signatures and initials]



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

300 United States Courthouse
Kansas City, Missouri 64106
December 7, 1992

Mr. Tom Dailey, Chief of Police
Kansas City, Kansas Police Department
701 North 7th Street
Kansas City, Kansas 66101

RE: UNKNOWN SUBJECTS,
POLICE OFFICERS,
KANSAS CITY, KANSAS
POLICE DEPARTMENT;
DONALD EUGENE WILKINN, JR.
(DECEASED) - VICTIM;
CIVIL RIGHTS

Dear Chief Dailey:

This will confirm the conversation between Lieutenant [redacted] Internal Affairs, Kansas City, Kansas Police Department and Special Agent [redacted] of this office, on December 4, 1992, concerning captioned matter. Lieutenant [redacted] was advised that a federal civil rights investigation has been initiated in this matter and that he would be contacted in the near future to obtain copies of appropriate arrest and other documents to assist in this investigation.

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Your cooperation in this matter will be appreciated.

Sincerely,

[Signature]
[redacted]

Supervisory Special Agent

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2 - Addressee

② - Kansas City (44A-KC-70999) (SQ4) (P)

RJB/skd

W-7(4)

44A-KC-70999-5

[Handwritten initials]

[Handwritten initials]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/7/92

[redacted] voluntarily appeared at the Kansas City Office of the FEDERAL BUREAU OF INVESTIGATION (FBI) to furnish the following information to Special Agent [redacted]. At the outset [redacted] was advised that the interview would concern a federal civil rights investigation and that any information she furnished may be repeated in a court of law.

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[redacted] advised that [redacted] DONALD EUGENE WILKINN, JR., who was shot and killed by the KANSAS CITY, KANSAS POLICE DEPARTMENT (KCKPD) on November 15, 1992. [redacted] said that she feels that the police procedure in handling [redacted] was wrong, inasmuch as he was not handcuffed as he was being transported and the vehicle in which he was being transported did not have a proper cage restraining device. [redacted] also stated that she feels that the police did not have to shoot [redacted] nine times. [redacted] pointed out that she was not a witness to this incident and that she is furnishing the following information because she feels that something needs to be done in this matter.

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[redacted] said that her first notification from the police department was through a Sergeant [redacted], who told her that [redacted] was being transferred between the city jail to the county jail and that he was not handcuffed. Apparently [redacted] was previously cooperative with the police but while being transported [redacted] told her that he reached over the seat, grabbed the officer's nightstick, striking the officer and a struggle ensued, both inside and outside the car. She was told that when they both exited the police vehicle that [redacted] continued to attack the police officer and he was told four times to drop the baton, but he did not, and consequently he was shot by the transporting officer.

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Investigation on 11/30/92 at Kansas City, Missouri File # 44A-KC-70999-6

by SA [redacted] /skd Date dictated 12/4/92

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44A-KC-70999

Continuation of FD-302 of [REDACTED], On 11/30/92, Page 2

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[REDACTED] stated that she did not personally know if there were any witnesses to the incident but that the police told her that they had a witness who was not named.

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[REDACTED] stated that [REDACTED] had been living with [REDACTED] in an off and on basis for the past two years. Approximately two months ago [REDACTED] had called the police to come to her residence because of a disagreement with [REDACTED] made several charges against [REDACTED] which eventually resulted in warrants being issued for his arrest.

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[REDACTED] said that approximately two weeks before [REDACTED] was shot that he was also arrested by the KCKPD, and at that time he was beaten up by the police. On this occasion [REDACTED] told her that the police told him that if he ever came back to Kansas that they would kill him.

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[REDACTED] stated that she has been in contact with Major HAROLD E. BROWN, Director, Bureau of Services, KCKPD, who has furnished copies of certain arrest reports of [REDACTED] and other information concerning the police position in this matter.

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[REDACTED] also stated that she is proceeding civilly against the KCKPD and has hired an attorney, [REDACTED] to represent her.

[REDACTED] stated that she could not furnish any possible reason why [REDACTED] who was apparently cooperative with the police during the arrest, would suddenly attack the police officer. [REDACTED] feels that she is not being told the complete story by the police and that possibly other police officers were present and/or involved in the arrest and death of [REDACTED]

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[REDACTED] advised that [REDACTED] had worked for the GATES BAR-B-Q RESTAURANT on 40 Highway, Independence, Missouri, up until approximately two weeks before his death. Previously he had worked with the KANSAS CITY OIL COMPANY. [REDACTED] also stated that [REDACTED] had previously served time in a penitentiary and on one occasion he was returned for a parole violation. [REDACTED] said that at the time of his death, [REDACTED] had completed his parole and there was no other possible reason explained to her as to why he would resist going to jail.

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44A-KC-70999

Continuation of FD-302 of [REDACTED], On 11/30/92, Page 3

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[REDACTED] also pointed out that in spite of her request she has never recovered any of the personal property of [REDACTED]. She was told by Detective [REDACTED] KCKPD, to "shut up" and "cool it" when she kept asking for his personal property. She explained that she anticipated receiving [REDACTED] wallet and car keys at a minimum, but nothing was ever turned over to her by the police.

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[REDACTED] advised that she and [REDACTED] reside at [REDACTED]. She further advised that she is employed as [REDACTED] at a private residence, [REDACTED]. She stated she cared for two elderly patients at this address. [REDACTED] also stated that she is [REDACTED] and produced a business card which reflects the name [REDACTED]. This institution is located at [REDACTED] and has a [REDACTED].

