



TITLE OF REPORT

SUMMARY

On Tuesday, May 23, 2017, at 7:04 P.M., TRAVIS BRAUER and JANA MILLER took a photograph together, standing in front of the House of Representatives Chamber entrance, with their middle fingers extended and the caption "Fuck the house." BRAUER transmitted the photo utilizing the Snapchat application. BRAUER and MILLER are members of the governor's staff. BRAUER also drank a couple of whiskeys in the capitol.

At approximately 9:15 P.M., a Joint Committee on Appropriations and Budget (JCAB) meeting was being held in the House conference room 206. The meeting had an unusually large attendance, due to the severity of the State's budget issues. The meeting was attended by state representatives, capitol staffers, governor staff members, lobbyist, press members and civilians. Some of the civilians were video taping the meeting, taking pictures and displaying hand signs through out the meetings. The hand signs consisted of holding up seven fingers, holding up their hands and rubbing the thumb, index finger and middle finger together (money sign) and waving dollar bills in the air.

One of these civilians was SARA BANA. BANA was standing at the west end of the conference room and was wearing a navy colored dress. BANA was transmitting the meeting on Facebook Live and occasionally would perform one of the various hand signs.

At 9:55 P.M., BRAUER and MISSY DEAN video recorded themselves, in the capitol, while they were drinking Coors Light beer with the caption "#Chug #Budget OKLAHOMA STATE CAPITOL Oklahoma City, OK." BRAUER transmitted this video utilizing the Snapchat application. DEAN is a lobbyist.

At 10:05 P.M., BRAUER and DEAN video recorded themselves, in the capitol, while they were drinking Coors Light beer with the caption "ForYouBretBuganski #OfCOORsWeLoveYou." BRAUER transmitted this video utilizing the Snapchat application.

At approximately 10:08 P.M., BRAUER and DEAN entered the conference room. They took a seat, in the floor, to the right (south) of BANA. BRAUER sat closest to BANA and DEAN sat to BRAUER's right.

Several attendees stated BRAUER and DEAN were seen talking to each other throughout

INVESTIGATING TROOPER	BADGE #	TROOP	COUNTY	AGENCY CASE #	DATE OF REPORT
LT BRENT JONES	158	Z	OKLAHOMA	17-0483CI	07/05/2017

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the meeting. Several attendees also stated BRAUER and DEAN were taking selfies together and BRAUER was taking pictures of other attendees. At one point, Representatives FORREST BENNETT and MATT MEREDITH confronted BRAUER about taking pictures during the meeting. BRAUER told them he was just taking selfies. BENNETT and MERDITH both witnessed BRAUER's flash going off several times during the meeting. SHELLEY ZUMWALT, governor's staff member, remembered seeing a picture of a civilian wearing Birkenstock sandals and socks with super long hair that BRAUER had taken.

During this time frame, AMANDA CHRISTIE, civilian, observed a movement near BANA and noticed a phone, laying on the floor, next to BANA's stiletto heel. The phone was close enough to BANA's heel that she could have stepped back and broken it. CHRISTIE could not see if the phone was recording, due to the distance between her and the phone.

CHRISTIE estimated the phone was about an arm lengths distance from BRAUER. BRAUER and DEAN were looking at each other and laughing, while making faces and gestures at other attendees in the meeting. The phone was on the floor for approximately three to five minutes. Then BRAUER reached over and picked the phone up off the floor. CHRISTIE was the only attendee that saw a phone laying on the floor at BANA's feet or noticed anyone doing anything that could be identified as videoing or taking photos up BANA's dress.

At 10:12 P.M., BANA went and sat in a chair along the south wall. At 10:31 P.M., BANA exited the meeting and went into the hallway. The meeting went into recess a few minutes later. CHRISTIE went over and introduced herself to BRAUER. CHRISTIE noticed BRAUER's eyes appeared reddened and watery, like he may have been intoxicated. CHRISTIE shook BRAUER's hand and asked BRAUER his name. BRAUER responded that his name was HENRY. At 10:37 P.M., BRAUER exited the conference room.

CHRISTIE made contact with BANA and told her that BRAUER was filming up her dress. At 11:02 P.M. BANA, CHRISTIE, CATE HOWELL and KATIE SAMPLES reported the incident to Oklahoma Highway Patrol (OHP) Troopers ERIC ALBRECHT and JOHN WALTERS. It was explained that CHRISTIE was the only one that had witnessed the alleged crime and BANA never knew anyone was filming or taking photos up her dress. ALBRECHT had them look around for the suspect, BRAUER, but they did not see him in the conference room.

