

# CALUMET COUNTY SHERIFF'S DEPARTMENT

Complaint No.  
04-0108-978

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**CAD INCIDENT #:** LCA040812006619

**OFFENSE:** Agency Assist

**REPORTING OFFICER:** Inv. Gary Steier

**REPORTING PERSON:** Candy S. Avery, F/W  
DOB 05/02/71  
6904 Hwy. Y  
Whitelaw, WI 54247  
Telephone number: 755-2257

**VICTIM:** -----

**SUSPECT:** Steven A. Avery, M/W  
DOB 07/09/62  
12930 Avery Rd.  
Two Rivers, WI 54241

**WITNESS:** -----

**OTHER:** Earl K. Avery  
DOB 06/10/70  
6904 Hwy. Y  
Whitelaw, WI 54247  
Telephone number: 755-2257

**DATE/TIME OF OCCURRENCE:**

**LOCATION:**

## SYNOPSIS

On Thursday, 08/12/04, the CALUMET COUNTY SHERIFF'S DEPARTMENT was contacted by the MANITOWOC COUNTY SHERIFF'S DEPARTMENT reference a sexual assault of a child by a STEVEN A. AVERY. I (Inv. GARY STEIER of the CALUMET COUNTY SHERIFF'S DEPARTMENT) was then contacted by CAPTAIN PAUL RUSCH of the CALUMET COUNTY SHERIFF'S DEPARTMENT and asked to investigate the matter for

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MANITOWOC COUNTY SHERIFF'S DEPARTMENT. The alleged sexual assault or contact was between STEVEN AVERY and, -----, at a cabin located on High Falls Lane, a dead-end road 30 miles west of Crivitz, WI. Allegedly, photographs were taken by a cousin, ----- DASSEY, at the cabin of STEVEN and -----, CANDY, indicated she had copies of the photographs and a diary. Upon re-contacting CANDY AVERY, the photographs and diary disappeared. No further evidence was located regarding the contact, which had occurred in January, 2004 or February, 2004. STEVEN AVERY and -----, as well as -----, deny any sexual contact being conducted between STEVEN AVERY and -----.

## NARRATIVE

On Thursday, 08/12/04, I spoke with CANDY S. AVERY, -----, at a predetermined location in the County of Manitowoc. CANDY AVERY stated that -----, who had turned ----- has been seeing STEVEN AVERY every weekend for a couple of months up in a cabin located on High Falls Lane, which was described as a dead end road 30 miles west of Crivitz. This cabin is owned by CANDY's father-in-law, ALLEN AVERY (ph). CANDY stated that on the weekends, STEVEN AVERY, -----, ----- and grandpa (ALLEN AVERY) would go to the cabin leaving on a Friday and coming back on a Sunday. CANDY explained that she and her husband, EARL, have told ----- she can no longer have contact with STEVEN AVERY. CANDY described reading ----- diary stating that ----- had made a journal entry in the diary indicating she was in love with STEVEN AVERY and could not live without seeing him or it was extremely difficult now that she was banned from seeing STEVEN AVERY or words similar to this effect. CANDY also informed me she had seen former photographs of ----- and STEVEN AVERY, in which she believed were taken at the cabin. In one of the photographs CANDY observed ----- with her shirt up, bra on and visible, with a black magic marker with the words STEVE written on her stomach. CANDY described the photograph additionally by indicating ----- whole body was visible in the picture and ----- was wearing blue jeans at the time.

The second photograph CANDY AVERY had observed was STEVEN kissing ----- on the lips. Another photograph observed by CANDY was a photograph of STEVEN pouring Jack Daniels into -----'s mouth. CANDY indicated that STEVEN had told her it was soda inside the bottle. In the last picture, CANDY described a photograph of STEVEN AVERY with one hand around her shoulder and one hand on -----'s thigh area in a motion of picking her up. The two appeared to be lying on top of a bed fully clothed.

CANDY AVERY indicated she and her husband, EARL, were concerned about the contact between STEVEN AVERY and ----- . CANDY also indicated that her husband, EARL, had observed ----- on the phone speaking with STEVEN AVERY. According to CANDY AVERY, EARL took the phone away from ----- and informed STEVEN not to call anymore. The phone call between ----- and STEVEN was described as STEVEN indicating he was going to drive his car into a pillar and kill himself. CANDY AVERY also stated she and her husband contacted STEVEN's attorney about getting him some counseling.

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CANDY stated the photographs and the diary had disappeared after she first found them and she was unable to find them in her house. CANDY stated she talked to STEVEN who stated, "We got rid of all those pictures." CANDY said she replied, "I was only talking about four pictures. You mean there is more." CANDY indicated she had made copies of the photographs and would provide me those copies the following morning (Friday) at 8:00 a.m. CANDY also indicated that she would provide the diary, if she could locate it. She believed the diary was located in ---- bedroom.

On Friday, 08/13/04, I received a voicemail on my cellular phone at the CALUMET COUNTY SHERIFF'S DEPARTMENT from CANDY AVERY indicating that she had returned to her residence on Thursday to retrieve the copied photographs and the diary and was unable to locate the diary and the copies of the photographs were missing.

I then met again with CANDY AVERY at a predetermined location in which CANDY again described the events of EARL catching ---- on the phone with STEVEN AVERY indicating that STEVE was telling ---- he was going to kill himself. She indicated this phone conversation was approximately two weeks ago on the weekend. She indicated ---- was crying and she told EARL that STEVEN was going to kill himself. EARL told STEVEN you don't belong calling this phone and hung up. CANDY and EARL then removed ----'s cellular phone from her and retained possession of it until this date and time.