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[REDACTED] also pointed out that she has [REDACTED] who is married to a [REDACTED] who at the last minute advised them that they would be unable to attend [REDACTED] funeral. [REDACTED] stated that she thought this was strange due to the family relationship. [REDACTED] also said that through making inquiries on her own she has determined that the last person to see [REDACTED] alive was [REDACTED] who was with [REDACTED] until approximately 8:00 p.m., on the day he was killed. She does not know [REDACTED] address but stated that he lived with [REDACTED].

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[REDACTED] also stated that [REDACTED] was taken to the WATKINS FUNERAL HOME at 4000 Brush Creek Boulevard, Kansas City, Missouri, and that she has spoken with a [REDACTED] at the funeral home regarding [REDACTED]. [REDACTED] also pointed out that [REDACTED] took multiple photographs of [REDACTED] at the funeral home before he was prepared for burial. [REDACTED] said that she would contact [REDACTED] to have these photographs made available to the FBI.

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/7/92

[redacted] voluntarily appeared at the Kansas City Office of the FEDERAL BUREAU OF INVESTIGATION (FBI) and spoke to Special Agent [redacted] stated that she was at this office at the request of [redacted] to make available photographs depicting [redacted] body, as she observed same at the WATKINS FUNERAL HOME.

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A series of polaroid photographs were noted and after selecting non-duplicate photographs, these were taken by [redacted] who stated that she would have copies made and return same to the FBI.

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[redacted] stated that these photographs were taken personally by her on November 16, 1992, at the WATKINS BROTHERS FUNERAL HOME, Kansas City, Missouri.

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[redacted] advised that she resides at [redacted] [redacted] and has home telephone number of [redacted]

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On December 3, 1992, a printed page of ten Polaroid photographs, as well as an appropriate four by six photograph depicting the victim while alive was left at the receptionist office of the FBI, Kansas City, Missouri, to the attention of Special Agent [redacted]

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Investigation on 12/2-3/92 at Kansas City, Missouri File # 44A-KC-70999-7

by SA [redacted] /skd Date dictated 12/4/92

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/11/92

Lieutenant [] Internal Affairs,
KANSAS CITY, KANSAS POLICE DEPARTMENT, made available the
following KANSAS CITY, KANSAS POLICE DEPARTMENT arrest records
concerning the death of DONALD E. WILKINS that involved Officer
[] on November 15, 1992.

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Lieutenant [] said that this matter is currently
being reviewed by TOM DAILEY, Chief of Police, KANSAS CITY,
KANSAS POLICE DEPARTMENT and no final disposition has been
rendered at this time.

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The provided arrest and related records read as
follows:

44A-KC-70999-8

SEARCHED	INDEXED
SERIALIZED	FILED
DEC 11 1992	
FBI KANSAS CITY	

[]

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Investigation on 12/9/92 at Kansas City, Kansas File # 44A-KC-70999

by SA []/skd Date dictated 12/11/92

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ADDENDUM

Investigative, ☒ Continuation

sc. Offense ☐ Tow-in ☐ Release

KANSAS CITY KANSAS POLICE

Victim's Name (Last, First, Middle) Or Firm Name If Business 3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone

Classification of Offense

6. Location of Offense

7. Dist. of Occur.

8. Date/Time

11/15/92
111
2315
N.T. / AGG. BATTERY L.E.O.
Narrative:

OFFICER [REDACTED] STATED THAT THE SUSPECT THEN CAME AT HIM WITH THE BATTON THREATING TO KILL HIM.

OFFICER [REDACTED] STATED THAT HE ORDERED THE SUSPECT TO DROP THE BATTON. THE SUSPECT REFUSED TO DROP THE BATTON AND CONTINUED TO COME AT OFFICER [REDACTED]. OFFICER [REDACTED] SAID HE WAS IN FEAR FOR HIS LIFE. HE SAID HE FELT THE SUSPECT WAS GOING TO KILL HIM. OFFICER [REDACTED] WAS BLEEDING VERY BAD FROM HIS HEAD LACERATION. OFFICER [REDACTED] SHOT AND WOUNDED THE SUSPECT IN SELF DEFENSE.

OFFICER [REDACTED] WAS TRANSPORTED TO BETHANY FOR TREATMENT BY KARE #42.

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

18. Color

Top

Bottom

19. Time Tow Truck Requested

Hrs.

20. Towed From:

21. Private Tow

Yes

No

Request of:

Time Tow Truck Arrived

Hrs.

Towed By:

22. Stolen

Yes

No

23. Condition of Vehicle:

Driveable

Yes

No

Stripped

(list missing parts in Block # 9)

Yes

No

VIN Altered

Yes

No

Wrecked

Yes

No

24. Reason towed or Officer's comments (list valuables in Block # 9):

25. Owner notified by:

Date/Time

26. Released to:

27. Address

28. Released by:

Date/Time

29. Reporting Officer(s)

31. District of Report

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KANSAS CITY, KANSAS
POLICE DEPARTMENT

ARREST REPORT

11102003763
7. COMPLAINT NUMBER

DAY SUNDAY	DATE 11-15-92	TIME 2120	LOCATION	DISTRICT 115
ARRESTEE - NAME (Last/First/Middle) WILKINS, DONALD E			40. DOB 07-26-16	41. Sex M
ALIAS(ES)/MONIKER(S)			42. Race B	43. Eth. 2
ADDRESS 2839 ASKEW			44. Age 26	45. Height 5'11"
CITY KANSAS CITY	STATE MO.	TELEPHONE 924-1080	46. Weight 180	47. Hair BLK
EMPLOYER NONE			48. Eye Color BRN	49. Hair Length 3
ADDRESS			50. Style 7	51. Facial Hair 3
CITY	STATE	TELEPHONE	52. Glasses 6	53. Scars, Marks 0
EMPLOYER			54. Tattoos 0	55. Teeth 8
ADDRESS			56. Eye 7	57. Complexion 2
CITY	STATE	TELEPHONE	58. Build 4	59. R-L Handed 1
EMPLOYER			60. Speech 7	61. Under Influence of 4
ADDRESS			62. Suspect Worn 7	63. Relationship of Suspect to Victim
CITY	STATE	TELEPHONE	64. Appearance 4	65. Relationship of Suspect to Victim
EMPLOYER			95. VEHICLE YEAR	96. MAKE/MODEL
ADDRESS			97. STYLE	98. COLOR
CITY	STATE	TELEPHONE	LICENSE NUMBER	STATE
EMPLOYER			EXPIRES	

