

Assault Outside U 4 0

LOCATION <i>Neshota Beach House</i>			
CLASSIFICATION <i>4721</i>	INCIDENT CODE	CENSUS	RESPONSE CODE
PERSON REQUESTING SERVICE <i>Tom Beerntan</i>			DATE OF BIRTH <i>4-23-49</i>
ADDRESS <i>2211 Markham St.</i>			PHONE <i>684-5069</i>
DETAILS: <i>Rpts. wife left to jog to Pt. Beach and hasn't returned yet. Found up the beach by 2 subjects - She had been assaulted in the</i>			

65 JUL 29 17:15

REC'D BY: *lal*

DISP BY: *lal*

ARRIVED:

DISPATCHED:

REC'D:

DAY: WED THURS FRI SAT

4 Klauk 26

ASSISTANCE YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	UNIT/OFF. <i>6D. 25</i>	UNIT/OFF. <i>MTSC</i>
HOW RECEIVED		TYPE OF REPORT
1. 911 <input type="checkbox"/>	2. P. RADIO <input type="checkbox"/>	1. INCIDENT <input type="checkbox"/>
3. TELEPHONE <input checked="" type="checkbox"/>	4. T.T.Y. <input type="checkbox"/>	2. ACCIDENT <input type="checkbox"/>
5. I.P. <input type="checkbox"/>	6. ON VIEW <input type="checkbox"/>	3. CITATION MUN. <input type="checkbox"/> STATE <input type="checkbox"/>
7. ON OFF DUTY <input type="checkbox"/>	8. CB RADIO <input type="checkbox"/>	4. ARREST <input type="checkbox"/>
9. OTHER <input type="checkbox"/>		5. NONE <input checked="" type="checkbox"/>
DISPOSITION		
1. UNFOUNDED <input type="checkbox"/>		
2. UNABLE TO LOCATE <input type="checkbox"/>		
3. SITUATION RESOLVED <input type="checkbox"/>		
4. REF. TO OTHER AGENCY <input type="checkbox"/>		
5. CLEARED BY ARREST <input type="checkbox"/>		
6. EXCEPTION CLEARED <input type="checkbox"/>		
7. CONTINUED <input type="checkbox"/>		

INCIDENT: **ASSAULT**

5 INCIDENT LOCATION: End of 22nd St., on Beach

6 NAME - LAST-FIRST-MI: TRPD 7. D.O.B.

8 ADDRESS 9. TX-HOME

11 CITY: Two Rivers, WI STATE: WI ZIP: 54241 10. TX-BUSINESS

12 DETAILS: Found a subject that had been assaulted on the Beach. She is being taken to Memorial Hospital.

MOBILE FRI 6
TUE 3 SAT 7
WED 4

14. REC'D	15. DISP	16. 10-23	17. 10-24
17:50	17:51	18:19	20:42
85 JUL 29	85 JUL 29	85 JUL 29	85 JUL 29

18. ASSIGNED: Beck 4117
Lt Baulke 4112
KOLANCZYK 2128
K-9 UNIT 974
FRAUNFELD 4152

19. REC. BY: JW 20. DIS. BY: JW

22. TYPE OF REPORT: 1. INCIDENT 2. ACCIDENT 3. CITATION 4. NONE

21. HOW REC'D: 1. 911 2. POLICE RADIO 3. PHONE 4. TTY 5. IN PERSON 6. ON VIEW 7. OFF. OFF DUTY 8. C.B. RADIO 9. OTHER

23. STATUS: 1. UNFOUNDED 2. PNL 3. OTHER 4. CLEARED 5. EXCEPT CLEARED

24. DATE CLEARED

25. OFFENSE TYPE: 1. ADULT 2. JUVENILE 3. UNKNOWN

INCIDENT REPORT: NOTE: IF SECTION 22 ABOVE HAS NUMBER 4 CHECKED, DO NOT GO BEYOND THIS LINE WITHOUT RECORDS SECTION BEING ADVISED, OR NO RECORD ENTRIES WILL BE MADE BELOW THIS LINE.

PROPERTY VALUE	26. PROPERTY	A. CURRENCY	B. JEWELRY	C. FURS CLOTHING	D. VEHICLE (LOCAL)	E. OFFICE EQUIPMENT	F. RADIO, TV CAMERAS	G. FIREARMS	H. HOUSE-HOLD GOODS
	STOLEN	\$	\$	\$	\$	\$	\$	\$	\$
	RECOVERED	\$	\$	\$	\$	\$	\$	\$	\$
	26. PROPERTY	I. CONSUMABLES	J. LIVESTOCK	K. DRUGS	L. MARINE ITEMS	M. CONSTRUCTION ITEMS	N. LAWN AND GARDEN	O. SPORTING GOODS	P. MISC BICYCLE
STOLEN	\$	\$	\$	\$	\$	\$	\$	\$	
RECOVERED	\$	\$	\$	\$	\$	\$	\$	\$	

27. PROPERTY RECOVERED: LOCALLY _____ OTHER JURISDICTION _____ (INSERT O OR L)

PROPERTY STOLEN/RECOVERED ITEMIZATION, USE THE FOLLOWING FORMAT

28. QUANTITY	29. ARTICLE NAME	30. BRAND NAME	31. SERIAL NUMBER	32. CODE
				S R <input type="checkbox"/> <input type="checkbox"/>
				S R <input type="checkbox"/> <input type="checkbox"/>
				S R <input type="checkbox"/> <input type="checkbox"/>
				S R <input type="checkbox"/> <input type="checkbox"/>
				S R <input type="checkbox"/> <input type="checkbox"/>
				S R <input type="checkbox"/> <input type="checkbox"/>

NOT FOR PRESS RELEASE
WITHOUT AUTHORIZATION FROM SHERIFF.
OFFICER Sgt. K. [Signature]

33. PROPERTY DAMAGE AMOUNT \$ _____ 34. INSURANCE COMPANY _____

35. OFFICER ASSAULTED Y N 36. ARSON Y N 37. STRUCTURE CODE _____ 38. DAMAGE \$ _____

PERSONS INVOLVED

39. (CODE S-SUSPECT W-WITNESS V-VICTIM O-OTHER)	40. NAME-LAST FIRST MI	41. D.O.B.	42. ADDRESS	43. TELEPHONE
V	Beernsten, Penny A. 52261	02 08 49	2211 Markham St., Manitowoc, WI 54220	684-5069
O	Beernsten, Thomas 52262	04 23 49	2211 Markham St., Manitowoc, WI 54220	684-5069
O	Baeseman, Diane C. 52263	10 05 63	334 Saratoga Ave., Oshkosh, WI (Bus. Phone: 235-7884)	233-4992
O	Holtman, John D. 52264	03 28 49	334 Saratoga Ave., Oshkosh, WI	233-4992
O	Sang, Kathy A. 52265	04 05 53	1516 N. Prospect Ave., Milwaukee, WI (Bus. Phone: 291-1940)	347-0730

CASE # 585-04851

INCIDENT REPORT: NOTE: IF SECTION 22 ABOVE HAS NUMBER 4 CHECKED, DO NOT GO BEYOND THIS LINE WITHOUT RECORDS SECTION BEING ADVISED, OR NO RECORD ENTRIES WILL BE MADE BELOW THIS LINE.

PROPERTY VALUE	26. PROPERTY	A. CURRENCY	B. JEWELRY	C. FURS CLOTHING	D. VEHICLE (LOCAL)	E. OFFICE EQUIPMENT	F. RADIO, TV CAMERAS	G. FIREARMS	H. HOUSE-HOLD GOODS
	STOLEN	\$	\$	\$	\$	\$	\$	\$	\$
	RECOVERED	\$	\$	\$	\$	\$	\$	\$	\$
	26. PROPERTY	I. CONSUMABLES	J. LIVESTOCK	K. DRUGS	L. MARINE ITEMS	M. CONSTRUCTION ITEMS	N. LAWN AND GARDEN	O. SPORTING GOODS	P. MISC BICYCLE
	STOLEN	\$	\$	\$	\$	\$	\$	\$	\$
	RECOVERED	\$	\$	\$	\$	\$	\$	\$	\$

27. PROPERTY RECOVERED: LOCALLY _____ OTHER JURISDICTION _____ (INSERT O OR L)

PROPERTY ITEMIZATION	PROPERTY STOLEN/RECOVERED ITEMIZATION, USE THE FOLLOWING FORMAT				
	28. QUANTITY	29. ARTICLE NAME	30. BRAND NAME	31. SERIAL NUMBER	32. CODE
					S R <input type="checkbox"/> <input type="checkbox"/>
					S R <input type="checkbox"/> <input type="checkbox"/>
					S R <input type="checkbox"/> <input type="checkbox"/>
					S R <input type="checkbox"/> <input type="checkbox"/>
					S R <input type="checkbox"/> <input type="checkbox"/>

33. PROPERTY DAMAGE AMOUNT \$ _____ 34. INSURANCE COMPANY _____

35. OFFICER ASSAULTED Y N 36. ARSON Y N 37. STRUCTURE CODE _____ 38. DAMAGE \$ _____

PERSONS INVOLVED	39. (CODE S-SUSPECT W-WITNESS V-VICTIM O-OTHER)				
	CODE	40. NAME-LAST FIRST MI	41. D.O.B.	42. ADDRESS	43. TELEPHONE
	0	Kogorzelski, G. Mark <i>52264</i>	05 27 52	1217 E. King St., Milwaukee, WI	278-8878
	S	Avery, Steven Alan <i>4338</i>	07 09 62	Rt. 1, Box 268, Maribel, WI	---
	0	Klein, Lawrence T. <i>4702</i>	03 19 60	617-22nd St., Two Rivers, WI	794-8201
0	Klein, Lawrence T. Sr. <i>57660</i>	12 20 38	1511-19th St., Two Rivers, WI	794-8188	

CASE # 585-D-88

45. IF COMPLAINANT DIFFERENT THEN CALLER, ENTER NAME, ADDRESS, D.O.B., TELEPHONE.

46. IF CODE O (OTHER) IS USED IN FIELD #39, EXPLAIN. Sang observed victim prior to incident. Victim's husband. (Beernsten). Baeseman & Holtman are subjects who found victim.

07-29-85 1819 hrs. Officer Beck, at the request of Lt. Beilke at headquarters, responded to Memorial Hospital at Manitowoc, reference an assault victim. Upon my arrival at Memorial Hospital, I was met by Thomas Beernsten who stated that his wife, while jogging north of Neshotah Park on the beach, was assaulted at approximately 4:00 PM today's date. Penny Beernsten, who was the assault victim, sustained bruises and cuts to both eyes, and bruises about the face, and a long bruise mark around her neck where it appeared somebody tried to choke her. According to Penny Beernsten, she was attacked by a creek approximately 2 to 3 miles north of Neshotah Park, near the Point Beach campground area, by an unknown male subject wearing a black leather jacket, long pants, approximately 5'6"-5'7" in height, of medium to stocky build; sandy, frizzy, collar-length hair; a full beard covering his face and close-cropped. Mrs. Penny Beernsten also stated that when she was attacked, the subject screamed at her, "kill, kill, kill." A rape kit examination was conducted by the emergency medical nurses at the hospital in the presence of Judy Dvorak. The towels and blankets that the subject was brought in on were sealed in plastic bags.

Due to the extent of injuries of the subject and the grogginess of her memory, Judy Dvorak will be standing by taking notes of the event as the subject remembers them. Wm. Beck

(k1)

07-29-85 1838 hrs. Officer Frauenfeld arrived at the end of 22nd St., in Two Rivers at the beach area of Lake Michigan and met a Two Rivers officer, who directed him to the subject's basement and Holtman. After attempting to get some additional information from both the subjects, the officer asked them if they would take him to the area where they found the victim. The subjects then led the officer down the beach, approximately 1/2 mile, to the area of what is commonly called "First Creek". According to the subjects, they had been walking northbound on the beach area and were approximately 500 to 550 feet south of First Creek when Holtman, who was walking on the dunes rather than in the beach area, observed the victim and thought she was sunning herself in the nude. Both the subjects then walked approximately 30 more feet, at which time they sat down by a tree that was growing near the water line. Shortly thereafter, the victim rolled onto the beach from the dunes area and asked for help. The subjects stated that the victim appeared very upset and seemed to have been injured, and then helped her back to the 22nd Street area. There they were met by a Two Rivers police officer and the victim's husband who had become concerned over the victim's being overdue from a jogging excursion. Holtman pointed out the area where the victim had rolled onto the beach to the officer, and the officer then followed a track that looked like the victim had dragged herself through the sand to the beach backwards toward the wooded area, west of the beach. This areas of woods was approximately 300 to 350 feet from the water. At this point, the officer turned canine Baron loose, and conducted an area search, at which time Baron immediately indicated on a blue and white piece of cloth lying off the trail just inside of the wooded area. This cloth was a bottom of a bikini-type swim suit, and was identified as the property of the victim. Further area searches in all four directions from that scene were conducted with

<p>47. CIB <input type="checkbox"/> ENTERED <input type="checkbox"/> CANCELLED</p> <p>NCIC <input type="checkbox"/></p> <p>OTHER BROADCAST <input type="checkbox"/></p>	<p>48. TOTAL AMOUNT PROPERTY STOLEN \$ _____</p>
<p>50. IS REPORT CONTINUED? YES NO</p>	<p>49. TOTAL AMOUNT PROPERTY RECOVERED \$ _____</p>
<p>52. DATA PROCESS INFORMATION:</p> <p>COMPUTER ENTERED <input type="checkbox"/> DATE <input type="text"/></p> <p>MICROFILM INDEXED <input type="checkbox"/> INITIAL <input type="text"/></p>	<p>51. CAUTION INDICATORS, ATLS ETC.</p> <p>53. FILE APPROVAL</p> <p style="writing-mode: vertical-rl; transform: rotate(180deg);">CASE NUMBER</p>

46. IF CODE O (OTHER) IS USED IN FIELD #39, EXPLAIN.
Kogorzelski was the subject with Sang.

(Klein, Klein Sr., and Peters were interviewed by Det. Conrad on 09-09-85)

negative results. Baron, however, did linger in one area between several sand dunes and when the officer checked it, observed that an apparent scuffle had taken place in or about that area. The officer was unable to ascertain any clear footprints at that time other than the fact that some impressions in the sand were larger than the other's. It also appeared that someone may have been thrown to the ground in that location. This area would have been approximately 100 to 150 feet northeast of the location where the officer found the swimming suit pants. After the searches, the officer along with the two subjects walked further north along the beach for approximately 3/4 of a mile, where they were able to observe footprints believed to have been made by the victim, which were travelling in both directions and seemed to be at a normal pace. This would indicate that the subject had still been jogging while southbound and had not had any trouble in that direction until after she had reached the First Creek area.

07-29-85 2201 hrs. After completing the investigation in the First Creek area, Officer Frauenfeld left that scene and proceeded north, and met with a DNR agent to check the Molash Creek area. Molash Creek would be running into Lake Michigan just over one mile north of First Creek. According to information that the officer had received, the victim recalled seeing tents and a sailboat in the area prior to her assault, and the DNR agent indicated that would be near the Molash Creek area. At the Molash Creek, Officer Frauenfeld made contact with the second two subjects listed as others who would have been the only two at the camp site area at the time of the incident. According to Miss Sang, she had observed the victim jogging northbound at their location at approximately 1530 hrs. this date, and that she observed that same victim proceed north for several yards, then turn around and jog back south again. She stated that the victim then stopped and splashed around in the water to cool off at the entrance to Molash Creek. She stated that after that time she lost contact with the victim and had not seen her again. Miss Sang did state that approximately 1600 to 1630 hrs. she proceeded southbound on the beach in an attempt to locate her boyfriend who was operating a sail boat in the area near the shoreline, and that at that time she did no longer see the victim or notice any unusual activity. Officer Frauenfeld then checked the Molash Creek area but found no indications of anything relating to this incident there. Officer Frauenfeld then cleared the scene and returned to headquarters where he turned over the swimming suit bottoms to Officer Dvorak for placement into evidence. B. F. Frauenfeld *BFF* (kl)

07-29-85 I received a call from headquarters at approximately 7:00 pm, advising that Officer Beck was at Memorial Hospital with an assault victim, and that headquarters was having difficulty locating a detective. I responded to Memorial Hospital emergency room, and met Tom Beernsten and Officer Beck. I was advised by Officer Beck that Deputy Judy Dvorak was with the assault victim, Penny Beernsten, and was obtaining the statement at this time. After a short period of time, Deputy Dvorak came out of the emergency room with the statement which basically stated the following. On 07-29-85 at approximately 1550 hrs.

<p>47. CIB <input type="checkbox"/> ENTERED <input type="checkbox"/> CANCELLED</p> <p>NCIC <input type="checkbox"/></p> <p>OTHER BROADCAST <input type="checkbox"/></p>	<p>48. TOTAL AMOUNT PROPERTY STOLEN \$ _____</p>
<p>50. IS REPORT CONTINUED? YES NO</p>	<p>49. TOTAL AMOUNT PROPERTY RECOVERED \$ _____</p>
<p>52. DATA PROCESS INFORMATION:</p> <p>COMPUTER ENTERED <input type="checkbox"/> DATE <input type="text"/></p> <p>MICROFILM INDEXED <input type="checkbox"/> INITIAL _____</p> <p>IS CASE CLASSIFICATION CORRECT? Y N</p> <p>IF N HAS CORRECTION BEEN MADE? Y N</p>	<p>51. CAUTION INDICATORS, ATLS ETC.</p> <p>53. FILE APPROVAL</p> <p>BY _____ DATE <input type="text"/></p>

CASE NUMBER

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
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CASE NUMBER: S85-04851 CLASSIFICATION: 04-06

INCIDENT: Assault

DATE AND TIME: _____

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Penny Beernsten began jogging alone north or northeast from Neshotah beach, along the beach, toward Point Beach State Forest. Penny indicated that she crossed a Second Creek along the beach and ran a short distance in a northeasterly direction to some pup tents, where she turned around and began jogging back to the public beach area. She again crossed the Second Creek, this time going in a southwesterly direction, at which time she saw someone standing in the shadow of a poplar tree. The subject was described as wearing a dark brown or black leather jacket, 5'6 to 5'7" tall, having a slightly stocky build, light sandy, curly hair, and a full closely-cut beard. The leather jacket appeared to have snaps on it rather than a zipper, and his hair and beard appeared to be somewhat sandy brown in color and scraggly, as she describes it. Her statement indicates that the subject was wearing long trousers and shoes; however, she was not positive on the type or color. The suspect supposedly ran out of the wooded area toward the victim. Penny stated that she attempted to run into the water to elude the subject; however, he managed to grab her from behind and started pulling her toward the sand dunes. As the subject grabbed Penny around the chest, he told her to take off her bikini top, and she struggled and said "no". Penny indicated that the subject managed to get off her bikini top, and ultimately pulled off her bikini bottoms and started unbuckling his trousers. Penny indicates that she continued to struggle, and at one point, kicked the subject in the groin area. At this point, the subject put his hands around her neck, and said, "I'm going to kill you." He also struck the victim in the face about the eyes several times, causing bleeding, bruising and swelling. Penny indicated that after she kicked him, he also stated, "You screwed everything up. You're going to die." Penny indicated that she continued to struggle as he attempted to choke her, and after a few minutes she broke free and he ran off into the wooded area.

