

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY**

POLICE NO. :	KC19087616
PROSECUTOR NO. :	095459110 (Brummett)
PROSECUTOR NO. :	095459111 (Prichard)
OCN :	
OCN :	

STATE OF MISSOURI,	)	
	)	
vs.	)	
	)	
MATTHEW G. BRUMMETT	)	
[REDACTED]	)	CASE NO. 2016-CR
	)	
DOB: 02/14/1983	)	DIVISION 7
Race/Sex: W/M	)	
[REDACTED]	)	
	)	
And	)	
	)	
CHARLES W. PRICHARD	)	
[REDACTED]	)	
	)	
DOB: 11/13/1972	)	
Race/Sex: W/M	)	
[REDACTED]	)	
	)	
DEFENDANTS.	)	

INDICTMENT

**Count I. Assault - 4th Degree - Pursuant to Subdivision (2)
(565.056-001Y201713990)**

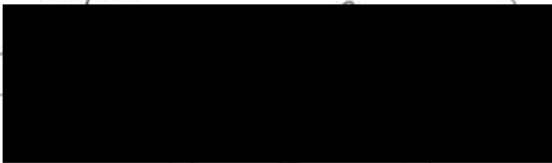
The Grand Jurors of the County of Jackson, State of Missouri, charge that defendants, in violation of Section 565.056.2, RSMO, committed the **Class A Misdemeanor of Assault in the Fourth Degree**, punishable upon conviction under Sections 558.002 and 560.011, RSMo, in that on May 24, 2019, in the County of Jackson, State of Missouri, defendant Matthew G. Brummett and defendant Charles W. Prichard, acting purposefully in concert with each other,

recklessly caused physical pain to Bryan Hill, aka Breona Hill or aka Briya Hill, by slamming her face against the concrete sidewalk, kneeing her in the face, torso, and ribs, and forcefully bending her arms over her head while her hands were handcuffed and she was laying on her stomach.

The range of punishment for a Class A Misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed one (1) year; by a fine not to exceed two thousand dollars (\$2,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime up to a maximum of twenty thousand dollars (\$20,000).

The facts that form the basis for this indictment are contained in the Evidence Presented and Factual Findings in Support of Indictment document, filed contemporaneously herewith.

A TRUE BILL



**JEAN PETERS BAKER
PROSECUTING ATTORNEY
FOR THE COUNTY OF
JACKSON, STATE OF
MISSOURI, by**

Dean Smith

Received this 15th day of MAY, 2020.

☒ **SUMMONS TO ISSUE.** SUMMONS SHALL ISSUE FOR EACH DEFENDANT.

☐ **WARRANT TO ISSUE.** BOND SET AS FOLLOWS: \$ _____.

CIRCUIT COURT JUDGE

State vs. Matthew G. Brummett/State vs. Charles W. Prichard

WITNESSES:

1. [REDACTED] E 12th St Floor 11 Kansas City
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]
5. [REDACTED]
6. [REDACTED]
7. [REDACTED]
8. [REDACTED]
9. [REDACTED]
10. [REDACTED]
11. [REDACTED]

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY**

In re: Criminal Record Number: 19-87616 Division 7

Evidence Presented and Factual Findings in Support of Indictment

On May 1, 2020 and May 15, 2020, the March 2020 Jackson County Grand Jury convened to review the May 24, 2019 arrest of Bryan Hill, a.k.a. Breona or a.k.a. Briya by Kansas City, Missouri Police ("KCPD") Officers Matthew Brummett and Charles Prichard, which occurred at 1319 Brush Creek Parkway, Kansas City, Jackson County, Missouri.

Based on our review of the evidence, we have probable cause to believe that Matthew Brummett and Charles Prichard recklessly caused physical pain to Ms. Hill during the May 24, 2019 incident.