* CODE	STATUTE/ORDINANCE NUMBER	TITLE OF OFFENSE	CITATION NUMBER	CASE NUMBER	COURT DATE	* CODES
1 SS	21-3701	THEFT (AUTO)				CG - KCK CITY ORDINANCE
2 SS	21-3715	BURGLARY				SS - KANSAS STATE STATUTE
3						CW - KCK CITY WARRANT
4						SW - KANSAS STATE WARRANT
5						OC - O/S CITY WARRANT
6						OS - O/S STATE WARRANT

ARRESTED BY - OFFICER(S)	SERIAL NO.	DISTRICT	COMPLAINT(S) - NAME	ADDRESS	TELEPHONE
	117	115			

NARRATIVE (FOR MISDEMEANOR CHARGES INCLUDE A WRITTEN STATEMENT DETAILING THE ELEMENTS OF THE CRIME)

ON 11-15-92, OFFICER [REDACTED] UNIT 115 AND I, WERE DISPATCHED TO A DISTURBANCE CALL AT [REDACTED]. UPON ARRIVAL WE BOTH OBSERVED THE ARRESTEE COMING OUT OF THAT APARTMENT. HE WAS STOPPED AND ASKED TO IDENTIFY HIMSELF. HE IDENTIFIED HIMSELF AS DONALD E. WILKINS. A COMPUTER CHECK OF HIM THROUGH DISPATCH, CONFIRMED A PICK-UP ORDER OUT ON HIM. THE PICKUP ORDER WAS AUTHORIZED BY DETECTIVE [REDACTED] WITH THE ABOVE COMPLAINT NUMBER AND THE ABOVE CHARGES. HE WAS THEN TAKEN INTO CUSTODY TO BE BOOKED ON THE ABOVE CHARGES. OUR SUPERVISOR AND DETECTIVE [REDACTED] WERE NOTIFIED.

DATE 11-15-92	TIME 2150
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☐ Investigative ☐ Continuation
☐ Misc. Offense ☐ Tow-in ☐ Release

Complaint # 0121
1152006112

2. Victim's Name (Last, First, Middle) OR Firm Name Business 3. Victim's Address (House No.-Street Zip Code) 4. Telephone

5. Classification of Offense 6. Location of Offense 7. Dist. of Occur. 8. Date/Time
HOMICIDE 7 AND ANN 111 11-15-92 2235

9. Narrative:
ON 11-15-92 AT 2235 HOURS, MYSELF AND OFFICER [REDACTED] TO 7 AND ANN ON A OFFICER INVOLVED SHOOTING. UPON ARRIVAL, KCKFD DUNDER #1 AND KARE #42 WERE ADMINISTERING FIRST AID TO OFFICER

WHO WAS SUFFERING FROM APPROX A 2" LACERATION TO THE LEFT SIDE OF HIS FOREHEAD, AND SHOOTING VICTIM DONALD WILKINS #111 07-26-66 OF 2839 ASHEN. KARE PERSONEL ADVISED THAT MR WILKINS WAS DECEASED. I THEN ASSISTED KARE PERSONEL IN WALKING OFFICER INTO THE KARE UNIT. INSIDE THE KARE UNIT I RECOVERED OFFICER AUTO WEAPON. I THEN REMOVED THE MAGAZINE AND CLEARED THE LIVE ROUND FROM THE CHAMBER AND LOCKED THE SLIDE TO THE REAR. I THEN PUT THE ROUND FROM THE CHAMBER BACK INTO THE MAGAZINE. I THEN HANDEN THE WEAPON TO OFFICER WHO TURNED THE WEAPON OVER TO GET

OFFICER [REDACTED] ADVISED ME THAT HE WAS TRANSPORTING MR WILKINS TO THE COUNTY JAIL, WHEN MR WILKINS JUMPED OVER THE FRONT SEAT AND GRABBED HIS NIGHT STICK OFF OF THE FLOOR BOARD AND STRUCK HIM WITH THE NIGHT STICK. OFFICER [REDACTED] THEN JUMPED OUT OF THE POLICE VEHICLE. OFFICER [REDACTED] ADVISED THAT MR WILKINS THEN GOT OUT OF THE VEHICLE AND CAME AFTER HIM WITH THE NIGHT STICK AGAIN. OFFICER [REDACTED] THEN SHOT MR WILKINS. OFFICER [REDACTED] WAS THEN TRANSPORTED TO B.M.C FOR MEDICAL TREATMENT.

I THEN ASSISTED IN SECURING THE CRIME SCENE AND MONITORED PERSONEL WHO ENTERED THE CRIME SCENE.

