

1 [Urging the California Attorney General and the U.S. Department of Justice to Examine
2 Evidence in the Killing of Banko Brown]

3 **Resolution urging the California Attorney General and the United States (U.S.)**
4 **Department of Justice to examine evidence in the killing of Banko Brown, and make a**
5 **determination as to whether the evidence warrants the pursuit of criminal charges or**
6 **other legal action.**

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8 WHEREAS, On May 9, 2023, the San Francisco Board of Supervisors unanimously
9 adopted a Resolution, on file with the Clerk of the Board of Supervisors in File No. 230523,
10 urging the District Attorney and the San Francisco Police Department (SFPD) to release
11 police reports, witness accounts and video information that formed the factual basis in the
12 case presented by the SFPD for presenting a homicide case to the District Attorney in the
13 killing of Banko Brown in front of the Walgreens store at 825 Market Street on April 26, 2023;
14 and

15 WHEREAS, On May 15, 2023, the District Attorney released the Walgreens
16 surveillance video footage, and reaffirmed her May 1, 2023 press announcement that she
17 would not pursue charges against the Walgreens security guard, Michael Earl-Wayne
18 Anthony, who shot and killed Banko Brown, despite the evidence set forth in the video footage
19 and despite the inability of any witnesses to corroborate Mr. Anthony's assertions of a verbal
20 threat from the unarmed Banko Brown; and

21 WHEREAS, Given the surveillance video's deeply disturbing evidence and the District
22 Attorney's predetermination early on before the investigation had been completed, and given
23 the intensified tensions over a perceived miscarriage of justice that have compromised the
24 public's trust in the District Attorney's ability to fairly and equally apply the law, thus
25 threatening the peace and stability of the social order and public safety in San Francisco; and

1 WHEREAS, The Attorney General, as is within his jurisdiction and authority, has been
2 asked to take up other cases wherein the District Attorney has decided to dismiss all charges;
3 and

4 WHEREAS, Justice and safety are not mutually exclusive values that underpin a
5 democratic and orderly society that values the sanctity of human life and does not condone
6 vigilantism nor the death penalty for shoplifting; and

7 WHEREAS, It is in San Francisco’s best interest to have a fair and equal application of
8 the law in order to maintain the peace; now, therefore, be it

9 RESOLVED, That the San Francisco Board of Supervisors does urge the California
10 Attorney General and the U.S. Department of Justice to examine evidence in the killing of
11 Banko Brown, and make a determination as to whether the evidence warrants the pursuit of
12 criminal charges or other legal action.

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