

STATE OF NEW MEXICO
 COUNTY OF BERNALILLO
 IN THE METROPOLITAN COURT

ENDORSED
 FILED IN THIS OFFICE

APR 24 2015

CLERK-METROPOLITAN COURT

No. T4CR2015 532

STATE OF NEW MEXICO, Plaintiff
 v.
 Name: GREER CEDRIC T
 Address: [REDACTED]
 City/Zip: ALBUQUERQUE NM [REDACTED]
 D.O.B.: 1 [REDACTED]
 S.S.N.: 52 [REDACTED]
 Charge(s): AGGRAVATED BATTERY

Arrest Date: _____
 Drivers Lic. #: _____
 Citation #: _____
 Arrest #: _____
 Date Filed: _____

Complainant of Officer: MITCHEL BEN (Man #: 3401)
 (Print Name)

Affidavit for Arrest Warrant

The undersigned, under penalty of perjury, complains and says that on or about 20TH day of March, 2015, in the County of BERNALILLO State of New Mexico, the above-named defendant(s) did (here the essential facts):

On March 20, 2015, Officer Cedric Greer while conducting business as an Albuquerque Police Department Officer dressed in uniform wearing a badge of office and driving a marked police unit responded to a call for service at the Best Choice Motel located at 7640 Central Avenue in the Albuquerque area of Bernalillo County regarding a "down and out" subject. Cedric Greer responded to the call with Officer [REDACTED] and Cadet [REDACTED]. After making contact with the subject of their call on the second floor of the motel, he identified himself as [REDACTED]. Officers Greer and [REDACTED] pat searched [REDACTED] and located two marijuana cigarettes. [REDACTED] also appeared to be highly intoxicated. [REDACTED] was escorted downstairs and told to sit on a parking curb near the parking area of the motel. Officer [REDACTED] gathered the identifiers for [REDACTED] and went to his police unit to run the status of him. Officer Greer and Cadet [REDACTED] remained with [REDACTED]. [REDACTED] looked at Cadet [REDACTED] after being ordered several times by Officer Greer not to using the words "Stop looking at him, look at the fucking ground." While standing above and behind [REDACTED], Officer Greer then shoved [REDACTED] down onto the pavement into a prone position landing on his left shoulder and left side of his head on the pavement. Officer Greer grabbed the back of the jacket of [REDACTED] and proceeded to strike [REDACTED] twice with a closed fist on the right side of his head causing the left side of his head to bounce off of the pavement. Officer Greer then moved to hold the left arm of [REDACTED] and struck [REDACTED] twice on the right upper rib cage area. Officer Greer then began wrenching the left arm of [REDACTED] up toward his shoulder causing a great deal of pain. Officer Greer asked [REDACTED] "Who's the man?" several times until [REDACTED] responded in obvious pain, "You are the man." Officer [REDACTED] returned to the area and assisted Officer Greer in placing [REDACTED] in restraints. [REDACTED] was then moved to a standing position and placed against a police unit. Officer [REDACTED] stated he was "going live" indicating he was turning his lapel camera on. The lapel cameras of both Officers Greer and [REDACTED] began recording shortly after this. [REDACTED] was again

Contrary to Sección(s) 30-3-5B (314) NMSA 1978:

WEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE, SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE FALSE STATEMENT IN AFFIDAVIT.

Subscribed and sworn to before me on _____
 District Attorney OR
 Law Enforcement Officer

Complaint Title (if any) MITCHEL BEN NMSA 3401
 Criminal Investigations Agent (man)

Complaint may not be filed without the prior payment of a filing fee, unless approved by the District Attorney or a law enforcement officer authorized to receive an Arrest or Search Warrant. Approval of the District Attorney or a law enforcement officer is not otherwise required.

2011 NMSA Approved by the Supreme Court 10/74; amended effective 9/90; 11/91 as amended by Supreme Court order No. 13-8300-020, effective for all cases pending or after 10/13
 Criminal Complaint (Rev. 05/09; 12/13)

STATE OF NEW MEXICO
 COUNTY OF BERNALILLO
 IN THE METROPOLITAN COURT

STATE OF NEW MEXICO, Plaintiff

v.
 Name: GREER CEDRIC T
 Address: [REDACTED]
 City/Zip: ALBUQUERQUE NM [REDACTED]
 D.O.B.: [REDACTED]
 S.S.N.: [REDACTED]
 Charge(s): AGGRAVATED BATTERY

No. _____
 Arrest Date: _____
 Drivers Lic. #: [REDACTED]
 Citation #: _____
 Arrest #: _____
 Date Filed: _____

Complainant or Officer: MITCHEL BEN (Man #: 3401)
 (Print Name)

Affidavit for Arrest Warrant Continued

The undersigned, under penalty of perjury, complains and says that on or about 20th day of March, 2015, in the County of BERNALILLO State of New Mexico, the above-named defendant(s) did (here the essential facts):

searched and property removed from his pockets. Officers Greer and [REDACTED] were courteous to [REDACTED] during the time their cameras were activated. [REDACTED] was transported for booking without any medical assistance being provided and no report of Use of Force to a supervisor. Cadet [REDACTED] reported this incident to Albuquerque Police Department Training Staff who in turn reported it through their chain of command. New Mexico State Police Criminal Investigations Section/Albuquerque was requested to complete a criminal investigation. During this investigation, surveillance video was obtained from the Best Choice Motel, Taser lapel camera video was also obtained. An eye witness identified as [REDACTED] was interviewed. During this interview, he stated he observed the closed-fist strikes by Officer Greer who was standing above a subject not known to him who was lying flat on the ground. His statement indicated he was standing approximately twenty feet from the incident and had a clear view of the strikes. Through interviews, [REDACTED], Cadet [REDACTED] and Officer [REDACTED] all indicated [REDACTED] did not resist officers at any time, and did not present a threat to officers at any time. Lapel camera video captured by Officer [REDACTED] after arriving at the Prisoner Transport Center showed [REDACTED] had large red blotches which appeared to be abrasions located on the left side of his face and head areas. X-rays taken of the right upper rib cage area of [REDACTED] showed he had bruising there.

For complete details of this investigation, refer to New Mexico State Police Criminal Investigations Section/Albuquerque, case number 15-23-3-0071.

Contrary to Section(s)

30-3-5 [REDACTED]

NMSA 1978.

I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE, SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE FALSE STATEMENT IN AN AFFIDAVIT.

Approved

Sylvia Martinez DDA
 02-24-15

Complaint

Title (if any)

[Signature]
 NMSA SECTION
 Criminal Investigations Agent NMSA 3401

(ma)

DISTRICT ATTORNEY OR
 LAW ENFORCEMENT OFFICER

This Complaint may not be filed without the prior payment of a filing fee, unless approved by the District Attorney or a law enforcement officer authorized to serve an Arrest or Search Warrant. Approval of the District Attorney or a law enforcement officer is not otherwise required.

Rule 9-201 N.M.R.A. Approved by the Supreme Court 10/74; amended effective 9/90; 11/91 as amended by Supreme Court order No. 13-8300-020, effective for all cases pending or after 12/31/2013

XTR-036 Criminal Complaint (Rev. 05/09; 12/13)