10. Owner/Driver 11. Address 12. Telephone

13. Year 14. Make/Model 15. Style 16. VIN #

17. License 18. Color Top Bottom
State County and Number Year

19. Time Tow Truck Requested Hrs. 20. Towed From: 21. Private Tow Yes No Request of:
Time Tow Truck Arrived Hrs. Towed By: No

22. Stolen Yes No 23. Condition of Vehicle: Driveable Yes No Stripped (list missing parts in Block # 9) Yes No VIN Altered Yes No Wrecked Yes No

24. Reason towed or Officer's comments (list valuables in Block # 9):

25. Owner notified by: Date/Time

26. Released to: 27. Address 28. Released by: Date/Time

29. Reporting Officer(s) 31. District of Report

117

ADDENDUM

KANSAS CITY KANSAS POLICE DEPARTMENT

1. Complaint #

☐ Investigative ☒ Continuation
☐ Misc. Offense ☐ Tow-in ☐ Release6121
11152006112

2. Victim's Name (Last, First, Middle) OR Firm Name If Business 3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone

5. Classification of Offense

6. Location of Offense

7. Dist. of Occur.

8. Date/Time

9. Narrative:

THE FOLLOWING PERSONNEL ENTERED THE CRIME SCENE AT 7 AM ON ANN.

SGT

DETECTIVES

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OFF

OFF

OFF

OFF

OFF

CAPT

OFF

OFF

OFF

OFF

CHIEF OF POLICE

T. DAILEY 1078

ID UNIT

KICKED DOWNED

OFF

CAPT

OFF

OFF

OFF

COROR

KARE 412

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

State

County and Number

Year

18. Color

Top

Bottom

19.

Time Tow Truck Requested

Hrs.

Hrs.

20. Towed From:

21.

Private Tow

Yes

No

Request of:

22.

Stolen

Yes

No

23. Condition of Vehicle:

Driveable

Yes

No

Stripped
(list missing parts in Block # 9)

Yes

No

VIN Altered

Yes

No

Wrecked

Yes

No

24. Reason towed or Officer's comments (list valuables in Block # 9):

26. Released to:

27. Address

25. Owner notified by:

Date/Time

28. Released by:

Date/Time

29. Reporting Officer(s)

30.

31. District of Report

b6

b7C

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ADDENDUM

KANSAS CITY KANSAS POLICE DEPARTMENT

1. Complaint # 6121
11152006112☒ Investigative ☐ Continuation
☐ Misc. Offense ☐ Tow-in ☐ Release

2. Victim's Name (Last, First, Middle) or Firm Name or Business 3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone 573-5000
b6
b7C

5. Classification of Offense

6. Location of Offense

7. Dist. of Occur. 111
8. Date/Time 11/15/92
2225

9. Narrative:

ON 11/15/92 AT 2235 HOURS, I RESPONDED TO 7TH & ANN ON REPORTS
OF AN OFFICER INVOLVED SHOOTING. UPON ARRIVAL I SAW OFFICER
[REDACTED] SITING IN A KARE UNIT. HE HAD A LARGE LACERATION ON
HIS FOREHEAD. HE TOLD ME THAT A PRISONER HAD TRIED TO "KILL" HIM
WITH HIS OWN BATON. HE SAID THAT HE FIRED SEVERAL ROUNDS IN SELF-
DEFENSE AT THE SUSPECT. THE SUSPECT WAS PRONOUNCED DEAD AT THE
SCENE. I ASSISTED SGT. [REDACTED] IN FACILITATING THE INVESTIGATION AND
MAINTAINING THE INTEGRITY OF THE SCENE.

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

State

County and Number

Year

18. Color

Top

Bottom

19.	Time Tow Truck Requested	Hrs.	20.	Towed From:	21.	Private Tow	Yes	Request of:				
	Time Tow Truck Arrived	Hrs.		Towed By:		No						
22.	Stolen	Yes	23.	Condition of Vehicle:	Driveable	Yes	Stripped (list missing parts in Block # 9)	Yes	VIN Altered	Yes	Wrecked	Yes
	No	No		No		No		No		No		No

24. Reason towed or Officer's comments (list valuables in Block # 9):

25. Owner notified by:

Date/Time

26. Released to:

27. Address

28. Released by:

Date/Time

29. R

31. District of Report

140
b6
b7C

KANSAS CITY KANSAS POLICE DEPARTMENT

1. Complaint #

☒ Investigative ☐ Continuation☐ Misc. Offense ☐ Tow-in ☐ Release

1152006112

2. Victim's Name (Last, First, Middle) or Firm Name or Business

3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone

5. Classification of Offense

6. Location of Offense

7. Dist. of Occur. 8. Date/Time

INVESTIGATIVE

7th & ANN

111

11-15-92
2231

9. Narrative:

ON 11-15-92 AT 2235 HRS OFFICER [REDACTED] AND I WERE
DISPATCHED TO 7th & ANN ON A SHOOTING THAT INVOLVED AN OFFICER
UPON OUR ARRIVAL WE MET WITH SGT [REDACTED]. SGT [REDACTED]
INSTRUCTED ME TO DO THE OFFENSE REPORT ON THE VICTIM
SGT [REDACTED] INSTRUCTED OFFICER [REDACTED] TO GO TO THE HOSPITAL
WITH OFFICER [REDACTED] AND TAKE A AGG BATTERY REPORT.

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

18. Color

Top

State

County and Number

Year

Bottom

19. Time Tow Truck Requested

Hrs.

20. Towed From:

21. Private Tow

Yes

Request of:

Time Tow Truck Arrived

Hrs.

