OFFICE OF THE STATE ATTORNEY
ELEVENTH JUDICIAL CIRCUIT

KATHERINE FERNANDEZ RUNDLE
STATE ATTORNEY

INTEROFFICE MEMORANDUM

TO: File

DATE: 5/12/19

DEFT NAME: Conor McGregor
CASE NO: F194900

FROM: Khalil Madani
Assistant State Attorney

RE: Close out memo

Mr. McGregor is charged with Robbery by Sudden Snatch and Criminal Mischief. The victim, Ahmed Abdirzak, was exiting the Fontainbleau Hotel at approximately 5:20 A.M. when the victim takes a picture of Mr. Conor McGregor, famed mix-martial artist. Mr. McGregor, not fond of the photo, slaps Mr. Abdirzak's phone out of his hand, causing it to fall to the floor. Mr. McGregor then stomps on the phone several times and breaks it all before he picks it up and walks away with Mr. Abdirzak's phone.

Law enforcement spoke with Mr. Abdirzak about the incident. Mr. Abdirzak gives the account above. His entire story is corroborated by witnesses and surveillance footage. There, in plain view, the viewer can see Mr. McGregor walk up to Mr. Abdirzak and proceed with the very same manner of conduct as initially described by Mr. Abdirzak. Law enforcement, having an informed understanding of the facts, makes a lawful arrest based on the information they have at the time.

The next step is for the Office of the State Attorney to bring in all of the witnesses for pre-file conferences. These conferences are important because in order to properly file an Information, or charging document, the State must rely on sworn testimony. Once again, Mr. Abdirzak comes willingly into the office and gives the same account to prosecutors. He then signs an affidavit, swearing that the facts he alleges are true. Based on this information, our office filed formal charges against Mr. McGregor on March 26, 2019.

On April 3, 2019—two weeks after Mr. Abdirzak came into sign his sworn affidavit—this prosecutor received an email from Mr. Abdirzak's attorney, Santiago Cueto. Mr, Cueto informs this prosecutor that Mr. Abdirzak "has been made whole" by Mr. McGregor. Mr. Cueto, now speaking for Mr. Abdirzak, tells this prosecutor that Mr. Abdirzak has had some time to reflect on his encounter with Mr. McGregor and that he no longer believes Mr. McGregor "sought to injure or damage him or his property or permanently or temporarily deprive him of his property." This prosecutor is then informed that Mr. Abdirzak has returned to his native country of England and will no longer be participating in the prosecution of Mr. McGregor.

This prosecutor made several attempts to speak with Mr. Abdirzak over the phone and in person without much luck. This prosecutor then reviewed all of the police reports and witness accounts. Based on the witness accounts, it is clear that these witnesses cannot testify to the subjective mindset of Mr. Abdirzak. Even if the State were to be able to produce Mr. Abdirzak at trial, he has credibility issues as he's changed his previously sworn testimony. Based on the witness's credibility issues, his unwillingness to respond to a subpoena, and the inability of the witnesses to testify as to his subjective mindset, the State of Florida cannot prove the charges against Mr. McGregor beyond a reasonable doubt.