After obtaining the statement from Penny Beernsten, color photographs were taken of the injuries. She was then admitted to a room, where Chief Deputy Gene Kusche was contacted to develop a composite drawing of the suspect. The composite drawing was finally completed at approximately 10:20 pm, and the victim was then shown a photographic line-up of nine different suspects. The photographic line-up consisted of the following nine Sheriff's Department photo numbers, as follows: No. 5667, No. 3715, No. 5441, No. 5570, No. 3746, No. 5596, No. 5160, No. 5062, and No. 5128. After viewing the nine photographs, the victim picked out photograph No. 3746, indicating that this was the subject that assaulted her. The photograph of the suspect matched that of the composite drawing, and the suspect is identified as Steven Alan Avery of Route 1, Box 268, Maribel, WI, having a dob of 07-09-62.

The night shift commander, Ken Petersen, was advised that the subject should be taken into custody, and suspect Steven Avery was ultimately taken into custody from his home at approximately midnight and transported to the Manitowoc County Jail. The clothing that he was wearing at the time was confiscated as evidence although he was wearing short cut-off jeans which does not match what the victim indicated the suspect would have been wearing at the time of the assault. Also taken as physical evidence were pubic hair samples, combings, and nail scrapings. All of this evidence was either taken or turned over to Sgt. Ken Petersen. Subject was then given his Miranda Warning for the second time, this time by Sheriff Tom Kocourek at 12:54 a.m. and he signed the Miranda Warning Waiver indicating that he was willing to speak to me regarding this investigation. He was informed that he was currently being charged with attempted murder and questioned regarding

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the incident. Steven Avery denied any involvement in the incident, admitting to nothing.

Steven was allowed to go back to his cell, however, he was informed that there would be no bail allowed for him tonight and that he would not be allowed to make a phone call since his wife was already aware that he was being held at the Manitowoc County Jail on charges. Also he was not allowed a phone call since he is using his family as an alibi for his whereabouts on July 29, 1985, and I wish to question them on July 30, 1985 without affording Steven the opportunity of establishing a phoney alibi. I also will attempt to obtain a search warrant in the morning hours of 07-30-85 for the clothing that was reportedly worn by the suspect at the time of the assault. Any telephone conversation the subject may have with the outside prior to that time may jeopardize obtaining the evidence needed in the search warrant. T. Kocourek, Sheriff *AK* KL/dk

2315 hrs: Sgt. Petersen, Officers Bushman and Froelich gathered at Officer Avery's home. A decision was made that we were going to the Steven Avery residence to pick him up and bring him to the Sheriff's Department. It was decided that Officer Avery and myself would enter the back part of the home and Sgt. Petersen would stay at the front of the home. Officer Bushman and Duke would stay on the perimeter of the home in case of an attempted escape. On arrival at the Steven Avery residence on Old Y, Officers Froelich and Avery went to the back door and knocked on the door inside the back entry. No one came to the door. Officer Avery pushed the door open, which was unlocked, and called to Steven Avery's wife Susan. He called out her name three times and the officers could hear an answer from the upstairs. It was asked, "where are you?" which she said, "upstairs". Officer Avery said, "This is Arland. Where's Steve, I'd like to talk to him." Officer Froelich and Avery then entered the home in the kitchen area. Steve had called to Arland, and Arland went to the stairway and talked to him up the stairway. Officer Froelich ducked in a small dark closet room next to the stairway. Steve Avery came down the stairs and followed Arland into the kitchen area. Officer Froelich exited the small closet area and followed behind. Sgt. Petersen came into the back door in the kitchen. At this point Steve wanted to know what was going on. Sgt. Petersen told Steve, "You're under arrest for suspicion of attempted murder." Sgt. Petersen asked Steve if he would turn around. Steve turned around and the handcuffs were placed on Steve. Steve then turned again and faced both officers. Sgt. Petersen told Officer Froelich to read him his rights. The time was indicated as 11:48 p.m. as Officer Froelich read Steve Avery his rights from the miranda card. Steve stated that he understood his rights and did not want to make a statement at this time. Steve's wife came into the kitchen and asked, "would someone please tell me what's going on". Steve then looked at his wife and said, "They said I murdered a girl." No questions were asked of Steve at this time. Steve asked the officers if he could get dressed and Sgt. Petersen told him he could put on a pair of shoes and his wife also gave him a brown T-shirt which he carried along. Steve was escorted to the unmarked squad and placed in the back seat of the squad car and the seatbelt was put on. Sgt. Petersen transported him to the Sheriff's Department and he was followed by Officer Bushman and Duke. A description of house in question would be located .4 of a mile east of Melnik Road on Old Y in the town of Gibson, north side of the road. Description of the house would be a two-story wood frame structure. The house is yellow in color. Entries to the home would be a front porch on the south side of the home where the porch has been removed, and a porch entry on the east side of the home towards the back. Interior of the home would consist of a basement

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and a first and second floor. The back entry can be used to either go in the basement or up a few steps and into the kitchen area. Off the kitchen would be a small room in the northwest corner. Next to this small room would be a hallway which would lead to the upstairs and a second small room. On the south side of the home or the front of the house would be the living room and a bedroom. The upstairs would consist of the other bedroom area. There is an outbuilding to the north of the house with a large opening facing east. Inside the garage is a Dodge van. Outside of the home on the east side of the house is a 4-wheel drive vehicle. In front of the home parked on the lawn would be a car, multiple colors. JBFroelich
dk

07-29-85 @ 2355 hrs.: Suspect transported to Manitowoc County Jail in the back seat of squad 62. At no time did the officer ask any questions of the suspect. On the way to the County Jail, suspect stated he had been helping his father pour concrete most of the day. When done pouring concrete, suspect stated he went to Green Bay and bought paint. Upon returning home from Green Bay with the paint, suspect stated he had been painting on his house. Suspect then asked the officer where the female lived. At no time did officer mention anything or refer to a female or a male. Upon arrival at the Manitowoc County Jail officer did collect evidence from the suspect. The clothing was packaged and labeled and sealed and placed in evidence locker #20 along with combings of pubic hair, hair follicles from the pubic area and scrapings from under his fingernails. Items of clothing that were packaged: one brown T-shirt, one pair of blue corduroy cut-off shorts, one pair of black socks, and one pair of black loafer shoes. K.Petersen
dk

07-30-85 Contact was made with District Attorney Denis Vogel this date at approximately 7:30 am, and I advised the District Attorney that I needed a search warrant for Steven Avery's residence in an attempt to locate the clothing he may have been wearing or that the victim may have been wearing in the assault described in this complaint. The District Attorney made arrangements to meet me at 8:30 am with Deputy Judy Dvorak at Judge Hazlewood's chambers. Testimony was given at that time by Sheriff Tom Kocourek and Deputy Judy Dvorak, and a search warrant was obtained for the Steven Avery residence, located on CTH Y in the town of Gibson, in the county of Manitowoc. The search warrant was executed at approximately 11:00 am on 07-30-85, and a number of articles were taken from the home as evidence. The list of the inventory taken in the search is attached to the complaint.

I also questioned Lori A. Avery, dob 10-20-61, wife of Steven Avery, as to Steven's activities on the previous day of July 29, 1985. Lori stated that at approximately 6:30 am on 07-29-85 she woke with the children and fed them. At approximately 8:45 am, she woke Steven, and at approximately 9:00 am they left the house for the Fleet Farm store, Shopko store, Prange-Way mall, Two Rivers Wolfe-Snyder Drug, Red Owl store, and back to Wolfe-Snyder Drug to pick up a prescription. She stated that they left Wolf-Snyder Drug at approximately 11:00 am, and arrived at the Allen Avery residence, which is the father of Steven, at approximately 11:15 am. Lori stated that she and Steven then went back to their own home on County Trunk Y to pick up some diapers and supplies for the children and returned to the Allen Avery home at approximately 12:15 or 12:25 pm. She stated that they then poured concrete at the Allen Avery home, and sat around watching a television show that lasted until approximately 3:30 pm on 07-29-85. They then left the Allen Avery

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home and reportedly drove to Green Bay, where they did some shopping at the Shopko store and purchased a can of paint. They then went to a Burger King restaurant where they ate, and returned home sometime in the early evening hours. I asked Lori if she was able to produce a shopping slip from Green Bay that may have had a time and a date on it, indicating that they were in fact there and purchased paint, and she stated that she was unable to do so.

A check was made with Leo Pecore, the owner and operator of the Snyder Drug Store at the Red Owl Mall, and he indicated that Lori Avery had in fact been in the store between the hours of 10:00 am and approximately 11:30 am to pick up a prescription. He indicated that she was in the store alone at the time.

Detective Allan Kolanczyk and Deputy Judy Dvorak were instructed to go to the Crime Lab at Madison, and turn over various evidence in this particular case. The attached evidence transfer list will provide a detailed list of the items that were taken to the Crime Lab. The evidence was transferred at the Crime Lab on 07-30-85. The evidence was transferred at the Crime Lab on 07-30-85 at 3:55 pm.

A line-up was also put together on video tape at the Manitowoc County Sheriff's Dept. during the afternoon of 07-30-85. The line-up consisted of the following individuals, in order: No. 1 candidate is Jeffrey L. Hanson; No. 2 candidate is Dave Stevens; No. 3 candidate is Fred Barry; No. 4 candidate is Christopher E. Parworth; No. 5 candidate is Steven Avery; No. 6 candidate is Daniel A. Tollefson; all video taped on 07-30-85. A 7th candidate will be coming in at 4:15 pm on 07-31-85 to be video taped, and he is identified as Jim Norby. T. Kocourek, Sheriff *[Signature]* (kl)

07-30-85 1445 hrs. Officer Frauenfeld returned to the scene and conducted a second area search using Baron, and made a second attempt to locate the top half of the victim's swimming suit. This attempt was unsuccessful; however, a sheet of paper containing a copy of a sex ad was located approximately 30 feet to the northwest of the tree that the victim had described in her statement. Baron indicated on this item approximately 15 to 20 feet away from it, indicating to the officer that the item still had human scent on it. When the officer checked the item, he found a small amount of sand partially covering the bottom portion of the folded piece of paper, which indicates that the item would have to have been left in the area long enough to have the sand accumulate, quite possibly a day's time. The piece of paper is described as an 8x11" sheet of white paper with a photocopy of sexually explicit homosexual advertisements. On the bottom quarter of the page was a handwritten message indicating that the person who wrote the message on the bottom would be nearby. This item was turned over to the Sheriff at the Sheriff's Dept. by Officer Frauenfeld after the officer had left the scene at the beach. B.F. Frauenfeld (kl)

STATEMENT OF:

PAGE 1NAME Penny A. BeerntsenDATE 07-29-85 TIME 1900 hrs.D.O.B. _____ AGE 36ADDRESS 2211 MARKHAM St.CITY MANITOWOC STATE WI ZIP 54220

PHONE _____

FATHER _____ MOTHER _____

This is an interview of Penny A. Beerntsen on 07-29-85 1900 hrs. in the emergency room of Memorial Hospital.

? Penny, starting from the time of the assault, what happened?

"He passed me. He said "A nice day for jogging" I said "yes it is." We passed and then he came back after me. A young couple came and wrapped me in a towel. I don't know who they were.

? Starting from the time you left home how did this happen?

"I started jogging from pt Beach going North in a 2 piece blue/white bikini. ^{about 3:00 PM.} I crossed the second creek. There was a sailboat in the water and pup tents on the beach. I turned around at that point and went back south to Nebraska Park. I crossed the second creek again. I saw a poplar tree and someone in the shadow of the tree. I saw him put on a dark brown or black leather jacket. Then he started running after me. I started running into the water. He said "Its a nice day for jogging." I said "ya, its a nice day for some exercise." I started running to the water and could see he was running after me, and ^{I didn't go real deep. I feel I could run faster than swift.} I went to the deeper water. He was catching up to me. I kept running. He grabbed me around the neck and shoulder and said "Lets go up into the sand." He grabbed me around my chest. He said "Take your bikini top off." ^{We had gone over the bluff. I wasn't very visible to anyone.} I struggled at this point but he held on with a bear hug hold. _____

WIT. J.D. Sworak

SIGNATURE

Penny A. Beerntsen

WIT. _____

TIME 2130

STATEMENT OF:

PAGE 2.

NAME _____

DATE _____ TIME _____

D.O.B. _____ AGE _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

FATHER _____ MOTHER _____

? Did you assist him in any way?

"No." He said "lie down in the sand." He pushed me down and was unbuckling his pants as he pushed me towards the sand dune.

? Before this point, did he touch you in any place?

Yes, [REDACTED]

[REDACTED] He said to me "[REDACTED]"

? Did he hurt you when he touched you?

No, he was not particularly rough. [REDACTED]

[REDACTED]. He said "[REDACTED]". I said "My husband would be looking for me because I jogged more than an hour." He started choking me, put his hands around my neck, and said "I'm going to kill you."

? Did you notice anything peculiar about him?

A description?

"306-507, stocky, brown or black leather jacket, ^(snaps) buttoned long sandy hair, brown scraggly beard, no glasses, brown eyes and shoes. He had a beard so it was hard to see his complexion."

? Did you scratch or bite or leave any marks on him?

"No, I was kicking."

? Where did you get the broken fingernails?

"From going after him."

WITT. J.A. Sworak

SIGNATURE Penny A. Beerley

WITT. _____

TIME 2130

STATEMENT OF:

PAGE 3.

NAME _____

DATE _____ TIME _____

D.O.B. _____ AGE _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

FATHER _____ MOTHER _____

? After you kicked him, what happened?

He said "You screwed everything up. You're going to die. I scrambled out from under him and ran. He ran off to the sand dunes."

? Was he on top of you at this time?

"Yes, he was on top of me."

? Did you have your bikini bottoms down?

"[REDACTED]"

? Did he make penetration into your vagina?

"[REDACTED]"

? When did he hit you in the face?

"After I kicked him in the groin, and he had me pinned to the ground."

? How many times did he hit you?

"5 or 6 times with his right hand. He grabbed my nose and pushed it to the side."

? Did he ask you to suck his penis or do any other sexual acts?

"[REDACTED]"

[REDACTED] I said "No. This was when we got to the sand dunes. [REDACTED]"

WITT. J. A. Dvorak

SIGNATURE

Penny H. Beerlson

WITT. _____

TIME

2130

STATEMENT OF:

PAGE ~~3~~ 4

NAME _____ DATE _____ TIME _____

D.O.B. _____ AGE _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

FATHER _____ MOTHER _____

He said [REDACTED] Then I kicked him and he started choking me, and hitting me.

? Did you cry out for help?

"Yes, I did." When I got away, I ran from him towards the sailboat but they (in the boat) could not hear me. When I got to the beach I was crawling through the sand dunes, and saw a couple on the beach. They heard and saw me and came over. They put a towel around me and called the officers

? Did he have any weapons or say he had any?

"I think he said he had a knife."

? Is there anything else you can remember?

"No"

Observations - both eyes bruised and red
laceration to lower right eye.

bruises to right side and front of neck
broken fingernails

bruises on forehead, scratches and bruised on back

? Was the sand dry or wet enough to get foot prints?

"It was very dry"

? Which way did he run?

"To the west."

WITT. J.A. Dvorak SIGNATURE Penny A. Beentzen

WITT. _____ TIME 2130

? by Sheriff - Did you notice what kind of shoes he was wearing? 0 0 0 0 0 0 0 5 2 6 (5)

Hard shoes.

? by Sheriff. Did he have any tattoos, scars, jewelry?
No, a leather jacket, with snaps straight down.

? by Sheriff. Did it have a collar?
I think it had a small collar.

? by Sheriff Did he have anything with him?
No, he wasn't carrying anything with him

? by Sheriff Did he have any rings or watches?
No, I'm not sure.

? What was his approximate age?
Couldn't tell because of his beard. Maybe around 35.

? Was the sand loose or hard enough to get a footprint.
Loose

? Which way did he run?
To the west

? Could you give a description for a drawing?
Yes

This information taken by Deputy J. A. Dvorak
07-29-85.

? Were the hands greasy, dirty?
They were broad, stubby, hairy, lighter.

Witness J. A. Dvorak

Penny A. Beer
2130 hrs.

Place _____

Date _____

Time _____

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

YOU HAVE THE RIGHT TO CONSULT WITH A LAWYER BEFORE QUESTIONING AND TO HAVE A LAWYER PRESENT WITH YOU DURING YOUR QUESTIONING.

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

PAGE 1

NAME Mrs. Wayne MarcelleDATE 07-30-85 TIME 12:14 AM
0014D.O.B. 04-27-85 AGE _____ADDRESS Nyw Y R.P.CITY Maribel STATE Wis ZIP _____PHONE 755-4447

FATHER _____ MOTHER _____

Statement as related to
Deputy J. Dvorak

On 07-30-85 upon my return home I stopped at the Marcelle residence to inquire of any activity in the Avery yard (per investigation of the incident 07-29-85 in which he was a suspect) Mrs. Ramona Marcelle answered the door from watching TV.