Towed By:

No

22. Stolen

Yes

No

23. Condition of Vehicle:

Driveable

Yes

No

Stripped
(list missing
parts in Block # 9)

Yes

No

VIN Altered

Yes

No

Wrecked

Yes

No

24. Reason towed or Officer's comments (list valuables in Block # 9):

26. Released to:

27. Address

25. Owner notified by:

Date/Time

28. Released by:

Date/Time

29. Reporting Officer(s)

31. District of Report

111

[illegible]

ADDENDUM

KANSAS CITY KANSAS POLICE DEPARTMENT

Investigative ☐ Continuation
 sc. Offense ☐ Tow-in ☐ Release

11152006112

Victim's Name (Last, First, Middle) or Firm Name If Business 3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone

Classification of Offense

6. Location of Offense

7. Dist. of Occur.

8. Date/Time

Narrative:

On 11-15-92 at approximately 2235 hours
 Officer [redacted] came across the radio
 and requested assistance at 7th and Barnett.
 I was in the 600 block of Barnett at this time
 as I turned my vehicle around, I then proceeded
 in the area of 7th and Barnett, after I did not
 see the Officer at this location, I then proceeded
 in the area of 7th and Ave. The Officer was located
 at this location, on Ave, just west of 7th Street.
 I observed Officer [redacted] police vehicle
 sitting in the middle of the street, a black male
 was lying face up on the ground near the officers
 back passenger door. Officer [redacted] was
 standing near the black male [redacted] was
 bleeding heavily from the forehead area. I asked
 the Officer what had happened, he stated that the
 guy grabbed his nightstick, I then asked him if
 it was alright, he shook his head. I then notified
 dispatch to see if was in route, and it was, I
 then turned and spoke to the Officer again, it was
 at this time he advised me that he had shot the
 Subject. I asked where, he advised in the chest.
 I immediately notified dispatch that I had an

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

State

County and Number

Year

18. Color

Top

Bottom

19. Time Tow Truck Requested

Hrs.

20. Towed From:

21. Private Tow

Yes

No

Request of:

Time Tow Truck Arrived

Hrs.

Towed By:

VIN Altered

Yes

No

Wrecked

Yes

No

22. Stolen

Yes

No

23. Condition of

Vehicle:

Driveable

Yes

No

Stripped
(list missing
parts in Block # 9)

Yes

No

24. Reason towed or Officer's comments (list valuables in Block # 9):

25. Owner notified by:

Date/Time

26. Released to:

27. Address

28. Released by:

Date/Time

29. Reporting Officer

30. Supervisor Approval

31. District of Report

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b7C

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b7C

ADDENDUM

KANSAS CITY KANSAS POLICE DEPARTMENT

1. Complaint #

1192006112

☐ Investigative ☐ Continuation
☐ Misc. Offense ☐ Tow-in ☐ Release

2. Victim's Name (Last, First, Middle) Or Firm Name If Business 3. Victim's Address (House No.-Street Name-Zip Code)

4. Telephone

5. Classification of Offense

6. Location of Offense

7. Dist. of Occur.

8. Date/Time

9. Narrative:

Officer involved shooting, and to contact the shooting team, detectives, T.D., and everyone who need to be notified. Moment later other assisting units responded, and the crime scene was secured.

Officer [redacted] (weapon) was received from Officer [redacted], as he reached into the HARS Unit where Officer [redacted] was being treated. The weapon was placed into a [redacted] bag that it was holding, secured until T.D. arrived.

Officer [redacted] of the T.D. unit checked the weapon on the scene in my presence. The weapon was identified as a Glock Model #17 with a standard magazine, containing 10 rounds.

The weapon was later turned into T.D. for further processing.

10. Owner/Driver

11. Address

12. Telephone

13. Year

14. Make/Model

15. Style

16. VIN #

17. License

State County and Number

Year

18. Color

Top

Bottom

19. Time Tow Truck Requested Hrs. Time Tow Truck Arrived Hrs.

20. Towed From: Towed By:

21. Private Tow Yes No

Request of:

22. Stolen Yes No

23. Condition of Vehicle: Driveable Yes No

Stripped (list missing parts in Block # 9) Yes No

VIN Altered Yes No

Wrecked Yes No

24. Reason towed or Officer's comments (list valuables in Block # 9):

25. Owner notified by:

Date/Time

26. Released to:

27. Address

28. Released by:

Date/Time

29. Reporting Officer

30. Supervisor

31. District of Report

#120

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to: 1 - USA, District of Kansas, Kansas City, Kansas

Report of: SA [REDACTED]
Date: December 30, 1992

Office: KANSAS CITY

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Field Office File #: 44A-KC-70999

Bureau File #: 44A-KC-70999

Title: [REDACTED]
POLICE OFFICER,
KANSAS CITY, KANSAS POLICE DEPARTMENT;
DONALD EUGENE WILKINN, JR., aka
Donald E. Wilkins (DECEASED)-VICTIM;
[REDACTED]-COMPLAINANTb6
b7C

Character:

CIVIL RIGHTS (A)

Synopsis: Complainant advised victim was having troubles with [REDACTED] which resulted in police being called to quell a disturbance. Victim was arrested, taken to police headquarters where he was processed and was then being transported from city custody to county jail by subject officer. Victim was not handcuffed or restrained, and during the one block transport, victim attacked subject officer with officer's nightstick and officer responded by shooting victim, resulting in victim's death. Complainant feels that excessive force was used by police. Complainant furnished copies of local newspaper articles regarding incident, as well as a Department of Pathology, BETHANY MEDICAL CENTER report on [REDACTED] KANSAS CITY, KANSAS POLICE DEPARTMENT (KCKPD) Arrest/Incident Report set forth describing incident.

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-P-

DETAILS:

[REDACTED] telephonically contacted the Kansas City office of the FEDERAL BUREAU OF INVESTIGATION, complaining about the fact that [REDACTED] was shot to death by a KCKPD officer while he was in their custody. Complainant stated that [REDACTED]

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[redacted] were having domestic difficulties which resulted in [redacted] calling the police. Complainant said that she understands that [redacted] was being transported from the city jail to the county jail, Kansas City, Kansas, and he was not handcuffed nor was he restrained in any way. The information available to her was that [redacted] grabbed the police officer's baton and attempted to assault the police officer which resulted in the officer shooting [redacted] nine times, killing him. Complainant believes proper police procedures were not followed and excessive force was used by the department in violation of [redacted] civil rights.

