

# CITY OF RALEIGH

## NORTH CAROLINA

### INTER-OFFICE CORRESPONDENCE

**TO:** Ruffin Hall  
Raleigh City Manager

**FROM:** Chief C.L. Deck-Brown  
Raleigh Police Department

**DATE:** February 15, 2019

**SUBJECT: RELEASE OF BODY WORN CAMERA VIDEO FROM SEARCH  
WARRANT SERVICE ON FRIAR TUCK ROAD**

#### **BACKGROUND:**

On November 12, 2018, at 8:58 p.m., an Armed Robbery occurred at the AT&T store located at 5100 Capital Blvd. Three subjects entered the store and pointed handguns at the employees. The employees were forced to the back of the store and forced on the ground in the stock room. While holding guns on the employees, the suspects loaded merchandise in plastic bins from the store as well as a cardboard box brought with them. The suspects left through the rear door leaving behind the cardboard box. A label on the box showed that it was shipped to 3318 Friar Tuck Rd. Raleigh, NC 27610 and had the name Michael Clark on it.

A records search confirmed that a Michael Clark resides at 3318 Friar Tuck Rd. Additionally, a search showed a Brian Lamonte Clark utilizes that address. Brian Lamonte Clark closely resembled the physical description of one of the suspects. An arrest photo from the Wake County Jail also showed Brian Lamonte Clark wearing a sweatshirt identical to a sweatshirt seen on surveillance video from the AT&T store. That sweatshirt was identified as being worn by one of the suspects. **(The information in the above two paragraphs was taken from the search warrant for 3318 Friar Tuck Rd., which became a public record upon return to the Clerk of Court's Office.)**

A search warrant was applied for and approved by a Wake County Magistrate for 3318 Friar Tuck Rd, Raleigh NC 27610. The warrant was served on November 14, 2018, at 4:40 p.m.

On Friday, November 16th, LaDonna Clark emailed the RPD Internal Affairs Unit (IAU) with her complaint. In addition, RPD IAU also received letters via U.S. mail from LaDonna Clark, Michael Clark, and Wanda Clark. A Raleigh Police IAU sergeant emailed LaDonna Clark on November 21st to request that she contact him to discuss the complaint. IAU did not hear back from LaDonna Clark after reaching out to her by email.

While waiting for Ms. Clark to respond to his email, IAU proactively began researching Body Worn Camera (BWC) video as part of the investigation of her complaint. Subsequently, on December 4, 2018, at 10:00 a.m., Ms. LaDonna Clark dropped off two requests to view BWC

video. One request was from Ms. Clark and the other was from Michael Clark. An appointment was scheduled for them to return and view the video on December 14, 2018, at 10:00 a.m. During this appointment, Ms. Clark and Mr. Clark viewed the video that contained Mr. Clark's image or voice, as well as, the video that contained Ms. Clark's son's image or voice, in compliance with RPD policy and State law. The names of the officers involved in the search, a copy of the RPD policies on Searches & Seizures and Use of Force was given to the Clarks. A copy of N.C.G.S. §132-1.4A on Law Enforcement recordings was also provided to the Clarks. These items were part of the request contained within the original complaint sent by letter and email.

Upon initial review of the BWC video, members of IAU did not observe any evidence to corroborate the allegations made by Ms. Clark. After the Clarks reviewed the video and obtained the documents, a sergeant with IAU attempted to interview the Clarks to gather additional details about their complaints. Mr. Clark then stated they needed time to read over the documents and contemplate what they saw on video. The sergeant confirmed that Ms. Clark had received his business card so that she could schedule a date for him to gather more details about the complaint.

Neither Ms. Clark nor Mr. Clark contacted IAU to follow up on their complaint. On February 1, 2018, Indy Week contacted the Raleigh Police Department about the warrant service at 3318 Friar Tuck Rd. IAU attempted to contact LaDonna Clark by email on February 1st. As of this date, RPD has not received any further communication from the complainants.

On Friday, February 8, 2019, the City of Raleigh Police Department filed a PETITION requesting authorization to release BWC video of this incident, in accordance with NCGS §132-1.4A. On Friday, February 15, 2019, a hearing was held in Wake County Superior Court and an ORDER was issued which authorized the City to release all video related to this incident.