

SEP 23 2021

DISTRICT COURT

STATE OF MINNESOTA

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

Court File No. 27-CR-20-12646

State of Minnesota,

Plaintiff,

vs.

**AFFIDAVIT OF  
DEREK CHAUVIN IN SUPPORT OF  
MOTION TO STAY APPEAL**

Derek Michael Chauvin,

Defendant.

STATE OF MINNESOTA )  
 ) ss.  
COUNTY OF HENNEPIN )

Derek Chauvin, being first duly sworn, states as follows:

**Background:**

1. My name is Derek Michael Chauvin, and I believe I have valid grounds for pursuing a Court of Appeals action.
2. April 20, 2021, I was found guilty of unintentional second-degree murder while committing a felony; third-degree murder, perpetrating an eminently dangerous act evincing a depraved mind; and second-degree manslaughter, culpable negligence creating an unreasonable risk.
3. On June 25, 2021, I was sentenced to imprisonment for a term of 270 months.
4. I am currently incarcerated at Minnesota Correctional Facility, Oak Park Heights.
5. On 20 SEP 2021, I filed a *pro se* notice of appeal with the Minnesota Appellate Court clerk.
6. I am currently unrepresented by legal counsel in connection with the appeal.
7. On August 27, 2021, I applied for a Minnesota appellate public defender to represent me.
8. On September 14, 2021, I was denied representation by the public defender.

9. I have submitted the necessary documents to the Minnesota Supreme Court to review the public defender's denial of representation.
10. Due to my current incarceration, I do not have the sufficient means to retain private counsel for the appeal.
11. I currently have no source income, besides nominal prison wages, nor do I own any real property or vehicles.
12. I am currently unmarried and have no dependents.
13. My only assets are two retirement accounts. I would face a significant penalty for early access to these retirement funds.
14. After the penalty for early access to the retirement funds, the remaining amount would be less than the current debt I owe, including IRS taxes and other personal debt.
15. The district court case for which I intend to appeal was paid for by the Minneapolis Peace and Police Officer's Association, and I have been informed that their obligation to pay for my representation terminated upon my conviction and sentencing.
16. I therefore move for an order staying my appellate brief filing deadline upon the Minnesota Supreme Court's review of the denial of my application for an appellate public defender.

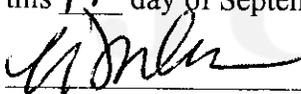
FURTHER YOUR AFFIANT SAYETH NOT.



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Derek Michael Chauvin

Subscribed and sworn to before me  
this 17 day of September 2021.



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Notary Public