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On December 24, 1992, Special Agent (SA) [redacted] re-contacted Lieutenant [redacted] Internal Affairs, KANSAS CITY, KANSAS POLICE DEPARTMENT, 701 North 7th Street, Kansas City, Kansas, regarding this case. Lt. [redacted] was asked if any witnesses were developed in the police investigation and he replied that there were none. He said one individual was located who claimed that he saw somebody running away from the vicinity, but could not describe that individual and the matter was not pursued further due to a lack of identity.

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Lt. [redacted] also stated that the officer involved, [redacted] received severe injuries as a result of the attack by WILKINN and that he receives therapy everyday for his injuries. At this time, [redacted] is still on limited duty pending the outcome of the review of this matter by Chief of Police TOM DAILEY.

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The following descriptive data was obtained through a review of the Kansas City Metropolitan Area computerized records systems:

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE KANSAS CITY	OFFICE OF ORIGIN KANSAS CITY	DATE 12/30/92	INVESTIGATIVE PERIOD 11/25/92-12/24/92
TITLE OF CASE "CHANGED" [REDACTED]		REPORT MADE BY SA [REDACTED]	TYPED BY: dag
POLICE OFFICER, KANSAS CITY, KANSAS POLICE DEPARTMENT; DONALD EUGENE WILKINN, JR., aka Donald E. Wilkins (DECEASED)-VICTIM; [REDACTED]-COMPLAINANT		CHARACTER OF CASE CIVIL RIGHTS (A)	

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Title marked "CHANGED" to add name of subject officer and victim's alias.

REFERENCE:

Kansas City FD-610 to Bureau, 12/3/92.

-P-

ADMINISTRATIVE:

By communication dated 12/7/92, Mr. TOM DAILEY, Chief of Police, KANSAS CITY, KANSAS POLICE DEPARTMENT (KCKPD), was advised of the initiation of a federal civil rights investigation in this matter.

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 3 - Bureau (1 - DOJ/CRD) 1 - USA, District of Kansas, Kansas City, Kansas ② - Kansas City (44A-KC-70999) (P)					
		amc			
		44A-KC-70999-10			
DISSEMINATION RECORD OF ATTACHED REPORT		Notations			
Agency		Searched			
Request Recd.		Serialized			
Date Fwd.		Indexed			
How Fwd.		Filed			
By					

LEADS:

KANSAS CITY DIVISION

AT KANSAS CITY, KANSAS

Will maintain contact with Lt. [REDACTED] Internal Affairs, KCKPD, to determine disposition of Chief of Police TOM DAILEY's review of this shooting matter.

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/2/93

[redacted] Police Officer, KANSAS CITY, KANSAS POLICE DEPARTMENT (KCKPD), was interviewed and at the outset he was advised of the identity of Special Agent [redacted] and told that the interview would concern a federal civil rights investigation. [redacted] was also told that any information furnished may be repeated in a court of law.

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[redacted] advised that his current position at the Police Department is that of an Identification Specialist and a Crime Scene Technician. Regarding the processing of one DONALD WILKINN on November 15, 1992, [redacted] said that he does recall the matter and remembers that there was nothing outstanding about the arrest or the booking procedures at that time. [redacted] in fact pointed out that approximately two weeks before this incident that WILKINN was arrested and brought in to his unit to be processed. [redacted] remembers talking to WILKINN about the reason for his arrest, namely the dispute with [redacted] and the fact that [redacted] at this time.

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On November 15, 1992, before WILKINN left the building he asked for a cigarette, which was given to him. He then asked to use the restroom which was also granted. [redacted] said that he and [redacted] accompanied WILKINN to the restroom door.

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[redacted] said that WILKINN was taken out by Officer [redacted] and then approximately ten minutes later he [redacted] received a call to report to a crime scene shooting, which was approximately one block away from his location. [redacted] was very surprised to hear of this incident because there was nothing to indicate that any such behavior would likely happen.

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Investigation on 1/27/93 at Kansas City, Kansas File # 44A-KC-70999-11

by SA [redacted] skd Date dictated 2/2/93

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44A-KC-70999

Continuation of FD-302 of [REDACTED], On 1/27/93, Page 2

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[REDACTED] was asked if he was aware of how prisoners are normally transported and he stated that generally speaking prisoners are handcuffed. [REDACTED] stated that he remembers being told that before WILKINN was booked that the arresting officers had "shook him down" and that he was also "patted down" before he was transported out of the building. [REDACTED] said that he "felt real bad" for the young officer involved, inasmuch as the young officer did not handcuff the prisoner. [REDACTED] said that he could not offer any reasons as to what would make WILKINN attack Officer [REDACTED] during the transportation.

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[REDACTED] said that he and his partner, [REDACTED] reported to the crime scene and he recalled seeing the front driver's side door of the police car being opened, and that WILKINN was laying on the ground with his feet towards the open car door and head point away. [REDACTED] also recalled seeing a police flashlight, known as "Kell" light, on the right front floor of the police car. He stated that he believes that WILKINN actually grabbed the police officer's "KELL" light and struck him in the head instead of the officer's nightstick, inasmuch as the nightstick was still wedged in a crack beside the console of the car. He recalled the officer's head was bleeding as a result of the attack.

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[REDACTED] again stated that during the time that WILKINN was in the processing room that he was a very "laid back" individual, very cordial and, in fact, if you just walked in you would not even be aware that he was under arrest. He was very easygoing and no one figured that there would be a problem.