? Was there any activity in yard today?

"There was no activity today, only 1 car in the yard. Even Wayne said it was quiet. I haven't seen anything coming or going. I don't know if this is relevant, but during Memorial Day week there was an 11 year old girl abducted in Marinette County. My mother-in-law Mrs. Amand Marcelle, 2726 Memorial Drive, Manitowoc, phone 793-1694 was fishing at the High Falls Flowage in Marinette County during Memorial Day week and identified Steve Avery fishing in the area. She also saw the brown van. The fact that she saw Avery and the brown van has been bothering her ever since she saw the brown van in his yard several weeks ago. She told Ramona that she did not know who to talk to, or if it was really important. Mrs. Amand Marcelle works days until 1530 hrs. She thought there may be a connection in the Marinette County abduction and Avery.

WITT. J. D. Dvorak

SIGNATURE

Ramona Marcelle

WITT. _____

TIME 0700

STATEMENT OF:

PAGE 2

NAME Mrs. Wayne (Ramona) Marcelle

DATE 07-30-85 TIME 0014

D.O.B. _____ AGE _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

FATHER _____ MOTHER _____

Mrs. Ramona Marcelle also stated that during New Year's week their dog - a gray miniature poodle came home half-castrated. They suspected Avery of this incident but never confronted him.

Mrs. Ramona Marcelle also stated she and her husband has also seen his boy 3 or 4 years old chained to the pick-up truck during the first part of June.

This information was related to me freely by Mrs. Wayne Marcelle on 07-30-85 1215 hrs.

WITT. J. A. Sworak

SIGNATURE Ramona Marcelle

WITT. _____

TIME 0700

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

15

Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Sexual Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

07-30-85 @ 0715 hrs.: Received phone call from Allan Avery, father of Steven Avery. Call was placed to my residence (Cpt. D. Belz). Allan Avery asked the following, "What is going on with my son, Steve? He was working all day with me pouring cement, and he was putting belts in his vehicle because he had to pick up his wife from Two Rivers Hospital." He again asked me what was going on. He said, "They didn't have no right taking him out of his house like that, after all a guy's got some rights."

At this point Allan was told I had no idea what had taken place. Allan asked if I would check it out. I told him I would. Cpt. D.Belz/*MB* dmm

07-30-85 @ 1025 hrs.: Checked with Two Rivers Community Hospital Administrator, Willard Sperry, who checked their computer and gave the following information. Lori Avery was checked into the hospital on 07-22-85 at 10:45PM. Was checked out of the hospital on 07-28-85 at 1:30PM (gave birth to twin boys). Cpt. D.Belz/*MB* dmm

MANITOWOC COUNTY SHERIFF-TRAFFIC DEPARTMENT

EVIDENCE, ITEMS, IN CUSTODY INVENTORY

DATE 07-30-85 TIME 1050 AM LOCATION (Co. Y) Rt. Box 268

54227 MARIBEL

CONDUCTED BY SHERIFF KOCUREK IN CUSTODY OF SAME

INCIDENTAL TO ARREST WITH SIGNED PERMISSION SEARCH WARRANT

IN VIEW

1) LIGHT BLUE "T" SHIRT

PAINT STAIN (WHITE) TORN,

6) FLOOR MAT, RUBBER - GREEN

2) PANTS - GREEN (DARK) (SOILED)
(MAN'S)

(DRIVER SIDE)

3) BLUE DENIM - SIZE 34 WAIST
MAN'S - SOILED / SANDY

7) TAKE FROM 1976 CHEV.
K-5 -
BLAZER - GREY / FLAT BLACK TOP
RED INTERIOR - VIN: CKL186F188569

(THE ABOVE FOUND IN LAUNDRY
ROOM - NW CORNER OF RESIDENCE
1ST FLOOR.)

7) GREEN CORDROY PANTS - MAN'S
SIZE.

4) 1 MAN'S (SIMULATED) LEATHER 3/4 LENGTH
JACKET - SNAPS - SIZE - LARGE
BROWN IN COLOR - HOLE RIGHT
SLEEVE.

8) RED (WHITE & BLUE PIPING)
BERKEY SPORTSWEAR - NO SIZE.
SOILED

(THE ABOVE FOUND IN MASTERBED
ROOM) 2nd along north bed.
room.)

1974 PLYMOUTH VAN.
UT 7896 BA3AE4X095590

5) MEN'S BLUE JEANS - SOILED
LEVI'S FRESH PRODUCE ^{TA} 20660 1117

11-76-56

ON REAR FLOOR - BEHIND
DRIVER'S SEAT.

SIGNED

Sgt. A. Kelm

MANITOWOC COUNTY SHERIFF-TRAFFIC DEPARTMENT

EVIDENCE, ITEMS, IN CUSTODY INVENTORY

DATE 07-20-85 TIME 10:50AM LOCATION (CTH Y) Route 1, Box 268 Maribel, WI 54227

CONDUCTED BY Sheriff Kocourek IN CUSTODY OF same

INCIDENTAL TO ARREST WITH SIGNED PERMISSION SEARCH WARRANT
 IN VIEW

1. Light blue T-shirt paint stain (white) torn.	9. Blue T-shirt - no size - soiled (# 7,8,9 taken from the following veh 1974 Plymouth Van UT 2696 VIN BA3AE4X095590
2. Pants - green (dark) (soiled) (man's)	
3. Blue denim - size 34" waist man's (soiled/sandy)	
(The above found in laundry room - N.W. corner of residence - 1st floor)	
4. one man's simulated leather 3/4-length jacket -snaps - size large, brown in color - hole in right sleeve. (The above found in master bedroom- 2nd story north bedroom)	
5. Man's bluejeans - soiled. Levi's Fresh Produce - tag #s 20660 1117 11-76-56 (Found on rear floor behind driver's seat)	
6. Floor mat - green rubber (driver side) (above taken from 1976 Chevy Blazer - gray/ flat black top with red interior - VIN CKL186F188569)	
7. Green corduroy pants - man's	
8. Red Berkley sportswear w/white & blue piping no size - soiled	

SIGNED _____

WISCONSIN DEPARTMENT OF JUSTICE
DIVISION OF LAW ENFORCEMENT SERVICES
CRIME LABORATORY BUREAU

4706 University Avenue
P.O. Box 5708
Madison, Wisconsin 53705
(608) 266-2031

CASE NO: 85-1051 DATE 7/30/85 19 TIME 3:55 AM PM

SUB. AGENCY NO: 885-04851 REC'D VIA SPECIFY in person

SUBMITTED BY: Det. Allan Kalonczyk AGENCY: Maitown Co. S.O.

Item Designation	Description and Source	Disposition C = Court D = Destroyed R = Returned
A	plastic bag containing a bikini bottom	
B	plastic bag containing two beach towels	
C	plastic bag " a paper sheet used for victim to urinate at hospital	
D	sex crimes kit	
E	paper bag reportedly cont. blue corduroy pants	
F	paper bag " " brown T-shirt	
G	paper bag " " a pair of socks	
H	paper bag " " a pair of shoes	
I	white envelope reportedly cont. pubic hair STD.	
J	" " " " pubic hair combings	
K	" " " " nail scrapings	
L	plastic bag cont containing a pair of pants reportedly collected from S. Avery	
M	plastic bag cont. a pair of blue pants reportedly collected from S. Avery	
N	plastic bag containing clothing reportedly collected from S. Avery	
O	plastic bag cont. clothing reportedly collected from S. Avery	
P	garbage bag containing a green rubber car floor mat	

Received at
Crime Laboratory Bureau

Received by
Sherry Culhane

RETURN OF EXHIBITS

Items	Date	Released by
-------	------	-------------

When material is received,
please sign and date



Date

Signature of Recipient

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: ASSAULT

DATE AND TIME: _____

REPORT CONTINUED:

07-31-85 @ 1420 hrs.: Arrived at the Avery residence on Old CTH Y and met with Lori Avery. Lori Avery permitted this officer to take a polaroid photograph of her for display at the Green Bay Shopko store. Lori Avery displayed to this officer one gallon of Shopko brand paint, brown in color, which she stated was purchased at the Shopko store in Green Bay at approx. 1700 hrs. on 07-29-85. Lori stated that her husband, Steven, she and the children were at the Shopko store in Green Bay at the time of the purchase. Statement forms were left with Lori for her completion to be picked up at a later date. Det.FRNicholson/*g*

07-31-85 @ 1510 hrs.: Arrived at Shopko store located at 1819 Main St. in the city of Green Bay, WI, and met with Kathryn L. Schroeder. Kathryn is the Asst. Store Manager. Kathryn was interviewed with regard to Lori Avery's statement regarding the purchase of paint at this particular store. A written statement was obtained from Kathryn Schroeder. Schroeder related that on Monday, 07-29-85, she was working at the Shopko store. She stated that at approx. 5:00PM she was working near the back register of the store, as they were busy. Schroeder stated that she remembers a customer going through Pat Lax's line and a comment being made about twin children. Schroeder stated she looked over and saw 4 or 5 children with a man and a woman. It appeared to Schroeder that the man and woman were together. The woman was holding a young child, and Schroeder stated she believed the woman made a comment that the baby was only 5 or 6 days old. Schroeder cannot remember what the people looked like and could not identify them. Statement attached. Det.FRNicholson/*g* dmm

07-31-85 @ 1629 hrs.: Arrived at 2472 Finger Rd. in the city of Green Bay and met with Patricia A. Lax. In a written statement Lax related that she was on duty as a cashier at the Shopko east store on Monday, 07-29-85, between the hours of 1700 & 2200. Lax stated she was working register #11 from 1700 hrs. until approx. 1845 hrs. Lax stated that while she was on that register a family of 7 or 8 came through and bought a gallon of paint. The family consisted of a man, woman, 2 girls and the rest boys, including one set of 6-day old twin boys. Lax stated the woman told her the twins were only 6 days old. Lax further related that the man and the woman were definitely together. Lax described the man as being approx. 5'6"-5'8" tall, medium build, with an untrimmed beard & mustache, and medium length brown hair. Lax remembers his hands having embedded grease. A photograph of Steven Avery and Lori Avery was displayed to Patricia Lax. Lax stated that the photograph of the man looks like the man who came into Shopko with the woman and the twins. Lax stated, "I'm pretty sure it's the same man, but not positive it's the same man." Lax stated that she did not recognize the photograph of the woman. Written statement is attached. Det.FRNicholson/*g*

08-01-85 @ 0915 hrs.: Examined an obscene note for the presence of latent fingerprints. The piece of paper was treated with ninhydrin spray, then steamed to develop the latent fingerprints. Several partial prints were developed on the obscene note. The note and fingerprint cards of Steven Avery, Bruno Frauenfeld & Gregory Manthey were transported by this officer to the State Crime Lab for further analysis. The aforementioned items were hand-delivered to Steven J. Harrington of the State Crime Lab. Harrington stated that he would examine the items as they are and would further treat them with silver nitrate in an attempt to further enhance the latent fingerprints. Det. F.R.Nicholson/*g* dmm

STATEMENT OF:

NAME Kathryn L. Schroeder

D.O.B. 2-14-59 AGE 26

ADDRESS 2985 St. Anthony Dr.

CITY Green Bay STATE Wisc ZIP 54301

PHONE home 468-7242 work 468-6041

FATHER _____ MOTHER _____

PAGE 1 of 2
DATE 7-31-85 TIME 3:21 PM



I am an asst. store manager at ^{KS} Shopko Store #104, 1819 Main Street Green Bay, Wisc. On Monday 7-29-85 I was called to our back registers to help out because we were busy. I ran a register for a few minutes and was then relieved by Pat Hessler. I then bagged and pushed carts. I was bagging for Pat and remember a customer going through Pat Laxes line and a comment being made about how adorable the twins were. I looked over and saw 4 or 5 children with a man and a woman. It appeared that the man and woman were together. The woman was holding a young child. I believe she made a comment that the baby was only 5 or 6 days old. I can not remember what the people looked like and can not identify them.

On 7-31-85 a woman came in the store and explained that she came through reg. #11 on Monday and bought a can of paint for 17.99. She said she paid cash and ^{KS} was here at about 5 o'clock. She wanted to know if we had a copy of her sales receipt because she needed to prove that her and her husband were not in Two Rivers at that time. We went through our detail tapes and gave her

WITT.  SIGNATURE Kathryn L. Schroeder

WITT. _____ TIME 3:41 PM

STATEMENT OF:

PAGE 2 of 2

NAME _____

DATE _____ TIME _____

D.O.B. _____ AGE _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____

FATHER _____ MOTHER _____

a copy of the receipt.

WITT. [Signature]

SIGNATURE Kathryn L. Schroeder

WITT. _____

TIME 3:41 PM

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Patricia A. Lax

PAGE

DATE 7-31-85 TIME 4:29 PMD.O.B. Jan. 23, 1941 AGE 44ADDRESS 2472 Finger RdCITY Green Bay STATE Wis. ZIP 54302PHONE 468-8943

FATHER _____ MOTHER _____

I am a cashier at Skapts East and have been for the past 11 months. On Monday, July 29th I worked the 5-10 shift and started out on register no. 11. I was on that register from 5:00 P.M. until about 6:30-6:45 P.M. While I was on register no. 11, a family of 7 or 8 came through and bought a gallon of paint. The family consisted of a man, woman, 2 girls & the rest boys, including 1 set of 6 day old twins boys. The woman told me the twins were 6 days old. The man and the woman were definitely together. I remember the man as being about 5'6 to 5'8 tall medium build. He had a beard and mustache, untrimmed, medium length brown hair. I remember his hands having embedded grease. The photo of a man displayed to me by Detective Nicholson looks like the man who came into Skapts with the woman with the twins. I'm pretty sure it's the same man. but not positive it's the same man.

The photo displayed to me I do not recognize as the woman

WIT. [Signature] SIGNATURE Patricia A. LaxWIT. _____ TIME 4:55 P.M.

Place _____

Date _____

Time _____

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 11

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-01-85 @ 1115 hrs.: Det. Conrad went to the residence of Lori & Steven Avery, at which time Lori Avery transferred her written statement to Det. Conrad. Lori was asked if the paint purchased in Green Bay at the Shopko store would be available for us to place in evidence. She stated it would.

08-01-85 @ 1125 hrs.: Lori Avery transferred the 1 gal. can of Flat Latex Magna-Color paint to Det. Conrad. Det. Conrad then transferred that evidence to Cpt. Belz, where it was placed in evidence.

08-01-85 @ 1200 hrs.: Det. Conrad interviewed Allan K. Avery, father of Steven Avery. Allan Avery provided the following statement:

"On Monday Steve Avery showed up at my place at about 1100 hrs. He was here for a short time, about 15-20 min., then he went home to change clothes. Around 11:45AM Steve and his family came back here, and Steve helped pour 10 yds. of cement. He was handling the shoot and edging. A short time after 4PM Steve and his family left for Green Bay. At about 7PM Steve & his family came back here and stayed until about 9PM."

The above statement was signed by Allan Avery and witnessed by Det. LN Conrad. Original statement is in investigative file.

08-01-85 @ 1220 hrs.: Det. Conrad interviewed Charles E. Avery, eldest brother of Steven Avery. Charles E. Avery provided the following written statement:

"This past Monday at around 11AM my brother, Steve Avery, showed up at my dad's place. The cement truck came, and Steve helped us pour cement. Steve's wife & kids were with him when he came here. Steve stayed until 4PM or a little after and left for Green Bay."

The above statement was signed by Charles E. Avery in the presence of Det. LN Conrad. The original statement is enclosed within this investigative file.

08-01-85 @ 1225 hrs.: Det. Conrad interviewed Earl Kevin Avery, youngest brother of Steve Avery. Earl Avery provided the following statement:

"Sometime during the late Monday my brother, Steve, arrived with his family. While he was here, Steve helped my dad pour cement. I really don't know when he left, but he came back around 7PM and waited for me."

The above statement was signed by Earl Avery in the presence of Det. LN Conrad. The original statement is enclosed in this investigative file.

08-01-85 @ 1237 hrs.: Det. Conrad interviewed Eric Marvin Moen, employee of Allan Avery's salvage yard. Eric Moen provided the following statement to Det. Conrad:

"At 8:30AM I arrived at Avery's Salvage Yard, where I work. We got ready to lay cement. Around 10:30AM-11:00AM Steve and his family showed up to help pour cement. Steve was operating the cement shoot, and later helped with edging. Steve left around 4PM and I think his family was with him. I know he left at 4PM because it was about an hour before I left, which was 5PM. I didn't see Steve anymore that day."

The above statement was signed by Eric Moen in the presence of Det. Conrad. The original statement is enclosed in this investigative file. Det. L.N. Conrad/ *ENC* dmm

STATEMENT OF:

PAGE 1
TIME

NAME Lou Avery

DATE

D.O.B. 10-20-61 AGE 23

ADDRESS Rt 1 Box 268

CITY Maribel STATE WI ZIP 54227

PHONE 755-2826

FATHER Carl Mathisen MOTHER Pearl Mathisen

J

Left the house around 8:45-9:00 AM.
 Stopped at Fleet Farm in Manitowoc to buy plaster from there we went to Shopko in Manitowoc Steve and Jason our son went in (I stayed in the Truck with the other kids) to get paint, he came out and said the sale was off and didn't want to pay that price. We left there and went to Edgewater Mall to Kindy so I could have my glasses fixed. I went in and Steve waited out side with the 5 kids. From Kindy we went to Bed out Mall in Two Rivers so I could get my pills filled. I ran into Wolf Snyder dropped them off went out side to get money from Steve went back in to Bed out got 2 gals of 2% milk and toilet paper took the bag back out to the truck went in to Snyder got my pills and we left for his dads house (Allan Avery) got there around 11:00-11:35 left there to run home for diapers for the kids and returned back by Allan's by 11:40.