CANDY believes there has been something of a sexual contact in nature going on between ----, and STEVEN AVERY. She believes this has been continuing for the past five months where the relationship has concerned her and her husband, EARL AVERY. EARL has indicated to CANDY that she should not have called the police and that EARL has handled the problem or the situation by contacting STEVE and informing ---- that she is no longer to have contact with STEVEN.

It should be noted that ---- is ---- from a previous marriage making EARL AVERY her -----.

I then spoke with EARL AVERY at his residence of 6904 Hwy. Y, Whitelaw, WI. EARL indicated that what has been going on between ---- and STEVEN AVERY is not right, that he currently is not getting along with STEVEN AVERY nor are any other members of his family. EARL described a phone contact that he had personally witnessed between ---- and STEVEN AVERY in which EARL indicated he had taken the phone away from ---- and also told ---- she was no longer to use her cell phone. EARL also indicated that he thought he has corrected the problem by telling ---- she is no longer to have contact or be able to see STEVEN. EARL also indicated that ---- has been breaking the curfew time set for her by -----, EARL and CANDY. EARL stated he thought ---- was seeing STEVEN during these times when she had not returned home at the time EARL had told her. He indicated several times she was two or three hours late and thought possibly that ---- was with STEVEN AVERY, although he was not able to prove that the two of them had been together.

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I then spoke to ----- at her residence on CTH Y. ----- stated she had been to the cabin with -----, STEVEN AVERY, and her cousin, ----- . ----- indicated they had a marker fight during one of the cabin trips in which STEVEN AVERY had written his name STEVE across her stomach and ----- had photographed it. ----- also described the picture of STEVEN pouring Jack Daniels into -----'s mouth, which was photographed by ----- . ----- indicated she did not drink and had told STEVEN AVERY that he should not pour the Jack Daniels into her mouth and had turned her head to not drink any of the Jack Daniels. ----- also indicated there was another picture where she described herself and STEVEN AVERY as wrestling. ----- stated that STEVEN did have one hand just slightly above her kneecap in the picture.

I then spoke to ----- at this residence of 12930A Avery Rd., Two Rivers, WI. ----- indicated that about six months ago in a cabin up north, he took several pictures of ----- and STEVEN AVERY. ----- also indicated that he had taken a picture of a marker fight, which had occurred between the three of them. ----- indicated he had taken a picture of the word "loser" in a black marker written on -----'s forehead. When asked about pictures between STEVEN AVERY and -----, initially ----- indicated he did not remember. ----- then indicated he had taken one picture of -----'s stomach where STEVEN AVERY had marked his name on it. ----- described the photograph of ----- with her shirt pulled up with the black marker of STEVE written on her chest further by stating ----- was wearing a white short sleeve shirt in the photograph. ----- indicated that he did see the photographs he had taken one time after the photographs were developed, approximately one week after the incident.

----- was asked if he believed STEVEN AVERY and ----- were having an affair. ----- indicated, "No, not to my standards." ----- also stated the relationship between STEVEN AVERY and ----- is hands on, sort of touchy, feely.

----- stated they don't have contact, meaning ----- and STEVEN AVERY, anymore.

----- described STEVEN AVERY and ----- AVERY as the best of friends. ----- indicated STEVEN AVERY did not have a girlfriend in January or February, at the time the pictures were taken in the cabin. Approximately one month ago or one and one-half months ago, ----- indicated STEVEN had been dating a girl and also informed me that the girlfriend was at STEVEN AVERY's trailer home currently.

At 10:40 a.m., I spoke to STEVEN AVERY at his residence of 12930 Avery Rd. AVERY invited me into the trailer home where he indicated that CANDY AVERY did not like him and described most of his family being unhappy with him currently. STEVEN indicated that CANDY AVERY and his mom were very close and talked a lot. STEVEN AVERY described the relationship between he and ----- as like father/daughter. When asked if STEVEN AVERY could describe the photographs that were taken at the cabin, STEVEN indicated there were no photographs taken at the cabin of him and ----- . STEVEN AVERY then indicated there were photographs taken at Christmastime but they were group photos. STEVEN AVERY denied

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having any sexual contact with ----- stating that never happened. AVERY indicated he had a current girlfriend and introduced her to me prior to me leaving his residence.

I then left STEVEN AVERY's residence at approximately 11:57 a.m.

On Friday, 08/13/04 at approximately 6:40 p.m., I was contacted by CANDY AVERY via my cellular phone. CANDY indicated she did not know why I needed to talk to her mother-in-law and her father-in-law in reference to the problems between ----- and STEVEN AVERY. I informed CANDY that I would probably not be speaking to STEVEN AVERY's mother but had informed STEVEN AVERY that I could possibly be speaking to STEVEN AVERY's father who owned the cabin and had taken the trips with STEVEN AVERY, ----- and ----- . When this was mentioned to STEVEN AVERY, STEVEN indicated that his father was currently up north at the cabin. CANDY AVERY indicated she did not wish for me to be asking any more questions of the family and especially not to have contact with STEVEN AVERY's mother or father.

On 08/25/04, a copy of this report was faxed to the MANITOWOC COUNTY SHERIFF'S DEPARTMENT at 920-683-5055.

Inv. Gary Steier  
Calumet Co. Sheriff's Dept.  
GS/bdg

CC: Manitowoc County Sheriff's Dept.