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[REDACTED] pointed out that perhaps WILKINN had second thoughts about being taken to the county jail under a felony warrant and for whatever reason he thought he would attack the officer, who was small in stature. [REDACTED] pointed out that due to his size, namely, [REDACTED] pounds, that most prisoners are very nice to him. [REDACTED] also added that at the crime scene he recalled that he took still photographs and believed that his partner, [REDACTED] took a video tape of the scene. [REDACTED] also recalled that Officer [REDACTED] was just reporting for the late shift and he also assisted at the crime scene investigation.

[REDACTED] advised that he is [REDACTED] years of age and has date of birth of [REDACTED].

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/2/93

[redacted] Police Officer, KANSAS CITY, KANSAS POLICE DEPARTMENT (KCKPD), was interviewed and at the outset he was advised of the identity of Special Agent (SA) [redacted] and that the interview would concern a federal civil rights investigation. [redacted] was also told that any information discussed can be repeated in a court of law.

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[redacted] was asked if he recalled the night of November 15, 1992, when he and his partner booked one DONALD WILKINN as a result of WILKINN's arrest on a felony warrant. [redacted] said that he did recall the incident and stated that prior to the shooting that everything appeared normal. [redacted] recalled that WILKINN was very cooperative and, in fact, WILKINN was just processed approximately two weeks earlier on the same complaint of [redacted]. There were no problems the previous time as well as on this occasion. He does recall that WILKINN requested to go to the rest room and that Officer [redacted] and his partner escorted him to the rest room area. [redacted] pointed out that there was no indication whatsoever that WILKINN would assault Officer [redacted] during the transportation to the county jail.

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[redacted] said that a short time after Officer [redacted] transported [redacted] from Police Headquarters that they received a call to report to the crime scene. He recalled observing WILKINN laying down beside the police vehicle with his feet toward an open left front door and his head pointed away at an angle. At this time he observed Officer [redacted] being treated by a K.A.R.E. Unit and then was taken away, apparently to a hospital for treatment of his head wound. [redacted] stated that he took still photographs of the scene and [redacted] took videos of the scene. Inasmuch as at this time of the night it was close to the shift change that they were also assisted by the two officers coming on duty, one of which was [redacted].

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Investigation on 1/29/93 at Kansas City, Kansas File # 44A-KC-70999-12by SA [redacted] skd Date dictated 2/2/93b6
b7C

44A-KC-7099

Continuation of FD-302 of [REDACTED], On 1/29/93, Page 2

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b7C

[REDACTED] again pointed out that during the booking process nothing was said by WILKINN or said to him that could be a basis for making him attack the officer during the transportation.

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In reference to the procedure of not handcuffing a prisoner being transported, [REDACTED] stated that in his experience on the street with this department that he normally did handcuff an arrestee but there have been occasions when he has not when he felt that the situation was not threatening to his health and well being.

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[REDACTED] advised that he has been with the Police Department for the past [REDACTED] years and he is currently [REDACTED] years of age, having date of birth of [REDACTED].

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE KANSAS CITY	OFFICE OF ORIGIN KANSAS CITY	DATE 2/2/93	INVESTIGATIVE PERIOD 1/20/93 - 1/29/93
TITLE OF CASE [REDACTED] POLICE OFFICE, KANSAS CITY, KANSAS POLICE DEPARTMENT; DONALD EUGENE WILKINN, JR. aka (DECEASED) - VICTIM [REDACTED] - COMPLAINANT		REPORT MADE BY SA [REDACTED]	TYPED BY: skd
		CHARACTER OF CASE CR (A)	

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b7CREFERENCE:

Re Kansas City report of SA [REDACTED] 12/30/92.

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-C-

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 3 - Bureau (1 - DOJ/CRD) 1 - USA, District of Kansas, KCK (Attn: AUSA [REDACTED]) 1 - Kansas City (44A-KC-70999) (SQ4)		<div style="border: 1px solid black; border-radius: 50%; padding: 10px; text-align: center;"> 44A-KC-70999-13 C4/1/93 2/3/93 WMC </div>			
DISSEMINATION RECORD OF ATTACHED REPORT		Notations			
Agency		<div style="border: 1px solid black; padding: 5px;"> Searched Serialized Indexed Filed </div>			
Request Recd.					
Date Fwd.					
How Fwd.					
By					

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to: USA, District of Kansas, Kansas City, Kansas

Report of: SA [REDACTED]
Date: February 2, 1993

Office: KANSAS CITY

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b7C

Field Office File #: 44A-KC-70999

Bureau File #:

Title: [REDACTED] POLICE OFFICER,
KANSAS CITY, KANSAS POLICE DEPARTMENT;
DONALD EUGENE WILKINN, JR. (DECEASED) - VICTIM;
[REDACTED] - COMPLAINANT

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Character: CIVIL RIGHTS (A)

Synopsis: TOM DAILEY, Chief of Police, KANSAS CITY, KANSAS POLICE DEPARTMENT, advised after reviewing instant case, he gave an oral reprimand to subject officer and ordered officer to three days additional training at Police Academy regarding arrest procedures. Kansas City, Kansas, police identification officers who processed victim before he was transported by subject officer interviewed and stated there was nothing to indicate that victim would attack subject officer during transportation to county jail. Case closed administratively.

-C-

DETAILS:

On January 20, 1993, Lieutenant [REDACTED] Internal Affairs, KANSAS CITY, KANSAS POLICE DEPARTMENT, 701 N. 7th Street, Kansas City, Kansas, was recontacted by Special Agent [REDACTED] to determine the internal disposition of this case within the Police Department. Lieutenant [REDACTED] stated that Chief DAILEY did render his decision but he felt that Chief DAILEY would be the proper person to contact regarding this disposition.