WITT. Det. L. Conrad SIGNATURE Lou Avery

WITT. 8/1/85 @ 1120 hrs. TIME

STATEMENT OF:

PAGE 2

NAME Lou Avery

DATE _____ TIME _____

D.O.B. 10-20-61 AGE 23

ADDRESS Rt 1 Box 268

CITY Maibell STATE WI ZIP 54227

PHONE 755-2826

FATHER Carl Mathisen MOTHER Pearl Mathisen

We stayed there until ~~at~~ 3:45. ~~The~~ Steve helped his dad pour cement from 1:00 p.m. until 3:30 p.m. Also helping were Lloyd Scherer, Eric Moore, Chuck Stephens, Chuck Avery and Zeman's cement driver was there. I was in the house with my children, Dolores Avery, Barb Avery, & Rose Scherer. We left Allan's around 3:45 for Green Bay, Steve said he would take us out to eat and I figured as long as we would be in Green Bay we could check the Shopko's ~~down~~ down there to see if the paint was cheaper. We stopped at Burger King, ordered 1 whopper, 1 whaler, 2 hamburgers and 2 sodas 1 med & 1 large. Went to Shopko. I took Rachel and one of the Twins to the bathroom and Steve had the other Twin, Jenny and Jason and I told him I would meet him by the paint. I meet him by the paint and he wondered if he should or shouldn't get a gallon. He finally decided to get one

WITT. _____ SIGNATURE Lou Avery

WITT. _____ TIME _____

STATEMENT OF:

PAGE 3NAME Lois Avery DATE _____ TIME _____D.O.B. 10-20-61 AGE 23ADDRESS Rt 1 Box 268CITY Maubel STATE WI ZIP 54221PHONE 755-2826FATHER Carl Matheson MOTHER Pearl Matheson

Beechnut Brown is the color. and we went to check out we were at cash register #11 The girl checking out commented on the baby I was caring and I told her, his twin brother was in the cart she couldn't believe it that we had 5 small ~~kids~~ kids. She said something about she was glad it wasn't her and she wished us the best of luck ~~it~~ with them. After we left there we went to the shops on the other side of town to be nosy didn't buy anything and left. Stopped at the Spur gas station ^{on old 141} around 6:00, 6:30 going on 7:00 p.m. got \$20.00 worth of gas and left for home. We made one last stop at his dad's house got there around 7:30 p.m. to see if his brother Carl wanted to spend the night and help Steve plaster we left Allan's about 9:00 p.m. and went home. We did not leave anymore that night and went to bed at 11:00. at about 11:45 or so we heard the dog barking

WITT. _____ SIGNATURE Lois Avery

WITT. _____ TIME _____

STATEMENT OF:

PAGE 4NAME Lois Avery DATE _____ TIME _____D.O.B. 10-20-61 AGE 23ADDRESS 1461 Box 268CITY Manitowish STATE WI ZIP 54221PHONE 755-2826FATHER Earl Matheson MOTHER Pearl Matheson

I got up looked out our bedroom window and saw some one walking into the garage I told Steve and he got up to put his shorts on, while he was doing that I heard some one call from Down stairs I answered with who's there and he replied it me Arland (Steve's Uncle) he asked if Steve was at home and I said yes, he asked if he could talk to him and Steve then went down stairs. I went back into our bedroom to put on my house coat and I heard a man's voice say to Steve that he was under arrest for attempted 1st degree murder I heard the hand cuffs go on and they read him his rights, I came down stairs and asked the officer what was going on and he said Steve was being arrested when I asked what the charge was he told he could not say and that I was to call the Sheriff's Dept in the morning. I then looked at Steve and

WITT. _____ SIGNATURE Lois Avery

WITT. _____ TIME _____

STATEMENT OF:

PAGE 5

NAME Lou Avery

DATE _____ TIME _____

D.O.B. 10-20-61 AGE 23

ADDRESS Rt 1 Box 268

CITY Mantoloking STATE NJ ZIP 08227

PHONE 755-2826

FATHER Earl Matheson MOTHER Dee Matheson

he said they ~~say~~ say I tried to kill
some one. I then told him not to
worry I would call his lawyer in the
morning and I kissed him good-bye and
they left with Steve.

WITT. _____ SIGNATURE Lou Avery

WITT. _____ TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

YOU HAVE THE RIGHT TO CONSULT WITH A LAWYER BEFORE QUESTIONING AND TO HAVE A LAWYER PRESENT WITH YOU DURING YOUR QUESTIONING.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE APPOINTED TO REPRESENT YOU AT PUBLIC EXPENSE BEFORE OR DURING ANY QUESTIONING, IF YOU SO WISH.

IF YOU DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, YOU HAVE THE RIGHT TO STOP THE QUESTIONING AND REMAIN SILENT AT ANY TIME YOU WISH, AND THE RIGHT TO ASK FOR AND HAVE A LAWYER AT ANY TIME YOU WISH, INCLUDING DURING THE QUESTIONING.

Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Allan K. Avery

DATE 8/1/85 PAGE 1200 hrs

D.O.B. 5-03-37 AGE _____

ADDRESS Rt. 2 - Avery Road

CITY Two Rivers STATE _____ ZIP _____

PHONE 755-2848

FATHER _____ MOTHER _____

(K)

On Monday Steve Avery showed-up at my place at about 1100 hrs. He was here for a short time, about 15-20 minutes & he went home to change clothes. Around 1145 Am Steve and his family came back here & Steve helped pour 10-yds of cement. He was handling the shoot & edging. A short time after 4:00 pm Steve & his family left for Green Bay. At about 7:00 pm Steve & his family came back here & stayed until about 9:00 pm.

WIT. Det. L. Conrad

SIGNATURE Allan K. Avery

WIT. 8/1/85 @ 1215 hrs.

TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Charles E. Avery

DATE 8/1/85 PAGE 1 of 1
TIME 1220 hrs.

D.O.B. 07-13-54 AGE 31

ADDRESS Rt. 2

CITY Two Rivers STATE WI ZIP _____

PHONE 755-2737

FATHER _____ MOTHER _____

(L)

This past monday at around 1100 Am my brother, Steve Avery, showed-up at my dads place. The cement truck came & Steve helped us pour cement. Steves wife & kids were with him when he came here. Steve stayed until 4:00 ~~pm~~ ^{or so} a little after & left for Green Bay.

WITT. Det. L. Conrad
WITT. 8/1/85 @ 1225 hrs.

SIGNATURE Charles E. Avery
TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME EARL Kevin AVERY

DATE 8/1/85 PAGE 1 of 1
TIME 1225 HRS.

D.O.B. 06-10-70 AGE 15

ADDRESS Rt. 2 - Avery Rd.

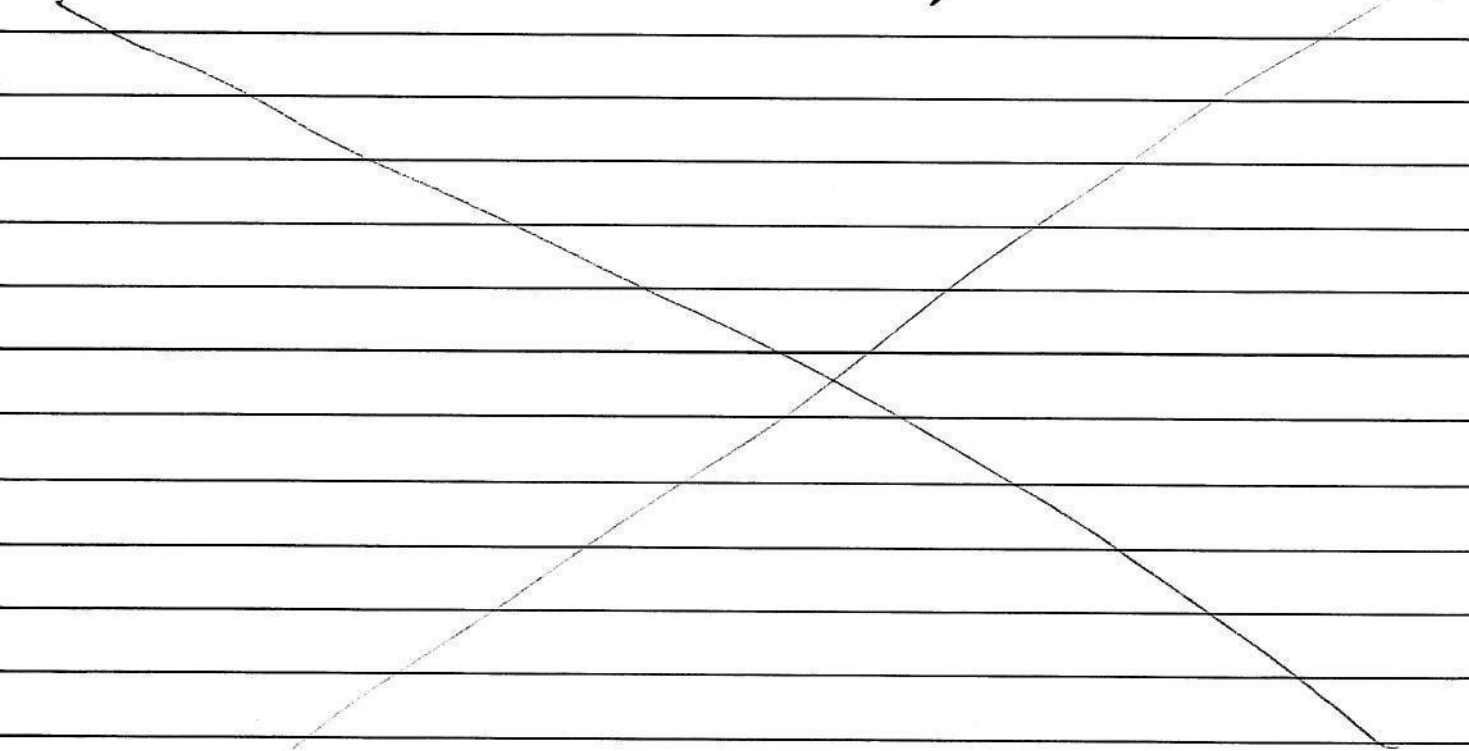
CITY Two Rivers STATE WI ZIP _____

PHONE 755-2848

FATHER _____ MOTHER _____

(M)

Sometime during the late Monday my brother, Steve, arrived with his family. While he was here Steve helped my dad pour cement. I really don't know when he left but he came back at around 7:00 PM & waited for me.



WITT. Det. J. Conrad
WITT. @ 1235 hrs. 8/1/85

SIGNATURE Earl Avery
TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Eric MARVIN MoenDATE 8/1/85

PAGE

1 of 1

TIME

1237 hrs.D.O.B. 03-26-66 AGE 19ADDRESS 6534 Polifka RoadCITY Whitelaw STATE WI ZIP 54247PHONE 682-4856

FATHER _____ MOTHER _____

(N)

at 8:30 am I arrived at Averup Salvage Yard where I work. We got ready to lay cement. I was also crushing cans. Around 10:30 Am to 11:00 Am Steve + his family show-up to help pour cement. Steve was operating the cement shoot & later helped with edging. Steve left around 4:00 pm & I think his family was with him. I know he left at 4:00 pm because it was about an hour before I left, which was 5:00 pm. I didn't see Steve anymore that day.

WITT.

Det. A. Conrad

SIGNATURE

Eric Moen

WITT.

8/1/85 @ 1245 hrs.

TIME

Place _____

Date _____

Time _____

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 1

CASE NUMBER: S 85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: 08-01-85 1250 hrs

REPORT CONTINUED:

On 08-01-85 per call from Manitowoc County Sheriff Department dispatch at 0815 Deputy J. Dvorak reported at 0840 to the Tom Beerntsen residence at 2211 Barkham Street, Manitowoc. Mrs. Beerntsen had received a threatening phone call at 1207 and was to have security per the sheriff until after a line up of possible assault suspects.

Following is the phone conversation to the best recollection of Penny Beerntsen;

Penny: "Hello, Hello."

Caller: "What are you doing?"

Penny: "Who is this?"

Caller: "Tom."

Penny: "Who do you want?"

Caller: "I want you."

Penny at that time hung up, noting the time on the clock read 1207.

Following are questions about case 885-04851 directed to Penny by Deputy Dvorak.

? How long do you think it was from the time he dragged you off and assaulted you until you got help?

" I remember being there a long time, sitting in the sun and looking at my bloody hands. I remember my body couldn't do as well as my mind. "

? What do you remember about the jacket?

" It seemed very heavy. I think he had on a shirt. The jacket was black or dark brown. It had snaps the color of the jacket. It didn't look new. I recall pockets on the bottom. The pockets were plain with no stitching. The jacket possibly had a band, and was close fitting at the waist."

? What do you remember about the pants?

" I think he had a belt on his pants. I can't remember the color of his pants. I think they were faded blue jeans with a front zipper."

? How old do you think he was?

" I thought his age was closer to 30."

? What do you remember about facial features, complexion, skin, teeth?

" His hair didn't seem particularly oily. He was scuzzy. I don't recall the teeth. If he had shaved, he would have had more of a rugged complexion."

? Did he have anything on his hands- grease, oil, cement, manure?

" He bruised my breast. I was amazed how strong his grip was. His hands were not particularly rough or have an odor. He was clean smelling and didn't have an odor.. I don't remember an odor or have any recollection of one. I'm a mouth breather and can't pick up odors well."

? When you were near him could you tell if he smoked or had clean teeth?

"I don't like smoking, but I got no impression if he smoked."

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 2

CASE NUMBER: _____ CLASSIFICATION: _____

INCIDENT: S 85-04851

DATE AND TIME: 08-01-85 1250 hrs

REPORT CONTINUED:

I have trouble remembering his teeth.

? Did he have liquor on his breath or was he dopey from drugs?

"No, I smelled no liquor. He seemed to know what he wanted to do."

? Did he basically hold you with his right or left hand?

"With his right hand. I can't remember too much."

? Did he have a weapon?

"I think he said, "I have a knife" when he got my top off. He said "I have a knife, do what I tell you." I didn't really know if he had a knife because he never produced it."

? Did he ever hesitate?

"I didn't know if he had second thoughts, because he didn't have any more than half an erection." He said "Take it hard", and he never really got hard. On more than one occasion during this time he said "You are really screwing this up or really fuckin this up." I don't recall him taking off my bottom. When he left, I tried to run and fell over. I remember sitting and looking at the blood on my hands and looking at the time. It was 5:30 AM and thought I had to get home. I saw a guy on the crest of the dunes. He had on a red t-shirt and was of medium build. I don't remember if he looked toward me. He just kept walking. He had on a swimsuit or short shorts. When we were in the dunes he told me to lie down and take my pants off and spread my legs or he would kill me. When we were going toward the woods and he was undoing my top he said "Do what I tell you, I have a knife."

? Where did you get the bruises on your breast?

"He had his mouth on my right breast and there is a small bruise."

? Did he pinch you or hurt you?"

"He just sucked on my breast. I expected him to be rougher especially after he started hitting me."

? Did you say anything to him?

"When he said "Put your mouth on my penis". I said, No, I'll do it with my hand. He said, "Then do it.". He were still standing at that time. Then he pulled my pants down part way. He touched me first in the crotch and then put my hand down there and said "Play with yourself". Then he said "Lie down on the ground". At that time I cooperated and lied down. When I had my hand on his penis, I said my husband is going to be looking for me. He said "You're screwing everything up."

? Did you try to fight when he first grabbed you?

"Yes, I was twisting and trying to get away. He had me by the shoulder and arm and I couldn't get away. When we were up by the trees I think he said he had a knife and "Do what I say". I think I yelled out toward a sailboat with the sails down. I hollered, help, somebody help me. They were too far out to hear me and I couldn't see the people in the boat. When he took me to the dunes he said "Shut up, were going to take a walk."

? Do you at any time think he had an orgasm or any fluid secretion?

"I don't think so. I worry about that because this was the worse time of my cycle for me and I get pregnant very easily."

Sheriff Accourek came at this time and put a tap on the phone.

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 3

CASE NUMBER: S 85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: 08-01-85 1250 hrs.

REPORT CONTINUED:

This is a second statement of the incident of the assault of Penny Beerntsen which occurred on Monday, July 29, 1985 as related to Deputy J. Dvorak on 08-01-85 at 1250 hours.

Starting from the time at First Creek. I looked at my watch because it takes ten minutes to get from the beach to Neshotah. It said ten to four. I remember thinking that it was good and that I'll be back by four and that my husband - Tom won't be worried. At that time I didn't see anybody on the beach. I had just passed someone before I got to First Creek. I don't think anyone was within earshot or view. There were a lot of people on the beach that day, but there was a lot of space in between them.

Then as I got nearer to the poplar tree I saw a man standing in the shade of the poplar tree. He put on a dark brown or black leather jacket fairly quickly as I was approaching him. I thought this was pretty strange to be putting on a heavy jacket on a warm day.

He started moving out toward the water away from the tree. I started angling out and jogged to the shallow water. He came after me and grabbed me from behind and tried to keep me from getting free. I tried to get free from his grip but he grabbed me tighter and said "We are going to take a little walk up into the sand." At that point I remember yelling "Help, somebody help me." I yelled out toward the sailboat in the water hoping someone saw him grab me or that they would hear me.

When we got over to the sand dunes he undid the back of my bikini top. I don't remember if he did the back or the top first. I struggled and felt his grip loosen. He said "Do what I tell you, I have a knife!" I could not get away.

Then he walked me into the woods, not very far- about 10-15 feet into the trees from the sandy area.. At that point my top was completely off. He must have moved over to my left side and undid his belt and unzipped his zipper. This is when we were still in the sand walking. When he exposed his penis. His underwear were white jockey shorts, not boxer shorts-- but briefs.

When we got into the woods he turned me around to face him. He started fondling my right breast. Then he put his mouth on my right breast and sucked it. Then he said to me "Make me hard." I put my hand on his penis. He said "Make it hard.", again because I put my hand there and didn't do anything. I think he put his hand on mine and started stroking the penis up and down. While I had my hand on his penis he put his hand in my crotch. I kept thinking that he's doing this with his left hand, and holding me with his right hand.. At this point we were face to face and he had a good grip on my arm..

When he took his hand out of my crotch he said "Play with yourself." So I put my hand on my crotch. Somewhere during this time I again said that my husband was going to be looking for me because I was never gone more than an hour. He said "You're fuckin' everything up" At this point he did not have any more of an erection than when he initially opened his pants. Then he said "Put your mouth on my penis!" I said No. He

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 4

CASE NUMBER: S 85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: 08-01-85 1250 hrs.