I. Evidence Presented

Over the course of these two sessions, the grand jurors received testimony from the case detective, who identified materials within the KCPD file, and we were given access to the file materials which included:

1. Original Report
2. Call notes
3. Transcribed Statement of Eric Lee
4. Transcribed Statement of Matthew Brummett
5. Transcribed Statement of Charles Prichard
6. Transcribed Coban video
7. Booking Sheet for Bryan Hill
8. Detention Log for Bryan Hill
9. Note from KCPD Civilian Crockett
10. Kansas City Fire Department Records
11. Truman Medical Records
12. Consent to search Probation and Parole Surveillance
13. Patrol Video Request
14. Letter from Roderick Reed's Attorney
15. Emails between KCPD, FBI and Jackson County Prosecutor's Office
16. Case documents from CRN 190038355
17. Master Recording Affidavit
18. 911 Air Tapes
19. Medical Records
20. COBAN Videos

- 21. Cell Phone Videos from Roderick Reed
- 22. Recorded Statements
- 23. Detention Video

Additionally, we received testimony from Kris Wade. Ms. Wade provided us with pictures that she took of Ms. Hill on May 24, 2019 while Ms. Hill was at the emergency department at Truman Medical Center. In our review, we spent specific time reviewing the cell phone videos of the May 24, 2019 incident taken by Mr. Reed, the video statements from Brummett and Prichard as well as the transcripts of those statements, the transcripts of the dash camera or microphone recordings, identified to us as COBAN recordings, the ambulance and hospital records for Ms. Hill and the pictures provided to us by Ms. Wade.

II. Factual Findings

On May 24, 2019, at approximately 12:37 p.m., Officers Brummett and Prichard arrived at the Beauty Essence, Barber and Beauty Supply Store, located at 1319 Brush Creek Boulevard, Kansas City, Jackson County, Missouri. The records indicate that the officers were responding to a disturbance. The information in the file shows that prior to the officers' arrival, Ms. Hill was involved in some form of dispute with an unknown and unidentified 3rd party, who apparently attempted to look through her bags and/or take a carrier from Ms. Hill. Because of this, Ms. Hill called 911 for assistance from the store. At some point, Ms. Hill also entered the store and requested that the store owner call 911. In doing so, Ms. Hill used slurs and insulted the store owner, who then called 911 to request that Ms. Hill be removed from his store.

When the officers arrived, Brummett remained outside to talk to Ms. Hill, who was waiting or standing outside the store. Prichard went inside the store to talk to the store owner. After the store owner confirmed that he did call to have Ms. Hill removed from his store, Prichard exited the store and told Ms. Hill that she was under arrest. At this point, the officers were on either side of Ms. Hill at the front of the store.

On February 20, 2020, Officers Brummett and Prichard met with detectives and provided voluntary statements. Both officers reported that despite initial efforts to handcuff Ms. Hill, she pulled away, stepped away, or moved outside of their grasp. The officers reported that their attempts continued and somehow moved to the side of the store, which faces Virginia Avenue. Both officers report that they attempted to use the store wall as leverage to control Ms. Hill and/or block a path of escape by using the wall, but because of Ms. Hill's efforts to resist being handcuffed she was taken to the ground. While on the ground, Brummett reported that Ms. Hill slammed her own head on the pavement and that, after doing so, he had to hold Ms. Hill's head to prevent her from doing that again. Similarly, Prichard reported that Ms. Hill "thrashed" around and "bashed" her own head. After that, Officers Brummett and Prichard noted that they continued to struggle to

handcuff Ms. Hill and that they eventually completed the handcuffing process but, even then, Ms. Hill attempted to “tense up” and/or attempted to move. Prichard specifically reported that he could feel Ms. Hill “pushing up.” In response, Prichard took Ms. Hill’s hands, which were handcuffed and behind her back at this point, and pushed them up to her head as Ms. Hill was still laying on her stomach. Prichard reported that he did this in order to stop Ms. Hill from resisting or attempting to resist. While this was happening, Brummett is seen standing by with one foot on Ms. Hill’s hip. During the course of the encounter, Prichard describes Ms. Hill’s efforts as arguing or squirming in resisting to be handcuffed. Brummett stated that Ms. Hill was “fighting them” and he stated that he believed that Ms. Hill would have become assaultive if the officers let her go from their grasps. However, neither officer stated that Ms. Hill struck them or attempted to strike them during the encounter.

Both officers indicated that they did not notice any injuries on Ms. Hill. A short time later, a police wagon arrived. Ms. Hill was taken to KCPD’s East Patrol station and she was issued citations or municipal tickets for trespass, disorderly conduct, resisting arrest, and possession of drug paraphernalia.