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KC 44A-KC-70999

Lieutenant [] reiterated that his case is now closed and that there were no eyewitnesses to the actual shooting discovered.

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On January 20, 1993, TOM DAILEY, Chief of Police, KANSAS CITY, KANSAS POLICE DEPARTMENT, advised Special Agent [] that upon his review of this case he recommended that Officer [] report to the Police Training Academy for a period of three days for instruction in procedures regarding making arrests. Chief DAILEY also stated that he gave Officer [] an oral reprimand and [] has now been returned to duty. Chief DAILEY pointed out that the general orders of the Police Department state that "prisoners should be handcuffed" and "not that they must be handcuffed."

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44A-KC-70999
RJB/skd

A review of the Kansas City indices was negative regarding both subject and victim.

The United States Attorney, District of Kansas, has previously advised that his office wishes to give its prosecutive opinion in regard to civil rights violations directly to the Civil Rights Division, UNITED STATES DEPARTMENT OF JUSTICE, upon its review of the completed investigation.

Kansas City is closing this case under the authority of the SAC, considering a review of the totality of the circumstances to include the fact that there were no eyewitnesses to the actual shooting and the fact that the subject officer was apparently defending himself from the victim's attack.

For the convenience of the UNITED STATES DEPARTMENT OF JUSTICE, the following mailing list is submitted:

[redacted] - Subject
Police Officer
KANSAS CITY, KANSAS POLICE DEPARTMENT
701 N. 7th Street
Kansas City, Kansas 66101

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[redacted] - Complainant [redacted]
[redacted]

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U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

300 United States Courthouse
Kansas City, Missouri 64106
February 13, 1996

Mr. James Swafford
Chief of Police
Kansas City, Kansas Police Department
Kansas City, Kansas

Dear Chief Swafford:

For your information, the Kansas City Office of the Federal Bureau of Investigation (FBI) initiated a civil rights investigation regarding [redacted] Police Officer, Kansas City, Kansas Police Department, in which it was alleged that the officer physically abused Donald Eugene Wilkinn, Jr., victim, who later expired due to his injuries.

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As you may recall, this incident occurred on November 15, 1992, when Officer [redacted] was transporting Mr. Wilkinn to the felony lockup and did not handcuff or restrain the victim in any way during transportation. During the transportation phase, a struggle ensued wherein Mr. Wilkinn obtained Officer [redacted] night stick and a scuffle ensued. Once outside the car, Mr. Wilkinn approached the officer and stated that he was going to kill the Officer, at which time the Officer drew his weapon and fired at Mr. Wilkinn. Wilkinn died of multiple gun shots to the chest and side/back as a result of this altercation.

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This letter will confirm that the FBI has been advised by the United States Department of Justice, Washington, D.C., that on November 27, 1995, a federal criminal civil rights violation could not be proven as there was insignificant evidence to sustain a charge that Officer [redacted] willfully used excessive force in this matter. Therefore, the Department of Justice and the FBI have closed this matter.

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b7C

- 1 - Addressee
2 - Kansas City (1 - 44A-KC-70999)
(1 - SSA [redacted])

WMC:tmg
(3)

SEARCHED
SERIALIZED
INDEXED
FILED

b6
b7C

44A-KC-70999-

16

WMC/mo

NOTE: Hand print names legibly; handwriting satisfactory for remainder.

Indices: ☐ Negative ☐ See below

Subject's name and aliases

Unsubs; AKA: Kansas City,
Kansas Police Department,
Donald Eugene Wilkinn, Jr.
(deceased)-Victim; Civil
Rights: OO: KC

Character of case

NAA-KC-New

Complainant ☐ Protect Source

Complaint received

☐ Personal ☒ Telephonic Date 11/25/92 Time 08:22AM

Address of subject

KC, KANSAS POLICE DEPT

Complainant's address and telephone number

WORK

HOME

Subject's
Description

Race

Sex

☐ Male

☐ Female

Height

Hair

Build

Birth date and Birthplace

Age

Weight

Eyes

Complexion

Social Security Number

Scars, marks or other data

Facts of complaint

In early 11/92, victim was having problems with [redacted]
[redacted] Victim went to [redacted] residence to obtain personal
possessions. KCKPD was called to quell the disturbance. Complainant reported
victim was told by KCKPD that if he ever returned he would be killed.
Complainant stated victim was physically beaten by KCKPD at this time
and released.
Complainant reported instant date that victim returned to [redacted]
residence on or about 11/2/92 and was arrested by KCKPD for burglary
and theft. According to Complainant, warrants were issued by KCKPD
on victim presumably because of the claimed theft from [redacted] Complainant
claims victim was beaten by KCKPD upon arrest and has pictures of
bruises.
Complainant further stated that on 11/15/92 at approximately 10:30AM
victim was being transported from the city jail to the county jail by KCKPD, he
was not handcuffed nor was he shackled. Complainant reported victim grabbed
Police officers baton and attempted to assault police officers. In a chase
around the police car, complainant stated [redacted] (victim) was
shot nine (9) times by KCKPD and expired on the spot. Complainant
believes proper PD procedures were not followed and excessive force was
used by KCKPD in violation of victim's civil
rights. Requests FBI conduct appropriate
investigation. Victim: DONALD EUGENE WILKINN JR.
age: 26 DOB: 7/26/66
Complainant has reports & photo to give to SA.

Action Recommended

SSA [redacted]

11/25/92
wmc

- submit to SA

44A-KC-7699A-1

SEARCHED	INDEXED
SERIALIZED	FILED
NOV 25 1992	
FBI - KANSAS CITY	

BLOCK STAMP