REPORT CONTINUED:

repeated "Put your mouth on my penis." I said No, let me do it with my hand. I don't think I touched him with my hands. He said "Lie down on the ground" and then forced me down. I was laying on my back. My legs were together and he was kneeling over me. He said "Spread your legs!" I said No. I don't ever remember my suit being completely off. He must have taken it off. He grabbed me by the nose and then hit me. He said "You're fuckin everything up and must have hit me on the face five or six times, and on the forehead. He was choking me. I kicked him at that point. When he said "You're going to die. I'm going to kill you." He was choking me. He had both hands on my neck. As he was choking me he kept saying "Are you going to do it? Are you going to do it?!" At that point I was thinking that if I don't say yes he's going to kill me. I couldn't get any air. or speak. He loosened his grip on my neck and said again "Are you going to do it?!" I said Yes, I'll do it. I don't know if I said again that my husband will be looking for me, and that it was way past the time I should have been back. I think he hit me once more around the face and then he left.

I don't know how many times I kicked him again or if he saw someone because he left go of me and went off to the west. I was surprised he had left.

After he left I was quite dazed and remember thinking I had to get up and run. I would suspect he wasn't with me more than twenty minutes. I felt real weak. I was on my back and rolled over, crouched on my hands and knees, stood up and then pretty much immediately fell over. I then got back on my hands and knees and crawled out of the woods into the sand dunes area. I remember sitting cross-legged in the sand looking at my hands and trying to figure out where the blood came from. I don't know. I was in a daze. I was going to look at my watch to see what time it was. I thought my watch was gone, that it must have fallen off. It was a gift from Tom. I remember thinking I should go back and get it. But then I thought he might come back. Then I thought I better crawl towards the beach. Right before I thought I should crawl back towards the beach I saw a man in a red T-shirt walking on the crest of the dunes. I think I sat there fifteen minutes or quite a while. I wanted to get up and move but I didn't feel able to. I hollered to the man in the red T-shirt Help, Help. I felt like I was hollering loudly but when I got to the beach I tried to talk and everything was coming out garbled. The man in the red T-shirt just kept walking north. I felt I should get down to the beach and started crawling. I think partway through my crawl I kind of collapsed and rolled over to my back. I don't think I layed there more than a couple of minutes. Then I got back on my hands and knees, crawled onto the beach and noticed a couple to the north of me. I started yelling "Help me, help me." I was crawling toward them as I called. I think the woman saw me first. She said "Oh my God." She and her husband started toward me. At that point I stopped crawling and sort of huddled in a ball on the beach. The woman put a towel around me. It was stripped black, purple and orange. The woman was very reassuring and said she

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 5

CASE NUMBER: S 85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: 08-01-85 1250 hrs.

REPORT CONTINUED:

would help me. I tried to tell her my husband was at Neshotah. I must have communicated to her which direction I came from. The woman asked if I could walk. I said I could walk, and they took me down the beach. My husband came toward us. Tom had sent a guy in a Jet Ski to look for me, and also my daughter. It seemed like the police and ambulance were there right away.

This revised statement was completed at 1400 hrs 08-01-85 and dictated as such to Deputy Dvorak.

J.A. Dvorak

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 12

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-01-85: Det. Conrad interviewed Charles M. Steffen, friend of Allan Avery. Charles Steffen provided the following statement to Det. Conrad:

"This past Monday I arrived at Al Avery's place at 12:05PM to help Al pour cement. A short time after 1PM the cement truck arrived. The guys on the crew were myself, Al and Steve, Lloyd (I don't know his last name) and Eric. I and Eric were striking off, Steve was on the shoot, and Al & Lloyd were spreading the cement. I stayed at Avery's until 4PM. Steve was still there when I left, because he drove his 4x4 down into the pit through a puddle."

The above statement was signed by Charles M. Steffen in the presence of Det. Conrad, and the original statement is enclosed in this investigative file.

Allan Avery showed Det. Conrad the area where the cement was poured. Located to the west of the residence was one slab which was 4" thick and measured 12' x 50'. Located on the west side of a utility shed was one 4" slab which measured 3½' x 12'. The third slab was located on the south side of the metal utility shed. That slab measured 4" x 3½' x 40'. Allan Avery stated that other individuals who were at his place when the cement was poured were Lloyd Scherer, who has no telephone and whose address is unknown to Allan, along with his wife, Rose Scherer. Other individuals were Pete Dassey (PH 793-4437), Barb Avery, who is Pete Dassey's girlfriend & Al Avery's daughter, Lloyd & Judy Blanke (PH 755-2802), and Marvin Mott, who is a neighbor and was there at approx. 2PM. Concentration as to individuals who possibly observed Steve Avery at that location were with the pouring crew, who would have been working with him at all times.

Contact was attempted with Don Cigler, an employee of Zeman Cement who provided the concrete for the work that day. Contact was made with Janet, office employee of Zeman Cement, at PH 863-2395. Janet will give Don Cigler the message to contact Det. Conrad. Janet also verified that on 07-29-85 10 yds. of cement were delivered to Al Avery's yard, and the cement was delivered in one load.

08-05-85 @ 1415 hrs.: Contact was again made with Janet at Zeman's Cement, and again it was requested that the message be left with Don Cigler to contact Det. Conrad at his earliest convenience. Janet stated she would pass that message on, and also would have a supervisor by the name of Rick make sure that Cigler got the message.

08-06-85 @ 1010 hrs.: Det. Conrad again called Janet at Zeman's Cement and informed her that Cigler had not yet contacted him. Janet then connected Det. Conrad with Rick, the supervisor, who stated he had talked with Don Cigler and it was his opinion that Cigler did not want to get involved in this investigation. Rick stated that he knew that Mr. Cigler would have to become involved because of the knowledge he had of this incident. Rick stated that Don Cigler told him he did not really know Steve Avery, and only knew of Al Avery's Salvage Yard over the past years. He stated he is not a close friend or relative of the Avers.

A photo line-up will be prepared and shown to Don Cigler at 1600 hrs. this date when he is finished working. Det. LNConrad/ *LN* dmm

STATEMENT OF:

NAME Charles M. Steffen

DATE 8/1/85 PAGE 1 of 1
TIME 1301 hrs.

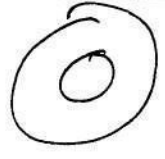
D.O.B. 1-19-40 AGE _____

ADDRESS 133 Packer Dr.

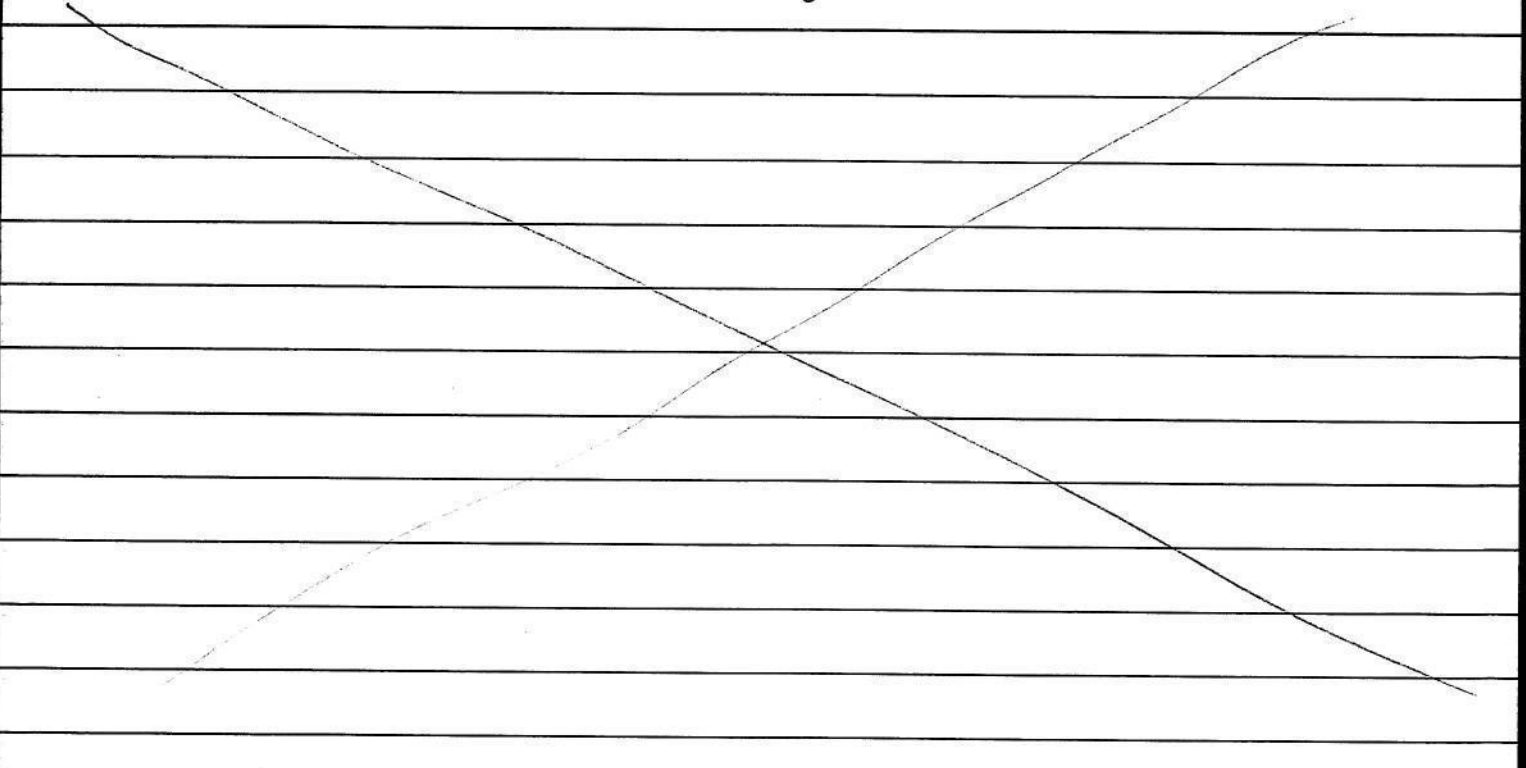
CITY Francis Creek STATE _____ ZIP 54214

PHONE 682-6864

FATHER _____ MOTHER _____



This past Monday I arrived at Al Averys place at 12:05 pm to help Al pour cement. A short time after 1:00pm the cement truck arrived. The guys on crew were myself, Al + Steve, Lloyd (I dont know his last name) and Eric. I ^{was} ~~was~~ striking-off, Steve was on the shoot + Al + Lloyd to spreading the concrete. I stayed at Averys until 4:00pm. Steve was still there when I left because he drove his 4x4 down into the pit through a puddle.



WIT. Det. Larry Conrad

SIGNATURE Charles M. Steffen

WIT. 8/1/85 @ 1315 hrs.

TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

YOU HAVE THE RIGHT TO CONSULT WITH A LAWYER BEFORE QUESTIONING AND TO HAVE A LAWYER PRESENT WITH YOU DURING YOUR QUESTIONING.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE APPOINTED TO REPRESENT YOU AT PUBLIC EXPENSE BEFORE OR DURING ANY QUESTIONING, IF YOU SO WISH.

IF YOU DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, YOU HAVE THE RIGHT TO STOP THE QUESTIONING AND REMAIN SILENT AT ANY TIME YOU WISH, AND THE RIGHT TO ASK FOR AND HAVE A LAWYER AT ANY TIME YOU WISH, INCLUDING DURING THE QUESTIONING.

Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT



CASE NUMBER: S85-04851 CLASSIFICATION: 04-06
INCIDENT: Assault
DATE AND TIME: _____

REPORT CONTINUED:

08/01/85 1415Hrs: Commenced search of area as indicated on rough sketch/map drawn by Deputy B. Frauenfeld. Four sweeps made, commencing on beach from NE to SW, including 'dune' and 'wooded' areas, 'first creek' to approximately 200 yards SW of point 'B' on the sketch/map. Also trails commencing at point 'C' to 'first creek' and to exits on Park Road. Unable to locate any evidence which could be reasonably associated with this incident. Searchers; Lt. J. Gospodarek, Capt. D. Belz, Deputies K. Bessler, D. Keery and J. Krizek and Explorer Scout S. Klein.
Search Terminated at 1550Hrs. Lt. J. Gospodarek *JmG*

08-01-85: Preparation was made this date for a live line-up to include the suspect Steve Avery. The line-up was scheduled for 4:15 p.m. at the Manitowoc County Sheriff's Dept. with a representative from the Public Defender's Office being present. At approximately 4:15 p.m. those present at the Manitowoc County Sheriff's Dept. for the line-up included the District Attorney Denis Vogel, a representative from the Public Defender's Office, the victim Penny Beernsten and her husband Tom Beernsten and also myself Sheriff Kocourek. A line-up of eight subjects was prepared in our line-up viewing room and the victim Penny Beernsten along with her husband, the District Attorney, and the representative from the Public Defender's office were in the viewing room adjacent to the line-up room. A one-way glass separated the two rooms so that the victim was able to view the line-up without the participants of the line-up being able to see the victim. The eight subjects involved in the line-up were arranged in order to suit the desire of the Public Defender and at 4:25 p.m. on 08-01-85 Penny A. Beernsten, the victim of the attempted murder/sexual assault viewed the eight persons in the line-up. Eight persons in the line-up are as follows:
1. Fred Barry, 2. Jesse Bucholtz, 3. Terry Timm, 4. James Norby, 5. Christopher Parworth, 6. the suspect Steve Avery, 7. Greg Manthey, and 8. John Havel. The victim Penny A. Beernsten viewed the eight subjects in the line-up and indicated by placing a checkmark after subject No. 6 on the Manitowoc County Sheriff's Dept. line-up form, form no. MCSD 049 that suspect No. 6 was the party that assaulted her on 07-29-85. Suspect No. 6 is identified as Steve Avery currently in custody at the Manitowoc County Jail.

Photographs were taken of the line-up to be preserved as evidence and also a videotape of the line-up was made and that is currently being preserved as evidence on videotape No. A-2. T.Kocourek, Sheriff dk

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

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CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Sexual Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-05-85 @ 1330 hrs.: Sheriff Kocourek, Tom & Penny Beersten, Cpt. Don Belz, Det. Fred Nicholson and Lt. Gospodarek returned to the scene of the above described crime. The objective was to attempt to determine if the victim, Penny Beersten, would be able to identify the exact spot on the beach where she was grabbed by her assailant and point out the area travelled through the sand dunes to a wooded area where she was sexually assaulted. Upon arriving in an area just southwest of First Creek, where it enters Lake Michigan, Penny Beersten immediately pointed out a PoppleTree growing near the beach and stated that this was the area where she was first assaulted by Steve Avery. Penny pointed out the area where the suspect was hiding in the trees, and also pointed out the area on the beach where he first grabbed her. She then pointed out the general area where she was forced to walk with Steve Avery, coming to a wooded area west of the sand dunes, and pointed out an area where she was forced to the ground, sexually assaulted and beaten. The area that she pointed out near the woods was the same area where the bottom from her swimsuit was located by the canine officer Bruno Frauenfeld. Photographs of the area were taken as evidence.
T. Kocourek, Sheriff/ *JK* dmm

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

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CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

08-05-85 @ 1600hrs: Departed the area the victims swim suit was found on foot. This area is approximately one mile north of Neshota Park, just inside a woods, adjacent sand dunes, along the beach. Proceeded on foot to squad #57 which was parked at Neshota Park. Arrived at squad #57 at 1613hrs, immediately proceeded to the Shopko store on the east side of Green Bay. The route taken to Green Bay was as follows: 22nd street in the City of Two Rivers west to Forest Avenue/Highway 147. Highway 147 north/west to I-43. I-43 north to Mason Street exit. Mason street west to Lime Kiln Road. Lime Kiln Road north to Shopko. Shopko is located at 1819 Main Street, Green Bay, WI.

The speed travelled averaged ten (10) miles over the posted speed limits, never exceeding fifteen (15) miles over the posted speed limits. Arrived at the Shopko Store, parked the squad and walked into the store. Once inside the store this officer walked to the area of the paint displays, then walked to the check out. At the check out there was an approximate three (3) minute wait. A small purchase was made, the cash register receipt was obtained. The cash register receipt indicates the purchase was made at 1657hrs. Det Fred R. Nicholson *FR*

Fred Nicholson

SHOPKO STORES, INC.
HELLO TO A GOOD BUY
201104 08-05-85

9033333	AND	Y	0.29
	SUBT		0.29
	5% TAX		0.01
8837 2110 SALE TOT.			0.30
201104 0-05-85			
	45# TENS		1.50
	CANS		0.70
TIME			1:57 PM

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

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CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: 08-05-85 1800hrs.

REPORT CONTINUED:

On 08-05-85 at 1532 hours Deputy J. Dvorak left the Manitowoc County Sheriff's Department in car 51 enroute to Keshoah Park in Two Rivers. Deputy Dvorak arrived at the park at 1553 and waited on the beach area for Detective Nicholson.

Detective Nicholson ran from the beach area toward cars 51 and 57 parked on the beach. Car 51 with Deputy Dvorak and car 57 with Detective Nicholson were 10-8, 10-76 to Shopko East, Green Bay, Wisconsin at 1613 hours.

Deputy Dvorak took the route- not exceeding any speed limits, as follows: park to 22nd street, 22nd to Washington, right on Washington to Forest Avenue, right on Forest Avenue to Church Street-Mishicot, left on Church Street to County B, right on B to 147, left on 147 to I-43, right on I-43 North exit to Mason Street, Mason Street north to Lime Kiln Road to the Shopko parking lot. Deputy Dvorak entered the Shopko store, made a purchase (Certs-\$.22), had a purchase ticket stamped at 5:02 by the Shopko clerk.

Both Deputy Dvorak and Detective Nicholson then returned to the Sheriffs Department.