WALTERS approached the OHP Legislative Liaison Captain RANDY ROGERS and

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explained the allegations that were being made. Department of Public Safety General Counsel STEVE KRISE noticed BANA reporting the incident to ALBRECHT and asked if KRISE could help ALBRECHT. ALBRECHT and KRISE discussed the statute for the alleged crime that was committed. Executive Director of the Oklahoma Board of Dentistry SUSAN ROGERS was also present and helped KRISE look for the statute, because she is also a lawyer.

OHP Trooper TINA BRANCH was called to take the report. BRANCH is permanently assigned to the Capitol Patrol Division. The other troopers were just there working an overtime shift and are not permanently assigned to the capitol. BRANCH took the report of the incident.

At 11:08 P.M., BRAUER was taking a photo, standing outside the capitol rotunda, with a happy birthday sign wrapped around his neck. BRAUER transmitted the photo utilizing the Snapchat application. The next evening, BRAUER edited this photo with the caption "Channeling my inner Titus." BRAUER transmitted the photo utilizing the Snapchat application.

Later that evening, RANDY, KRISE and SUSAN were leaving through the west doors of the capitol. BANA was standing by the door discussing a possible picture of the suspect. BANA showed the picture to RANDY, KRISE and SUSAN, but they did not immediately recognize it as BRAUER due to the pictures poor quality. As they continued walking to their vehicles, SUSAN thought that the picture may be of BRAUER and told RANDY. SUSAN and RANDY discussed BRAUER's pending White House application and SUSAN wondered if this might be a set up.

On Wednesday, May 24, 2017, BRAUER, RANDY and SUSAN all had contact with each other at the same time. BRAUER found out about the allegations against him. SUSAN told BRAUER to not say anything and just wait to see what happens.

Later that day, BRAUER received a phone call from former State Representative MIKE THOMPSON. THOMPSON explained that he had received a phone call former State Senator CONNIE JOHNSON. JOHNSON was inquiring about the investigation and mistakenly thought THOMPSON was the Commissioner of the Department of Public safety.

THOMPSON placed a phone call to BRAUER. THOMPSON explained that JOHNSON had mistakenly called him and the allegation that was being made. THOMPSON went on to tell BRAUER that a member of the governor's staff was the alleged suspect. BRAUER called SUSAN and told her about THOMPSON's phone call. SUSAN called RANDY and explained the phone call to him.

At approximately 7:20 P.M., RANDY contacted OHP Trooper LATEKA ALEXANDER and

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inquired about the investigation. ALEXANDER replied that BRANCH was conducting the investigation and she had just gone on days off. RANDY explained that BRAUER wanted to cooperate and RANDY wanted to facilitate that cooperation. RANDY stated that BRAUER was willing to let ALEXANDER look at his phone and consent to an interview.

RANDY requested that ALEXANDER retrieve the video, so that it could be viewed. After a lengthy discussion and a phone call to ALEXANDER's supervisor, Lieutenant BETSY RANDOLPH, it was decided that ALEXANDER would retrieve the flash drive containing the video from conference room 206. The video was in BRANCH's mailbox at Troop R and ALEXANDER could not leave the capitol, so OHP Trooper REGGIE JOHNSON retrieved the video and gave it to ALEXANDER. BRAUER was asked to come back to the capitol, because he had left and was at an auto parts store.

ALEXANDER went into conference room 419A. RANDY, SUSAN, BRAUER and JOHNSON also went into the conference room. She plugged the flash drive into a computer, cued up the video and they all began watching it. ALEXANDER thought it was strange that BRAUER and SUSAN were in the room, but knew SUSAN was with RANDY and assumed BRAUER was there because he worked in the Governor's office. RANDY felt it was a good idea to allow BRAUER to view the video, so he could assist with a time line for the video.

Once they had viewed the video, ALEXANDER explained that the best way to clear BRAUER would be for BRAUER to turn over his phone and allow it to be forensically downloaded. ALEXANDER went on to explain that just looking through his phone would not clear him, because BRAUER could have deleted any relevant information. SUSAN stated she did not want to do that right now and everyone exited the conference room.

At 10:50 P.M., less than three hours after viewing the surveillance video, BRAUER searched "sarah bana" on Facebook several times. At 11:04 P.M., BRAUER searched "what do officers use to download contents on phones." At 11:05 P.M., BRAUER searched "how to recover deleted pictures on iphone." At 11:07 P.M., BRAUER searched "how to completely wipe a phone." At 11:10 P.M., BRAUER searched "solid state memory android." At 11:12 P.M., BRAUER searched "cached files android." At 11:13 P.M., BRAUER searched "how to recover deleted pictures on android." At 11:28 P.M., BRAUER searched "How to completely wipe a phone before police."

