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**Statement of Richard Emery, Chair of the CCRB, in response to Judge Garnett's Decision and Order in the matter of the Eric Garner Grand Jury evidence.**

"Judge Garnett's opinion studiously avoids the facts and the law. The facts are that we have the complete cooperation of the Police Department. But to do a complete investigation with sworn testimony, our procedures require that we get all the evidence, which would certainly include the Grand Jury minutes.

The law is that when administrative agencies require Grand Jury minutes to fulfill their mandate for discipline, Grand Jury secrecy has yielded, especially in cases where there is no indictment. This is a lower court opinion that is plainly erroneous and we will seek an expedited appeal."