Judith A. Dvorak *JAD*

J. A. Dvorak

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

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Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Sexual Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-06-85 @ 1550 hrs.: Det. Conrad made contact with Edward LeRoy Weber, who has been known to be a close personal associate of Steven Avery. Weber was asked if he could provide any information relating to any contact he might have had on July 29, 1985 with Avery. Edward Weber related the following statement to Det. Conrad:

"On the day that Steve Avery got arrested, I called Steve at his house around 2PM. I called to see if Steve had gotten the paint, and Steve said he was going to Green Bay to check out the price because the sale was off in Manitowoc. I think he said he would check out Shopko & Fleet Farm. The reason I was going to help Steve was because he doesn't like climbin a ladder. For doing Steve's high-up work, he agreed to give me two car fenders which is for a 1974 Dodge Charger. When I talked to Steve that day, Lori answered the phone and I could hear her call Steve. A short time later he answered the phone. I remember that was the day because the following day I went out to Steve's house and Lori said Steve was arrested last night. When I showed up, the police were there and one officer asked me what I was doing there. I said I was there to help Steve paint. The Sheriff was also there with a lady cop."

The above statement was signed by Edward LeRoy Weber in the presence of Det. Conrad on August 6, 1985 at 1600 hrs. The original statement is enclosed in this investigative file.

Eddie Weber was asked if he had discussed the Avery arrest in any manner with Lori Avery, and he stated that Lori had informed him that Steven had been arrested, but that it wasn't him because she was with him all day long. That was the extent of the discussion as it relates to this investigation.

08-06-85 @ 1800 hrs.: Det. Conrad talked with Donald J. Cigler, who resides at Rt. 1, Maribel, WI (DOB 09/05/33) with PH 863-2945. Don Cigler is the individual who delivered the cement to the Avery property on 07/29/85. Don Cigler related the following information to Det. Conrad. Cigler recalls delivering the cement to the Avery property on 07/29/85, and stated it was a 10-yd. load of concrete. Cigler did not remember the exact time he arrived, but stated he recalls being back at the plant site at 2:40PM and being informed by his boss that he could go home as there were no more loads to be delivered the rest of the day. Cigler stated that the only individual he recognized at the Avery property was Al Avery, due mainly to the beard he sports. Cigler thought there were approx. 5 people working on the cement project. When asked who was operating the shoot from the cement truck, Cigler remembered that it was a younger male. When shown a photo array of photographs which did include Steven Avery, Cigler stated that none of the individuals in the photograph were similar in appearance to the individual he recalls operating the shoot. Mr. Cigler stated, "I don't think that individual had a beard." Mr. Cigler remembers the individual who operated the shoot as working the large slab, but when he went to pour the two smaller slabs that individual was not involved in that project.

Mr. Cigler was asked if he has had any contact with the Avery family since the day the cement was delivered, and he answered "No."

Mr. Cigler was asked to state the maximum amount of time he spent at the Avery property, and he stated at maximum it was 1½ hours. Mr. Cigler thought it was probably less time than that - closer to just a little over an hour.

08-06-85 @ 1830 hrs.: While Det. Conrad was interviewing Donald Cigler, a radio message was overheard where a 10-50 had occurred at the intersection of Harpt Lake Rd. & Siehr Rd. As *h/c*

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

M-2

Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Sexual Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

a result, Avery's wrecker was dispatched. Det. Conrad made contact with Al Avery at that location and asked if he could provide specific information as to how Lloyd Scherer could be contacted. (Lloyd was reportedly one of the individuals helping pour cement.) Al Avery stated that the individual who had that information is his wife, but that it is very difficult to contact Lloyd, as the phone numbers given to the Averys are those of taverns and messages can only be left there. Mr. Avery then stated, "But you know he doesn't work." Det. Conrad asked what he meant, and he stated that he had some type of bag attached to his side (colostomy) and he is unable to work. NOTE: Mr. Avery stated during the first interview that Lloyd Scherer was involved in helping with the cement project. Mr. Avery stated that if we wished, he would obtain the information on the phone numbers and we could then contact him or his wife for them. Det. L.N.Conrad/ *hnc* dmm

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STATEMENT OF:

NAME Edward LeRoy Weber
D.O.B. 10-21-59 AGE
ADDRESS 1139 So. MAIN ST.
CITY Mishicot STATE WI ZIP
PHONE 755-4398
FATHER _____ MOTHER _____

DATE 8/6/85 PAGE 1 of 1
TIME 1550

On the day that Steve Avery got arrested, I called Steve at his house around 2:00 pm. I called to see if Steve had gotten the paint and Steve said he was going to Green Bay to check-out the price because the sale was off in Manitowoc. I think he said he would check-out Shopko & Fleet Farm. The reason I was going to help Steve was because he doesn't like climbing a ladder. For doing Steve's high-up ^{the work} he agreed to give me two cars, which is for a 1974 Dodge Charger.

When I talked to Steve that day, Lori answered the phone and I could hear her call Steve and a short time later he answered the phone. I remember that was the day because the following day I went out to Steve's house & Lori said Steve was arrested last night. When I showed-up the police were there and one officer asked me what I was doing there and I said I was there to help Steve paint. The Sheriff was also there with a lady cop.

WIT. Det. Larry Conrad
WIT. 8/6/85 @ 1600 hrs

SIGNATURE Edward Weber
TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

Before we ask you any questions, you must understand your rights.

1. You have the right to remain silent.
2. Anything you say can and will be used against you in a court of law.
3. You have the right to talk to a lawyer and have him present with you while you are being questioned.
4. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish one.
5. You can decide at anytime to exercise these rights and not answer any questions or make any statements.

Signed _____

* * * * *

WAIVER

I have read the above statement of my rights, and have had it read to me. I understand what my rights are. I am willing to answer questions and make a statement. I do not want a lawyer. I understand and know what I am doing. No promises or threats have been made to me and no pressure of any kind has been used against me.

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

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Page: _____

CASE NUMBER: S85-04851 Avery Case CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

08-07-85: D.A. Vogel requested that the Crime lab. be requested to do a pollen-spore-vegetation type search of the clothing brought down to the crime lab from the Avery search warrant.

Contacted the crime lab and was informed that they cannot do that type of testing but it was recommended that the Wis. Dept of Agriculture -Hygiene Div. should be contacted and they may be able to help regarding this matter. (608 266 2761)

Checked with D.A. Vogel. Advised to proceed.

Called the Dept. of Agriculture. Was referred to Mr. Jerry Myrdal who is the Director of the Dept. (608-267 3500) Mr. Myrdal stated that they could conduct tests for pollen, seeds, etc. and would be willing to do so. (They have done this for other Police agencies in the past. They are familiar with evid. procedures etc.)

Mr. Myrdal will contact the Crime lab today (Same building) and will set this up. He will call as soon as possible with any findings. My number as well as Capt. Belz's number given.

08-08-85: Rec. a call from Mr. Myrdal. The items cannot be tested until Friday. He will be gone but a Robert Norgren will be testing the items and will call as soon as possible with any results. (This could be Friday afternoon or Monday morning.)

Sgt. ARK

ARK

(NORGREN : 266-7132)

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

(S) 2

Page: -1-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

08-08-85 Exact time unknown. Reference during court proceedings against Steve Avery, attempted first degree murder, first degree sexual assault. Proceedings in court at this time were before Judge Allan Deehr.

During testimony, under oath, given by Edward Leroy Weber, DOB 10-21-59, Mr. Weber's testimony at this time was in reference to time element in case establishing the whereabouts of Steven Avery on the day of 07-29-85. During Mr. Weber's testimony on the stand, there seemed to be a great deal of discrepancy between the information he was then giving and his original statement given to Det. Conrad on 08-06-85. The statement given to Det. Conrad on 08-06-85 in as follows:

On the day that Steve Avery got arrested, I called Steve at his house around 2:00 P.M. I called to Steve to see if he got the paint and Steve said he was going to Green Bay to check out the prices because the sale was off in Manitowoc, I think he said he would check out Shopko and Fleet Farm. The reason I was going to help Steve was because he doesn't like climbing a ladder, for doing Steven's high up work, he agreed to give me two car fenders which is for a 1974 Dodge Charger, when I talked to Steve that day, Lori answered the phone and I could hear her call Steve and a short time later he answered the phone. I remember that was the day because the following day I went out to Steve's house and Lori said Steve was arrested lastnight. When I showed up the police were there and one officer asked me what I was doing there and I said I was there to help Steve paint. The sheriff was also there with a lady cop.

This was the end of the statement. Signed: Edward Weber
Witnessed by Det. Larry Conrad
Dated 08-06-85 at 1600 hrs.

Testimony given by Edward Weber on 08-08-85 in Judge Deehr's court, indicate that on 07-29-85 Mr. Weber spent the entire day in the Casco area painting on a garage. Mr. Weber indicated he was in the presence of Mr. Stanley S. Roose, DOB 03-31-31. Who lives at 14321 Hwy 42, Town of Two Creeks. Testimony indicated that Mr. Weber could not have spoken to Steven Avery at 2:00 P.M. on 07-29-85 due to the fact he was in the Casco area at the time. That if he did infact call Steve Avery it had to be later that evening. After Mr. Weber was dismissed from the stand, D.A. Vogel and Sheriff Kocourek instructed this officer (Belz) to follow subject, Weber, out of the court room, get the proper name he was alleged to be with on the 29th and followup on the information given by Mr. Weber both in the statement of 08-06-85 and testimony given on the stand on 08-08-85.

Ed Weber was confronted in the hallway outside of the court room, and was asked to give a brief description of what took place on what he testified to in court as to 07-29-85. Ed described the happenings of the day briefly as follows.

On Monday, July 29, 1985, arrived at the Roose residence on Hwy 42, 2½ miles south of Two Creeks, large brown house. I was told to be there at 7:00 in the morning, I got there around 7:00, we loaded a compressor and some painting equipment on Mr. Roose's truck and we left about 7:30 in the morning. We got to the Casco area to do painting on his father in law's garage, while we were there we didn't know if we had enough paint, we drove to Green Bay and bought more paint, then drove back to Casco, and

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: -2-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

started painting. We ate dinner at Casco at Mr. Roose's father in law's place around 12:00 noon, something like that. We painted somemore, we left Mr. Roose's father in law's place and went back to Mr. Roose's place on Hwy 42. I ate supper at Stan Roose's house, not sure of time possible between 7:00 and 7:30, I then left Mr. Roose's place and went back to my place in Mishicot. I think I called Steve around 8:00 or 8:30.

At this point Mr. ~~WEBER~~¹⁹⁹ was asked if he understood the seriousness of purjury, Mr. Weber indicated he did not, Mr. Weber was told the simplest way of explaining the word purjury was lying on the witness stand under oath, and that it was a felony offense rather serious, Mr. Weber was asked not to contact Mr. Roose until I had a chance to verify his story. Mr. Weber was also informed that if I could verify that he intentionally lied on the witness stand, the Sheriff's Dept. would seek a charge of purjury against him, also informed him that he should not consider this a threat in anyway, rather that of a promise.

08-08-85 @ 1725 hrs. Arrived at the Stan Roose residence at 14321 Hwy 42, Town of Two Creeks. Stanley S. Roose, DOB 03-31-31, age 54, was present at his residence. Mr. Roose was told that an investigation was being conducted into the matter of testimony given by Ed Weber, reference a trip he made with Mr. Roose to the Casco area to do painting on a garage at Mr. Roose's father in law's residence in the Casco area. It was explained to Mr. Roose that according to Mr. Weber's testimony, the trip to the Casco area was on 07-29-85. Mr. Roose related the following information by verbally and in a written statement. Information as follows:

On August 1, 1985, at about 7:30, Ed Weber came to my home. Then we went to Rio Creek to stain my father in law's garage. After getting to my father in law's we went to Green Bay to Minnards to pick up six gallons of Olympic stain. We then came back to Rio Creek and started to stain about 10:30, my father and mother in law returned about 11:00, we kept staining until dinner was ready, we ate dinner there, then returned to finish staining, then cleaned up paint gun and paint pot, then we came back home to my place at about 5:30 or 6:00. Ed ate supper at our place with us, I did not go to Rio Creek on July 29.

End of statement. Signed by Stanley S. Roose, time 1835 hrs.

Also present at the Roose residence was Lila E. Weber, DOB 11-29-60, Lila lives in the upper apartment in the same residence as Stanley Roose. Lila Weber was also asked her recollections of the day her brother, Ed Weber, came to the Roose residence to accompany Mr. Roose to the Casco area to do painting on Mr. Roose's father in law's garage. Her recollection of the particular day in question was given both verbally and in a written statement, information as follows:

I recall the day Stan and Ed Weber went to paint on a garage Stan built up north I think in Algoma this was the same day Two Rivers had it's Crazy Days Sale on August 1, 1985. I think ~~WEBER~~¹⁹⁹ between 7:00 and 7:30 A.M. 08-1-85. I recall Stan and Ed came back from up north around supper time a little after 6:30 P.M. Ed ate supper here and left shortly after Ed even got a speeding ticket taking the babysitter home (Tammy Weber) he paid a \$44.00 fine.

End of statement (Note: Lila printed on the same statement the following)

I had Captain Belz print out this statement for me. Signed Lila E. Weber
Time: 1800 hrs.
Witness: Captain Don A. Belz

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: -3-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

The date of Crazy Days Sales in Two Rivers was verified by placing a call to Sgt. Teske of the Two Rivers P.D. Sgt. Teske informed me that the name of the sales day was Maxwell Sales Days not Crazy Days and it was on August 1, 1985. Lila Weber also presented me a sales slip from Evans Dept. Store in the City of Two Rivers. This sales slip in Lila's words would verify the date that the street sale in Two Rivers was conducted substantiating the date Edward came to the Roose place to make the trip to the Algoma area to do painting on the Roose father in law's garage. Sales slip was attached to Lila Weber's original statement and Lila Weber signed her name to the back of same.

During the time this officer spent at the Roose residence, Stan Roose made a phone call to his mother in law, Dorothy Piesler, of R# 1, Algoma, phone 487-2457. At the time of the phone call to Mrs. Piesler, Stan Roose presented me with an extension phone to listen in on the conversation. In short, Mrs. Piesler stated that it was August 1, 1985, that Stan and this Ed was at her place.

08-09-85 @ 0900 hrs. Rechecking on statement given by Lila Weber, on 08-08-85, reference Ed Weber receiving a speeding ticket of August 1, 1985. Checked with Manitowoc County files, turned out to be negative. Checked with Two Rivers Police Dept. files, turned out to be negative. A check with Manitowoc Police Dept., records turned out to be negative. A check with Mishicot P.D., files turned out to be negative. Contact was made with Manitowoc County Clerk of Courts and they infact had the driver's license of Ed Weber in their possession but no copy of original citation. Citation number of receipt for license was 495430. A call was placed to Wisconsin State Patrol, District Headquarters, to have Officer Roehl, badge 464, contact this department. Officer Roehl appeared in person at this office at apporoximately 1100 hrs. Officer Roehl was asked if he could get me a photocopy of the citation issued to Ed Weber on August 1, 1985. Officer Roehl stated that the files were in the possession of his supervisor and that he would make every effort to obtain a copy of same.

08-09-85 @ 1330 hrs. Officer Roehl presented a copy of the citation issued to Ed Weber on August 1, 1985, ticket indicates the following. Charge was speeding, location was STH 42, southbound, ½ mile north of CTH V, Town of Two Creeks. Time 7:26 P.M., date 08-01-85, citation #K 495430, issued to Edward L. Weber of 1129 So. Main St., Mishicot, Wisconsin, DOB 10-21-59. Vehicle listed as Dodge, two door, vehicle plate #LX5614, expiration date 85. Captain D. Belz cb

STATEMENT OF:

NAME WEBER LIA EPAGE 1
DATE 8-8-85 TIME 1732D.O.B. 11-29-60 AGE 24ADDRESS 14321 HY 42 T.R.CITY TWO RIVERS STATE WIS ZIP 54241PHONE 755-4578FATHER N/A MOTHER N/A

I RECALL THE DAY STAN AND ED WEBER WENT TO PAINT ON A GARAGE STAN BUILT UP NORTH I THINK IN ALGOMA. THIS WAS THE SAME DAY TWO RIVERS HAD ITS CRAZY DAY SALE ON AUG. 1ST, 1985.

I THINK ED CAME HERE BETWEEN 7 AND 7:30 AM 8-1-85,

I RECALL STAN & ED CAME BACK FROM UP NORTH AROUND SUPPER TIME A LITTLE AFTER 6:30 PM.

ED ATE SUPPER HERE AND LEFT SHORTLY AFTER. ED EVEN GOT A SPEEDING TICKET TAKING THE BABY SITTER HOME (TAMMY WEBER) HE PAID A \$44.00 FINE.

I Had Capt. Belz print out this statement fo me.

PART OF THIS STATEMENT SALES SLIP FROM EVANS T.R.

WITT. Capt. A. BelzSIGNATURE Lia E. Weber

WITT. _____

TIME 1800 HRS

23

Place _____

Date _____

Time _____

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

YOU HAVE THE RIGHT TO CONSULT WITH A LAWYER BEFORE QUESTIONING AND TO HAVE A LAWYER PRESENT WITH YOU DURING YOUR QUESTIONING.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE APPOINTED TO REPRESENT YOU AT PUBLIC EXPENSE BEFORE OR DURING ANY QUESTIONING, IF YOU SO WISH.

IF YOU DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, YOU HAVE THE RIGHT TO STOP THE QUESTIONING AND REMAIN SILENT AT ANY TIME YOU WISH, AND THE RIGHT TO ASK FOR AND HAVE A LAWYER AT ANY TIME YOU WISH, INCLUDING DURING THE QUESTIONING.

Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME STANLEY S. ROOSE
 D.O.B. 3-31-31 AGE 54
 ADDRESS 14321 HY 42
 CITY TWO RIVERS STATE WIS ZIP 54241
 PHONE 765-4578
 FATHER N/A MOTHER N/A

PAGE 1
 DATE 8-8-85 TIME 1732

On Aug 1, 1985 at about 7:30 Edwebber
 came to my home. Then we went to Rio Creek
 to stain my father in laws Garage after
 getting to my father in laws we went to
 Green Bay to Menards to pick up 6 gal
 of Olympic Stain. We then came back to
 Rio Creek and started to stain about 10:30
 My father and Mother in law returned
 about 11 o'clock we kept staining until
 dinner was ready we ate dinner there
 then returned to finish staining then
 cleaned up paint Gen and paint pot
 then we came back home to my place
 at about 5³⁰ or 6 o'clock Ed ate supper
 at our place with us I did not
 go to Rio Creek on July 29th

WIT. Carl P. A. BySIGNATURE Stanley S. Roose

WIT. _____

TIME 1835 Hrs

2
3

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: -4-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

08-12-85: Called the Weber residence (PH 755-4398) and spoke to Doris Weber, mother of Edward. Doris stated that Edward was not home; he had stayed the night with Gayl Dillon, and may possibly still be there. The phone number given for Dillon was 755-4495. Doris also stated that if Edward did come home, she would have him contact me immediately.