On Thursday, May 25, 2017, at 9:49 P.M., BRAUER searched "android solid state drive".

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At 9:50 P.M., BRAUER searched "dr. wondershare for android." At 10:03 P.M., BRAUER searched "what do police officers do to extract pictures off phones." At 10:04 P.M., BRAUER searched "what data is saved to phone." At 10:06 P.M., BRAUER searched "deleted pictures saved to android." At 10:49 P.M., BRAUER searched "sara bana" on Facebook several times. At 10:58 P.M., BRAUER searched "oklahoma city police department." At 10:59 P.M., BRAUER searched "cope okc." At 11:01 P.M., BRAUER searched "sara bana" on Facebook several times. At 11:43 P.M., BRAUER searched "sara bana" on Facebook. BRAUER also took six screen shots of post on BANA's Facebook page.

On Friday, May 26, 2017, at 8:29 A.M., BRAUER searched "places to fully restore phones." At 8:30 A.M., BRAUER searched "places to have phone fully restored." At 8:31 A.M., BRAUER searched "is everything saved on the solid state drive."

At 11:09 A.M., OHP Captain BRENT SUGG contacted BRAUER by telephone. SUGG inquired if BRAUER was willing to submit his personal cell phone for forensic analysis. BRAUER was planning to submit his phone, but he was headed to the lake and would not be able to submit the phone until Tuesday, May 30, 2017. SUGG advised BRAUER to bring the phone to him, first thing, on Tuesday morning.

At 1:51 P.M., BRAUER searched "tech shops okc." At 1:51 P.M., BRAUER searched "can att wireless recover deleted photos." At 1:51 P.M., BRAUER searched "places to fully restore phones." At 1:53 P.M., BRAUER searched "what information will be pulled from phone when law enforcement scans it." At 1:54 P.M., BRAUER searched "law enforcement uploading cell phone" several times.

On Tuesday, May 30, 2017, at 10:25 A.M., SUGG called BRAUER. The call went to BRAUER's voicemail, so SUGG sent BRAUER a text. At 11:08 A.M., BRAUER responded "Getting a haircut right now. Will call shortly." At 1:34 P.M., SUGG called BRAUER and left a voice message. At 1:50 P.M., BRAUER called and advised he was on his way to the Troop Z offices from the Capitol with his phone.

At 2:04 P.M., BRAUER arrived at Troop Z. OHP Lieutenants BRENT JONES and JAY CLARY met with BRAUER. BRAUER explained that he had his contact information moved from one phone to another, before he left for the lake, because he did not want to take a chance on losing or damaging the phone he had at the meeting. BRAUER further explained that he had thrown the phone in his bag and went to the lake, but now he could not find the phone. BRAUER had contacted the yacht club and marina, but no one had turned in a phone. BRAUER's father was going back to the lake to look for the phone on their house boat, but was unable to locate it.

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On Monday, June 5, 2017, BRAUER voluntarily turned over his MacBook Pro 13 inch laptop computer to Troop Z. BRAUER explained that he had backed up his phone on the computer, prior to having his contact information transferred to another phone. On Tuesday, June 6, 2017 at 11:32 A.M., SUGG submitted the computer to Norman Police Department Sergeant GARY SCHMIDT, so that SCHMIDT could forensically download the computer.

On Thursday, June 15, 2017, at 10:16 A.M., SCHMIDT presented the 217 gigabytes of data that he forensically downloaded from BRAUER's computer. The computer showed his phone had a one hour gap of no activity. BRAUER's computer contained Snapchat images taken prior to the meeting and Snapchat images taken after the meeting, but none taken during the meeting. Also missing was the photo of a civilian wearing Birkenstock sandals and socks with super long hair that ZUMWALT had seen on BRAUER's phone or he had transmitted out.

In conclusion, BRAUER admitted to drinking before the JCAB meeting and even described himself as intoxicated. BRAUER admitted to using Snapchat and other social media sights before, during and after the meeting. The forensic download from BRAUER's computer confirmed he was using Snapchat and other social media sights before and after the meeting. It was noted by several witnesses, at the meeting, that BRAUER was taking pictures during the meeting. However, BRAUER could not explain why he had an almost one hour block of no social media activity or photos, while he was in the meeting.