The patrol vehicle used by the officers was parked on Virginia Avenue next to the area where the arrest takes place. That vehicle was equipped with a dash camera which was on, but recorded video footage does not capture any portions of the arrest as the cameras in the car were apparently not facing in the direction of the arrest.

Roderick Reed was a passerby who was driving on Virginia Avenue during the arrest. He reported that his attention was drawn to this incident when he saw a police officer strike a woman with a closed fist. Shortly thereafter, the woman is taken to the ground or falls to the ground. Reed had a cell phone with video recording capability on him at the time. Reed did not record the alleged fist strike, however, Reed reported that he pulled over and began recording shortly after that.

The cell phone video of the incident starts when Ms. Hill is on the ground. Ms. Hill is seen on her stomach with Brummett and Prichard kneeling on top of her torso, ribs, and upper back and/or next to Ms. Hill. There is some form of a struggle to pull Ms. Hill’s hands from above her head behind her back, however Ms. Hill is lying flat on her stomach and her arms, body and legs, are not noticeably moving in any way. At best, it would appear that Ms. Hill is tensing her arms up in some way. Brummett is then shown controlling Ms. Hill’s head with one of his hands and Ms. Hill’s right arm/hand with his other hand. At the same time, Prichard has Ms. Hill’s left hand. In contrast to the officers’ statements, Brummett then proceeds to slam Ms. Hill’s face two times on the concrete and then he drops his knee and a portion of his body weight on her face/neck/right shoulder area. The officers then complete the handcuffing. Prichard is then heard saying, “[w]e tried to be easy” and “[y]ou made it this way.” Ms. Hill can be heard moaning or crying in pain and asking for help immediately after this.

Moments later, a third party approaches and is waived away by Brummett. In the next moment, while Ms. Hill is still laying on the sidewalk, Brummett steps on Ms. Hill's ankle and also steps on her right hip, as Prichard picks up her handcuffed hands and pulls/presses them upward until they are in line with Ms. Hill's head as she is prone on her stomach. The cell phone video footage shows no apparent movement from Ms. Hill prior to her arms being maneuvered in this way. Nonetheless, just before this, Prichard can be heard saying, "[y]ou wanna push more." In response, Ms. Hill says, "I didn't push nobody." Prichard responds by saying, "[s]top it, Im tired of messin with you." In addition, Prichard, while pulling/pressing her arms upwards, says, "[y]ou're doing it now." Again, Ms. Hill can be heard moaning and crying in pain until she goes silent.

Seconds later, Brummett turns around and notices Reed who has been in his car and recording the event. Brummett tells Reed that he is "blocking traffic." Reed then tells the officers that he recorded the event. The officers respond that they have also recorded the event and that he is interfering with the arrest. After Mr. Reed drove his vehicle a short ways up the street. He then parked his car, exited his vehicle, and continued recording. Prichard, while referring to Mr. Reed, is then heard saying "[y]eah that guy right there is gonna get a ticket." A short time later, Prichard indicates that they should take Mr. Reed's phone indicating that it could be potentially used for evidence for their "resist arrest" ticket for Ms. Hill. Eventually, Mr. Reed was issued city traffic tickets for allegedly interfering with Ms. Hill's arrest by recording the event and allegedly blocking the roadway/traffic. His phone was not taken by the officers and there is no indication that the officers made an attempt to review the video on his phone.

After Ms. Hill was removed from the scene, Reed recorded the pavement underneath where Ms. Hill's body, specifically her face, was slammed or held down and/or made to lay during her arrest. That recording shows a distinct portion of fresh blood. Ms. Hill's KCPD Detention Log records also show that she was marked as "Priority release-Medical." These items contradict Brummett and Prichard's statements that they did not notice any injuries on Ms. Hill. Ultimately, an ambulance was called to the patrol station for Ms. Hill. The ambulance records identify injuries to her face and complaints of pain by Ms. Hill to multiple areas of body. She was then taken to Truman Medical Center for emergency treatment hours after the arrest. During that visit, she was identified as having facial abrasions and rib contusions.

While Ms. Hill was at Truman Medical Center, she was met by Ms. Wade. Ms. Wade took pictures of Ms. Hill's facial injuries. Those pictures show a cut above her right eye and abrasions on multiple areas of her face and what appears to be dried blood.

Submitted by the March 2020 Jackson County Grand Jury,



Grand Jury Foreperson