08-12-85 @ 0950 hrs.: Called the Gayl Dillon residence and spoke to Gayl, who stated that Ed had already left his residence. He stated if Ed did return, he would have him contact me immediately.

08-12-85 @ 1030 hrs.: Placed a call to the Stan Roose residence (PH 755-4578) and spoke to Lila Weber. I asked about Ed Weber's whereabouts. Lila stated that Ed was there and was now with Stan Roose in the area someplace doing some odd jobs. She stated they should return around dinner time.

08-12-85 @ 1115 hrs.: Ed Weber called this office. He was told to be at this office at 1:15PM this date. Ed stated, "Okay, I'll be there."

08-12-85 @ 1305 hrs.: Ed Weber and his mother, Doris, arrived at this office. At this point Edward Weber was told I would like to have him read over the statement that he gave to Det. Conrad on 08-06-85. I also stated that it seemed that Ed had a great deal of difficulty remembering dates, times & places. To this Ed answered, "Yes, I have trouble remembering times & dates." Ed read over the first statement, which took quite some time. After reading the statement, Ed made the remark, "I really thought that was the day I was helping Stan Roose paint. I even called Gayl Dillon to see if he could recall which day I was with him." At this point Edward Weber was told that we would try to straighten out this whole matter and bring back recollection of what happened on each of the days in question. At this point Ed Weber was read the Miranda Warning, which he stated he fully understood, and signed. He was also read the Waiver portion, which he stated he understood and signed. Realizing his rights, Ed Weber was willing to talk to me at this time. He signed this document at 1330 hrs. on 08-12-85.

The following was explained to Edward Weber in reference to the first statement given to Det. Conrad on 08-06-85. "Edward, you stated in your statement that on the day Steve Avery got arrested, which would be 7-29-85 on Monday, that you called Steve around 2:00PM and talked to him about having paint and possibly painting his house in exchange for some fenders for your car. You even stated that when you called Steve, Lori answered the phone and you could hear her call Steve. You stated a short time later Steve came to the phone. One part in your first statement is a remember part. It states as follows - I remember that was the day because the following day I went out to Steve's house and Lori said Steve was arrested last night. When I showed up, the police were there, and one of the officers asked what I was doing there. I said I was there to help Steve paint. The Sheriff was also there with a lady cop." At this point Mr. Weber was asked about the part about the lady cop being there and Lori telling him that Steve was arrested last night, along with the fact that the Sheriff was even there. He was asked if this refreshed his memory as to the day the phone call was made. Ed Weber's answer was to the effect that he didn't know the day; he thought that was the day he was painting with Roose.

At this point I explained to Mr. Weber that I had talked to Stanley Roose, and that he related "The day Eddie Weber & I went to Rio Creek to paint on my father-in-law's garage

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: -5-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

was August 1st, 1985." In fact, we had even called his mother-in-law, Dorothy Piesler, of Rt. 1, Algoma in the village of Rio Creek, and she stated that the day that Stan and Eddie were painting on the garage was August 1st and that she, in fact, had paid Eddie \$7.00. Ed Weber made the remark, "Yup, that was \$7 I got for painting that day." I also informed Ed Weber that the information received from his sister, Lila (who stays at the Roose residence), was as follows. She recalled that the day Stan & Ed went to paint on the garage that Stan built up north for his father-in-law, was the same day that Two Rivers had its Crazy Day Sale. The date of the Crazy Day Sale in Two Rivers was checked out with T.R.P.D, and it turned out to be August 1, 1985. Lila Weber even presented a sales slip from Evans Dept. store for items of clothing she purchased on that particular day. Also, Lila related that on that same day, when Stan & Ed returned was around supper time, and Ed ate supper at the Roose residence, and left there to take the babysitter (his sister, Tammy) home. Lila also related that Ed even got a speeding ticket that night.

At this time Ed was shown a copy of the citation issued to him on 08-01-85 at 7:26PM. Citation was issued by R.M.Roehl, Badge #464, of State Patrol. Ed at this point stated, "Yup, I guess that was the night. I had my days really confused." At this point Ed was asked if he would now write out a statement on what took place on 07-29-85, now that his mind was refreshed with true facts. Ed stated he would do so. He was given a Statement form and was asked to write in his own handwriting what actually took place on 07-29-85. Ed started writing his statement at 2:09PM on 08-12-85.

08-12-85 @ 1506 hrs.: Edward Weber finished writing his statement. That statement relates the following:

"On the day Steve got arrested, I called Steve at his house sometime in the afternoon to see if he got the paint. Steve said he was going to Green Bay to check out the price because the sale was off in Manitowoc. I think he said he would check out Shopko or Manitowoc. The reason I was going to help Steve was because he doesn't like to climb a ladder for doing Steve's high up painting. He was going to give me two car fenders for my car. When I talked to Steve that day, Lori answered the phone and I heard her call Steve from outside, and Steve came to the phone. Then my sister called there around 8 or 9, and he said he got the paint and that I should come over the next day. Then the next day I went out to Steve's house. Lori said Steve got arrested. Before I saw Lori, an officer was there and he came out and asked me what I'm doing there. I told him I was there to paint. And I noticed that the Sheriff was there and a lady cop. The day I was on the stand, I was sure the statement I gave was to be true that I was up in Casco. I was mixed up on dates."

The above statement was signed by Edward L. Weber and was witnessed by Cpt. Don A. Belz and Doris Weber, mother of Edward Weber.

At this point Ed Weber was told that the facts reference the first statement given to Det. Conrad, the testimony given while under oath, and his second statement would be turned over to the District Attorney to be evaluated to determine if all five elements of the crime of perjury were present for possible prosecution. At this point Ed Weber was asked the following question. "From the time you gave the first statement to Det. Conrad, did you divulge the information to anyone?" Edward Weber's answer was, "My ma and my sisters knew about it." Ed was then asked, "At any time did any member of the Avery family or anyone else suggest or ask you to change your story?" Ed answered, "Not that I know of. No"

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: -6-

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

Edward Weber was again asked, "Are you sure no one convinced you in any way to change your story?" Ed's answer again was, "Not that I know of. No one told me to change my story. I was just mixed up on my days and I thought that day I was in Casco painting."

NOTE: Copy of original statement, interview minutes after testimony given under oath, copies of witnesses statements verifying days, along with second statement given by Edward Weber were turned over to the District Attorney for evaluation. Cpt. D.A.Belz/ dmm

STATEMENT OF:
NAME Richard W. Kornely.
D.O.B. 3-9-59 AGE _____
ADDRESS Rt 1 Maubel
CITY _____ STATE WV ZIP 54227
PHONE 863-6871
FATHER _____ MOTHER _____

PAGE _____
DATE 8-12-85 TIME 1100.

U

on 7-25-85. Al Avery called in at approx 2:30 to order concrete for next day. We set it up for a 7:30 delivery on the 26th providing the weather was good. If there was to be any change he would call by 6:30 which he did call to confirm order at 6:30.

on 7-29-85 Al Avery called in at approx 11:00 on the 29th for a 1:00 pm delivery that day the delivery was on time with 10yds concrete he was back at plant shortly before 3 o'clock Zeman driver left work at approx. 3 o'clock after running out truck and checking in for next day assignment.

WITT Det R.C. Meilman

SIGNATURE Richard Kornely

WITT _____

TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Edward L. Weber

DATE 8-12-85 TIME 2:09 PM

D.O.B. 10-21-59 AGE 25

ADDRESS 1129 S. Main St.

CITY Michicot STATE WI. ZIP 54228

PHONE 755-4398

FATHER _____ MOTHER _____

On the day Steve got arrested I called Steve at his house sometime in the afternoon to see if he got the paint. And Steve said he was going to Green Bay to check out the price because the sale was off in Manitowoc. I think he said he would check out Shopko at Manitowoc. The reason I was going to help Steve was because he doesn't like to climb a ladder. For doing Steve high up painting he was going to give me two car fender for my car when I talked to Steve that day Lori answered the phone and I heard her call Steve from outside. And Steve came to the phone. And then my sister call there around 8:00 or 9:00 and he said he got the paint and that I should come over the next day. Then the next day I went out to Steve house Lori side Steve got arrested. Before I saw Lori and officer was there and he came out and ask me what I'm doing there and I told him I was there to paint. And I notice that the Sheriff was there and a lady cop I the day I was on the stand I was sure the statement I gave was to be true. That I was up in Casco & I was mixed up on dates

WITT. [Signature]

SIGNATURE Edward L. Weber

WITT. Doris Weber

TIME 3:06 PM

2
2

Place MISO OFFICE OF CAPT. BELZ

Date 8/12/85

Time 1330 HRS

MIRANDA WARNING

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Signed Edward Weber

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS? YES.

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT? YES.

Signed Edward Weber

Witness [Signature]

Witness _____

Date 8/12/85

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: _____

CASE NUMBER: _____ CLASSIFICATION: _____

INCIDENT: Avery/ Beerntsen Case.

DATE AND TIME: _____

REPORT CONTINUED:

08-13-85: Received a call from the Crime Lab. Sherry Calhane inquired as to the importance of the sand samples requested at the drop off of the evidence. She was advised that the sand samples could place the suspect (along with other evidence etc.) at the scene of the crime. She then stated that she could not do that type of testing but did switch me to a Michael Haas who is involved in soil and sand sampling.

Mike Haas also inquired as to what we needed and it was explained to him as was explained prior. I was then informed that all they could do is to sweep the clothing of the suspect for sand samples and determine the color of the sand found. (same with the floor mat) He was then asked if the victim's clothing could also be swept and if sand is found to compare it with the sand found on the suspect's clothing? He stated that this could be done but if a mineral test was needed this would have to be sent to the F.B.I. lab. He was advised to obtain samples if possible and if they compare then we could discuss sending them to the F.B.I. lab. He will call if something is found. Also he was advised that a sample of sand from the scene could be sent if needed. Sgt. ARK *ARK*

STATEMENT OF

NAME

Donald J. Cigler

PAGE _____

DATE

08-15-85

TIME

1040

D.O.B.

9-5-33

AGE

51

ADDRESS

14716 Redwood St

CITY

Maibell

STATE

Wv

ZIP

54227.

PHONE _____

FATHER _____

MOTHER _____

The only contact I had with the Avery case recently was last Thursday ⁸⁻⁸⁻⁸⁵ the day ~~of~~ of the hearing when Rick Komely told me that a girl called me at work at Zemens. I called her back about 1140 AM. I called Appleton as she said that is where I should contact her. Her name was Tina. When I called her back. She asked me if I knew Steve Avery? I told her that I do not know him. I can't remember if she asked me anything else. I have not had any contact with al Avery or any one from his family since the hearing. I have not received any threats or have I been asked to change my story or any further testimony. I more or less took for granted that this Tina was a lawyer from Appleton handling the Avery case.

WIT.

Det R.C. Meikner

SIGNATURE

Donald Cigler

WIT. _____

TIME _____

Place _____

Date _____

Time _____

MIRANDA WARNING

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

STATEMENT OF:

NAME Richard W Kornely

PAGE _____
DATE 08-15-85 TIME 1100

D.O.B. _____ AGE _____

ADDRESS Rt 1

CITY Maribel STATE Wisc. ZIP 54227

PHONE 863-6871

FATHER _____ MOTHER _____

On 8-8-85 I received a call from Tina. She said she was from the Public Defenders office and wanted to talk to Don Cigler regarding the Avery case. I believe the time was around 10:30 and Don returned her call at approx 11:30 12:00. He was given an Appleton phone number.

WITT. Det R.C. Meibon

SIGNATURE Richard W Kornely

WITT. _____

TIME _____

Place _____

Date _____

Time _____

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Signed _____

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed _____

Witness _____

Witness _____

Date _____

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-15-85 @ 1315 hrs.: Spoke to Steve Harrington (fingerprint analysis) in reference to the note found near the crime scene area. Checked with Mr. Harrington to see if he had developed any fingerprints on the note. His reply was, "Nothing at this time. Next test will be with the laser beam." He also stated that should he find anything, he will call this department immediately.

Next contact was with Mike Haas, who is doing tests on the suspect's & victim's clothing. Mr. Haas was asked if anything had developed as of this date. His reply was, "As far as sand on items of evidence, no possible comparison between suspect and victim's clothing. As far as specimens taken from the victim's clothing (bikini) and mat from suspect's truck, there is nothing that can be compared. At this point the minute quantity of sand found could not be compared by the Federal Bureau of Investigation as to origin." Mr. Haas stated that the next test would be conducted by Sherry Culhane.

Spoke to Ms. Culhane, who advised that the only items of evidence she had a chance to check out at this time would be the swabs & smears taken by the hospital. Both turned out to be negative. Ms. Culhane also stated that she had just received the items of clothing from Mike Haas, and she has not had time to make any searches for hairs, etc. As soon as she has anything, she will call this department immediately. At this time I advised Sherry that the reason for the expiditing of information on the evidence was that the defendant is being held without bail, and this would call for a trial within 60 days. She understood and said she would get back to this department as soon as possible. Ms. Culhane was asked if she had any knowledge of the Dept. of Agriculture/Hygiene Division being contacted to conduct tests on the items of clothing for possible vegetation spores and so forth. She stated she believed that Robert Norgren of the Dept. of Agriculture/Hygiene Div. would be conducting these tests, but has not done so as of yet. Cpt. D.A.Belz/ dmm

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 1

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Assault/Attempted Murder

DATE AND TIME: _____

REPORT CONTINUED:

08-16-85 @ 0845 hrs.: This entry is made in reference to a rumor that Scott A. Williquette (DOB 05/19/52) of 1128 N. 8th St., Manitowoc observed the suspect, Steve Avery, in the City fo Two Rivers on 07/29/85 around the noon hour of said date. It was found that Scott Williquette worked for the Formrite Tube Co. of Two Rivers. Arrangements were made to meet Scott at 0900 hrs. on 08-16-85.

Det. Meihnsner and Cpt. Belz arrived at Formrite Tube Co. at 0845 hrs. on 08-16-85. Cpt. Belz went to the main office of the company, finding that the office was closed for the day. After some effort, Cpt. Belz did locate some of the time keepers. Time keeper produced a computer printout, listing Scott Williquette as working from 0700 hrs. to 1547 hrs. on 07/29/85, with a 10 min. break at 0900 hrs., followed by a 30 min. break at 12:00 Noon. All information indicated that Scott Williquette put in a full 8-hr. day on 7/29/85.

08-16-85 @ 0900 hrs.: Det. Meihnsner & Cpt. Belz met Scott Williquette at the north plant door of Formrite Tube Company. Mr. Williquette was told that we were there checking on a rumor to see if he could possibly help us on establishing times & places in the Steve Avery case. Mr. Williquette was asked if he knew Steve Avery. His answer was, "Yes, he is some shirt-tail relation on my wife's side." Mr. Williquette was asked if, in fact, he saw Steve Avery on Monday, 07/29/85. Scott Williquette related the following:

"At approx. 12:05 on 07/29/85 I saw a vehicle on Lakeshore Dr., and the subject driving waved to me (subject did not have a beard). I remember I talked to my wife about this and stated that it could have possibly been Steve Avery. It wasn't too long after that that they had a picture of Steve on the TV. At this time I realized that the subject waving to me could not have been Steve because Steve had a beard in the picture."

Mr. Williquette also related that Steve Avery & he did not really get along too well, and that the last time he got in trouble with the rifle & forcing a lady off the road, the victim in that incident was a friend of Scott Williquette. He stated if he had any information that would help in the Steve Avery case in Two Rivers, he would be more than willing to give us that information because he figures Steve really has to have something wrong with him.

Mr. Williquette was shown an array of 6 photographs, and immediately picked out that of Steve Avery. Cpt. D. Belz/ dmm

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 17

CASE NUMBER: S84-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

09-09-85 @1515 hrs. Sheriff Thomas Kocourek requested that Det. Conrad interview Lawrence Thomas Klein DOB: 03-19-60 resides in the City of Two Rivers. Sheriff Kocourek had been informed by Allan Avery the father of the suspect Steven Avery that Lawrence T. Klein is very similar in appearance to his son Steven Avery.

Contact was made at the Two Rivers Police Dept. and it was determined that Lawrence T. Klein is currently residing at 617-22nd St., Two Rivers, Wi.

09-09-85 @1600 hrs. Det. Conrad interviewed Lawrence T. Klein in squad 56 which was positioned near the Klein residence. Prior to the interview Klein was informed of his Miranda Warning and waiver and freely and voluntarily waived his right to self incrimination and signed the Miranda Warning and waiver in the presence of Det. Conrad. That statement is enclosed within the investigative file. Lawrence Klein was asked if he had any information relating to the assault on the beach north of Neshotah Park along Lake Michigan. Klein stated that he was very much aware of the incident as on the day of the incident he was working on his brother, Doug Klein, motor vehicle which was parked in his driveway. Also working on the motor vehicle at that time was Fred Peters and Lawrence Klein's father, Lawrence T. Klein Sr. Lawrence Klein stated that it was somewhere between 3:30 and 4:30 on the date of the incident that himself, his father, Doug Klein, and Fred Peters were working on Doug Klein's vehicle when they observed Police cars drive past his residence on 22nd St. Lawrence Klein stated that himself and his father then drove down to the area of Neshotah Park and saw a gathering of people but were informed that they must stay back away from the area at the direction of the Police Officer.

While interviewing Lawrence T. Klein, Lawrence T. Klein Sr. arrived at his son's residence leaving Lawrence T. Klein in squad 56 Det. Conrad independently interviewed Lawrence T. Klein Sr. away from Lawrence T. Klein who was positioned in squad 56. Lawrence T. Klein Sr. gave the same identical story as his son. Immediately after interviewing Lawrence Klein Sr. Det. Conrad interviewed Fred Peters who resides at 617-22nd St. and received the same identical information that all were working on Doug Klein's motor vehicle.

Each of the three individuals interviewed were interviewed independently of each other without any chance of the three getting together to tell one another what they had told Det. Conrad.

Lawrence T. Klein has agreed to stop at the Sheriff's Dept. Sept. 10th, 1985 at 1330 hrs. to have his photograph taken and to be videotaped by Sheriff Kocourek. L.N. Conrad *he* ks

Place Squad # 56
Date 9-9-85
Time 1600 hrs.

MIRANDA WARNING

YOU HAVE THE RIGHT TO REMAIN SILENT.

ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

YOU HAVE THE RIGHT TO CONSULT WITH A LAWYER BEFORE QUESTIONING AND TO HAVE A LAWYER PRESENT WITH YOU DURING YOUR QUESTIONING.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE APPOINTED TO REPRESENT YOU AT PUBLIC EXPENSE BEFORE OR DURING ANY QUESTIONING, IF YOU SO WISH.

IF YOU DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, YOU HAVE THE RIGHT TO STOP THE QUESTIONING AND REMAIN SILENT AT ANY TIME YOU WISH, AND THE RIGHT TO ASK FOR AND HAVE A LAWYER AT ANY TIME YOU WISH, INCLUDING DURING THE QUESTIONING.

Signed (+) Lawrence A. Chi

* * * * *

WAIVER

DO YOU UNDERSTAND EACH OF THESE RIGHTS?

REALIZING THAT YOU HAVE THESE RIGHTS, ARE YOU NOW WILLING TO ANSWER QUESTIONS OR MAKE A STATEMENT?

Signed (+) Lawrence A. Chi

Witness Det. L. Connel

Witness _____

Date 9-9-85 @ 1604 hrs.

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: 18

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

11-27-85 @ 0845 hrs.: The following individuals were contacted by Det. Larry Conrad and Chief Deputy Kusche. These individuals are listed by Atty. James Bolgert as witnesses for Steven Avery in Case #S85-04851.

11-19-85 @ 1410 hrs. contact was made with Kathryn Schroeder, Asst. Store Manager of the Shopko East store at 1819 Main St., Green Bay, WI. Ms. Schroeder stated that she made a statement for a detective previously and can't remember much else. She doesn't remember the man much at all, just the very young baby. Ms. Schroeder states that she doesn't remember anything else or anything differently than her previous statement related.

11-19-85 @ 1430 hrs. contact was made with Patricia A. Lax at her residence at 2472 Finger Rd., Green Bay. Ms. Lax stated that after seeing the defendant in court, she is all the more sure and positive that he is the individual she saw at the Shopko East store in Green Bay on July 29, 1985, as per her previous statement.

11-26-85 @ 1340 hrs. Donna Avery was contacted at her residence, Route 2, Avery Rd., Two Rivers. Donna stated that she was present at the residence, which is adjacent to the Al Avery residence & business place on Avery Rd., on 07/29/85. She further stated that she saw Steve at the residence at approx. 1200 hrs. She later in the day saw him leave, but she did not make a note of the time of his departure. Donna further stated that the Thursday prior to that date, which would be 07/25/85, she had cut Steven Avery's hair rather short and trimmed his beard very close to his face; therefore, at the time of the incident, he would not have had long hair or a bushy beard.

11-26-85 @ 1435 hrs. Peter Dassey was contacted at the residence of Barbara Avery at 1511 Jefferson St., Two Rivers. Mr. Dassey states that he was at the Al Avery residence on 07/29/85 and Steven Avery was there. He states that Steve left at approx. 3:55PM; he did not see Steven leave, but was told he had left. Mr. Dassey further states that at the time Avery's hair was cut short & straight and was not curly.

11-26-85 @ 1310 hrs. contact was made with Charles Steffen at his place of business. Mr. Steffen states that he was present on 07/29/85 at the Al Avery residence and place of business, and he observed Steven Avery there working. He observed Steven Avery leave at 3:55PM on that date.

E. Kusche/ 

dmm

MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT

Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: _____

DATE AND TIME: _____

REPORT CONTINUED:

Sexual Assault and Garrison was sentenced to 9 months in Manitowoc County Jail.

The computer records indicate that Garrison was residing at 1507 Washington St., Manitowoc. On 12/06/85 Det. Conrad went to that residence and spoke with a male party, who indicated that Garrison was not there but is expected to be in the area on 12/07/85.

Det. Conrad returned to the 1507 Washington St. address on 12/07/85 and was informed by a female that Garrison no longer resides at this address, but is residing somewhere on the south side of Manitowoc with an unknown female. Further checking will be done to determine the exact whereabouts of BRYAN GARRISON so that he can be interviewed relating to the letter received from Atty. Bolgert. Det. LNConrad/ *MC* dmm

STATE OF WISCONSIN : CIRCUIT COURT : MANITOWOC COUNTY

STATE OF WISCONSIN,

Plaintiff,

v.

STEVEN A. AVERY,

Defendant

Case No. 85-FE-118

Hon. Fred H. Hazelwood

MANITOWOC COUNTY
STATE OF WISCONSIN
FILED

SEP 16 2002

AMENDED ORDER

CLERK OF CIRCUIT COURT

Based on Steven Avery's Motion for Post-Conviction DNA Testing, oral arguments heard on March 22, 2002, and evidence presented at the hearing, it is ordered that Steven Avery's motion for post-conviction DNA testing is GRANTED. The following evidence shall be released for DNA testing pursuant to Wis. Stat. sec. 974.07:

- 1) Head hair identified by the State at trial as "microscopically consistent" with that of the victim (Referred to at trial as exhibit 31 and marked by the Wisconsin State Crime Laboratory as item F-2),
- 2) Unknown pubic hair (Referred to at trial as exhibit 38 and marked by the Wisconsin State Crime Laboratory as items C-1 through C-5),
- 3) Unknown head hair (Referred to at trial as exhibit 38 and marked by the Wisconsin State Crime Laboratory as items C-1 through C-5),
- 4) Pubic combings (Referred to at trial as exhibit 38 and marked by the Wisconsin State Crime Laboratory as item D-10),
- 5) Fingernail scrapings (Referred to at trial as exhibit 38 and marked by the Wisconsin State Crime Laboratory as item D-13), and
- 6) Comparison standard samples of victim's head hair and pubic hair and Steven Avery's head hair and pubic hair (Referred to at trial as exhibit 30, 38, and 32 and marked by the Wisconsin State Crime Laboratory as items D-12, D-11, and A).

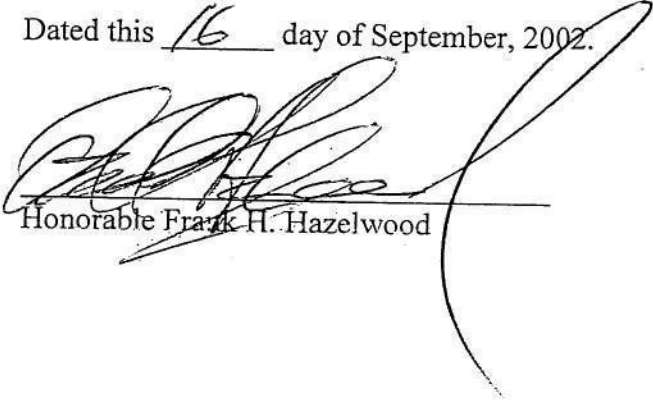
Based on the parties' agreement on April 10, 2002 it is hereby ordered:

1. The Clerk of Courts of Manitowoc County shall seal the above listed evidence and release it to a sheriff's deputy.
2. The sheriff's deputy shall transport the evidence, while maintaining the chain of custody, to the Wisconsin State Crime Laboratory located at 4706 University Avenue, Madison, Wisconsin.
3. The State Crime Lab shall accept the evidence and shall:

- a. Examine the "head hair" found to be microscopically similar to Penny Beernsten, to determine whether PCR/STR testing can be performed to obtain a DNA profile from the hair.
 - i) If PCR/STR DNA testing can yield a DNA profile, the Crime Lab shall conduct such test. Furthermore, the lab shall conduct such test on Penny Beernsten's standard samples. The Crime Lab shall compare the profiles to determine whether the hairs have matching DNA profiles.
 - ii) If such test cannot yield a PCR/STR DNA profile, the crime lab shall send the hair to MitoTyping Technologies, 1981 Pine Hall Drive, State College, PN 16801, (814) 861-0676. MitoTyping shall test the hair using mitochondrial DNA analysis to obtain a mitochondrial DNA profile. MitoTyping shall also test the standard sample from Penny Beernsten the profile with the unknown head hair to determine whether the profiles match.
- b. While the Crime Lab is following the procedures set forth in paragraph a), the Crime Lab shall examine the remaining evidence, specifically, the unknown pubic hair, the unknown head hair, the pubic combings, and the fingernail scrapings to determine whether PCR/STR testing can be conducted to yield a DNA profile.
 - i) If such testing can be performed, the Crime Lab shall conduct PCR/STR testing and compare results to DNA profiles in the State Crime Lab databank and the national databank, CODIS, to determine whether any profiles, extracted from the evidence, match a profile from the databank
 - ii) If PCR/STR testing yields DNA profiles in one, or more, of the above items of evidence, the Crime Lab shall compare such profiles to the standard samples, item 6, to determine whether there is a match. Also, the Crime Lab shall compare such profile(s) with any other profile(s) found in one, or more, of the above items of evidence. In addition, the Crime Lab shall contact the parties and await further instruction as how to proceed with such evidence.
- c. If PCR/STR testing is not possible on any of the above evidence, the Crime Lab shall contact the parties and await further instruction as to how to proceed with such evidence.

4. After testing is completed, the Crime Lab and/or MitoTyping Technologies shall send the results to the court, Attorney Wendy Paul, and District Attorney James Fitzgerald.
5. In the event that there is remaining evidence after testing is completed, the Crime Lab and/or MitoTyping Technologies will return this evidence to the Clerk of Courts of Manitowoc County in order for it to be preserved.

Dated this 16 day of September, 2002.



Honorable Frank H. Hazelwood

JOSEPH F. BAUKNECHT
CLERK OF CIRCUIT COURT
JANET M. BONIN
CHIEF DEPUTY CLERK

MANITOWOC COUNTY
1010 South 8th Street, P. O. Box 2000
Manitowoc, Wisconsin 54221-2000
(920) 683 - 4030 TDD (920) 683 - 4495

RECEIPT FOR EXHIBITS

STATE OF WISCONSIN VS. STEVEN A. AVERY

CASE NO: 85 FE 118

Manila envelope containing the following:

One sealed envelope containing items C1 through C5.

One sealed envelope containing item A.

One sealed envelope containing item D12.


One sealed envelope containing item D11.

One sealed envelope containing item D10.


One sealed envelope containing item D13.

One sealed envelope containing items F1 and F2.

These items in this envelope to be sent to the Wisconsin State Crime Lab for further testing as agreed to by the parties and as ordered by the Court.

Received by: 
Representative of the Manitowoc County
Sheriff's Department

Date: 09/19/02

Witnesses by: 
Deputy Clerk of Court

Date: 09-19-02

**WISCONSIN DEPARTMENT OF JUSTICE
DIVISION OF LAW ENFORCEMENT SERVICES
STATE CRIME LABORATORY - MADISON**

4706 University Avenue
Madison, WI 53705-2174
(608) 266-2031
FAX (608) 267-1303

CASE NO: M85-1051	DATE: <u>09/09/2003</u>	TIME: <u>10:50AM</u>
SUB AGENCY NO: <u>S85-04851</u>	REC'D VIA: <u>U.S. Mail Express Mail ER043538494US</u>	
SUBMITTED BY: <u>Robyn Boyd for</u>		AGENCY: <u>Manitowoc County Sheriff's Office</u>

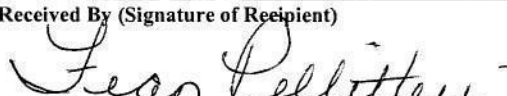
<u>Name Type</u>	<u>Last Name</u>	<u>First Name</u>	<u>Middle Name</u>	<u>Sex</u>	<u>Race</u>	<u>Date Of Birth</u>
Victim	Beerntsen	Penny	A.	F		
Suspect	Avery	Steven	A.	M		

Submission Comments

The following item was received in a sealed Express Mail envelope:

<u>Item</u>	<u>Description / Source</u>
W	One sealed envelope containing buccal swab standard(s) reportedly recovered from Steven Avery

All item descriptions are as provided by the submitter and are subject to verification.

Received By (Signature of Recipient) 	Date: <u>9-9-03</u>	Print Name Fran Pellitteri
--	------------------------	-------------------------------



Evidence Release - Return

Laboratory Case: M85-1051

Submitting Agency: Manitowoc County Sheriff's Office

Case No: S85-04851

Item	Description / Source
C1-C5	One sealed envelope containing questioned hair(s)
D10	One heat-sealed plastic bag containing pubic hair combing(s)
D11	One heat-sealed plastic bag containing a pubic hair sample
D12	One heat-sealed plastic bag containing standard hair sample
D13	One heat-sealed plastic bag containing fingernail scrapings
F1-F2	One sealed envelope containing questioned hair(s)
V	One sealed plastic bag containing standard hair sample collected from Steven Avery
W	One sealed envelope containing buccal swab standard(s) reportedly recovered from Steven Avery

DNA Packet
Returned

MAKE
ENTRIES

RETAIN THIS COPY
FOR YOUR FILES

Signature (Released By) <i>Sue Gitchel</i>	Print Name Sue E. Gitchel	Date 09/25/2003
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Signature (Released To) <i>D. Reniker</i>	Print Name / Agency <i>Det. Dave Reniker / Manitowoc Sheriff Dept</i>	Date 10-13-03
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**MANITOWOC COUNTY SHERIFF'S DEPARTMENT
FOLLOW-UP REPORT**

Page: _____

CASE NUMBER: S85-04851 CLASSIFICATION: _____

INCIDENT: Steven Avery

DATE AND TIME: _____

REPORT CONTINUED:

On 10/14/03 I, Det. Remiker, received a container containing evidence being returned from the State Crime Lab in Madison. Included in the returned evidence was the evidence retained and tested at the State Crime Lab in Madison in reference to this case. The items returned were described and labeled as Items C1 through C5, D10, D11, D12, D13, F1 through F2, Item V, and Item W.

On 10/14/03 at 1100 hrs., Item W was placed in MTSO main evidence number F1. This package of evidence was identified as a manila DNA evidence packet labeled with a biological sample label.

The remaining items were placed into MTSO evidence long-term storage which consisted of a brown paper bag containing DNA evidence placed in heat-sealed plastic bags containing hair and fingernail scrapings.

Det. D. Remiker /khl

02/26/07: I, Det. Remiker, was advised that the CASO was requesting to retrieve some evidence from the MTSO which could possibly be used during a current and ongoing jury trial involving STEVEN AVERY.

I met with Sheriff Robert Hermann and CASO Inv. John Dederling. Inv. Dederling advised me that he would like to take into his possession some items of evidence that had been previously viewed by myself and CASO Inv. Mark Wiegert during pretrial preparation for the current STEVEN AVERY jury trial.

Sheriff Hermann, Inv. Dederling, and I went to the MTSO Long-Term Storage. The door to this room was secured and unlocked by this officer. Once in the Long-Term Storage Room, I unlocked another padlocked area where I retrieved a brown cardboard box and a mailing envelope. I was asked by Inv. Dederling what was contained in the box in the mailing envelope. I advised him that it had been previously viewed and photos had been taken by myself when I met with Inv. Wiegert.

02/26/07 @ 1205 Hrs.: I turned over the brown cardboard box and the mailing envelope to Inv. Dederling per the request he received from the CASO and the Calumet Co. DA's Office. Proper entries were made on the Property/Evidence Control Card.

DERemiker /bjc

PROPERTY/EVIDENCE CONTROL

INVENTORY LOCATION

1. INCIDENT S85-4851		2. ITEM		3. DATE 10/14/03		4. <input checked="" type="checkbox"/> FELONY Release Date:		<input type="checkbox"/> MIS.		<input type="checkbox"/> PROPERTY	
5. ITEM NAME DNA EVID PACKET			6. BRAND NAME			7. MODEL		8. SERIAL NO.			
9. OTHER DESCRIPTION OR IDENTIFYING MARKS: (ONE ITEM ONLY) (1) Manila DNA Evid Packet labeled Item # W									10. CITATION NOS.		
11. TOWED VEHICLES Abandoned <input type="checkbox"/> Impounded <input type="checkbox"/>				Wrecker Rel. Date		Amount Auth. By		12. EMPLOYEE NO: DATE REC:			
13. CHAIN OF POSSESSION: FROM State Crime Lab				14. DATE 10-14-03		15. TIME 1100		16. REASON FOR TRANSFER: D.T.R.			
TO MTSO Evid # F-1											
FROM											
TO											
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PLACE YELLOW COPY WITH INCIDENT UPON PLACING IN EVIDENCE LOCKER

PROPERTY/EVIDENCE CONTROL

INVENTORY LOCATION **LTS**

1. INCIDENT S85-4851		2. ITEM -		3. DATE 10/14/03		4. <input checked="" type="checkbox"/> FELONY Release Date:		<input type="checkbox"/> MIS.		<input type="checkbox"/> PROPERTY	
5. ITEM NAME DNA Evid			6. BRAND NAME			7. MODEL		8. SERIAL NO.			
9. OTHER DESCRIPTION OR IDENTIFYING MARKS: (ONE ITEM ONLY) Brown paper bag containing DNA evid. ref. Steven Avery (hair & fingernail samples)									10. CITATION NOS.		
11. TOWED VEHICLES Abandoned <input type="checkbox"/> Impounded <input type="checkbox"/>				Wrecker Rel. Date		Amount Auth. By		12. EMPLOYEE NO: DATE REC:			
13. CHAIN OF POSSESSION: FROM State Crime Lab				14. DATE 10-14-03		15. TIME 1105		16. REASON FOR TRANSFER: Secured D.T.R.			
TO MTSO Evid LTS											
FROM											
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