

Wisconsin DOJ Division of Criminal Investigation

ACISS Investigative 05-1776/201

Report Date: 01/23/2006

Primary Information

|                     |   |
|---------------------|---|
| Description:        | 05-1776/201 TERESA MARIE HALBACH: Earl Avery Interview 11/09/2005 |
| Occurrence From:    | 11/09/2005 00:00  |
| Occurrence To:      | 11/09/2005 00:00  |
| Dissemination Code: | Agency  |
| Reporting LEO:      | Sielehr, James A (Madison Arson DCI)                              |
| Approval Status:    | Approved  |
| Approved Date:      | 01/26/2006  |
| Approved By:        | Kelly, Carolyn S (Madison Arson DCI)                              |

Related Addresses

| Address   | Relationship       |
|---|--------------------|
| 5000 Memorial Dr, Two Rivers, Wisconsin 54241, United States of America | Interview Location |

Related Subjects

| Name                    | Type     | Sex    | Race  | DOB        | Relationship       |
|-------------------------|----------|--------|-------|------------|--------------------|
| Avery's Auto Salvage    | Business | ---    | --    | --         | Mentioned          |
| Norb's Auto and Salvage | Business | ---    | --    | --         | Mentioned          |
| Avery, Steven Allen Sr  | Person   | Male   | White | 07/09/1962 | Charged            |
| Avery, Earl Kevin       | Person   | Male   | White | 06/10/1970 | Interviewed        |
| Avery, Candy S          | Person   | Female | White | 05/02/1971 | Mentioned          |
| Dassey, Bobby A         | Person   | Male   | White | 10/18/1986 | Mentioned          |
| Fabian, Robert Jr       | Person   | Male   | White | --         | Mentioned          |
| Krueger, David H        | Person   | Male   | White | 01/14/1964 | Mentioned          |
| Mott, Joseph            | Person   | Male   | White | 02/02/1958 | Mentioned          |
| Avery, Charles Earl     | Person   | Male   | White | 07/13/1954 | Person of Interest |
| Halbach, Teresa Marie   | Person   | Female | White | 03/22/1980 | Victim             |

Related Documents

| Document                            |
|-------------------------------------|
| DOJ / DCI Property Receipt # C-5070 |

Record Status Information

|                              |  |
|------------------------------|--|
| Record Origination Operator: | Sielehr, James A (Arson DCI)                                   |
| Record Origination Date:     | 01/23/2006 22:26   |
| Last Update Operator:        | Kelly, Carolyn S (Wisconsin Statewide Intelligence Center DCI) |
| Last Update Date:            | 01/26/2006 11:01   |

| Reporting LEO                        | Date | Supervisor                           | Date      |
|--------------------------------------|------|--------------------------------------|-----------|
| Sielehr, James A (Madison Arson DCI) |      | Kelly, Carolyn S (Madison Arson DCI) | 9/12/2016 |
|                                      |      |                                      |           |

Narrative begins on the following page.

Case # 05-1776/201

Interview: EARL AVERY

On Wednesday November 9, 2005 from approximately 4:16 pm until approximately 6:00 pm, S/A James A. Sielehr and Detective Gary Steier, Calumet County Sheriff's Office, interviewed EARL K. AVERY, white male DOB: 06/10/1970. The interview took place in the employee break room area at the Aurora Medical Center, located at 5000 Memorial Drive, Two Rivers, WI 54241. The interview took place at the Aurora Medical Center, due to the fact that a criminal search warrant on AVERY'S body had just been executed by hospital personnel prior to the initiation of this interview.

AVERY currently resides 6904 Highway Y Whitelaw, Wisconsin.

AVERY was advised that AVERY was not under arrest and that AVERY was free to leave at any time.

The interview with AVERY was tape recorded on micro-cassette tapes, which are documented on DOJ/DCI-37 property receipt # C-5070. A copy of the DCI-37 property receipt will be attached to this case report.

Listed below is a summary of the information voluntarily provided by EARL AVERY:

AVERY knew absolutely nothing about TERESA MARIE HALBACH'S disappearance. AVERY knew nothing, whatsoever, about HALBACH possibly being at the AVERY AUTO SALVAGE site on October 31, 2005.

AVERY indicated that if AVERY knew anything, whatsoever, AVERY would immediately tell law enforcement the information.

The car crusher unit located on the AVERY AUTO SALVAGE site was owned by PAUL NORB of NORB'S SALVAGE. AVERY acknowledged that AVERY had crushed numerous cars with the car crusher in the past. AVERY had crushed at least three truck loads worth of cars, of which there were normally 20 cars per truck load for a total of 60 vehicles being crushed.

AVERY indicated that his brother STEVEN AVERY had done the car crushing for the vehicles that were currently located inside of the crusher unit.

EARL AVERY stated that crushing cars is "boring" and that EARL AVERY does not like doing that type of work.

PAUL NORB, STEVE AVERY and EARL AVERY had all crushed vehicles using the crushing unit in the recent past.

No tracking logs were ever kept on specific cars that were crushed using the crusher unit. EARL AVERY indicated that it was "not EARL'S department" and that EARL AVERY did not keep track of which cars were crushed and when they were hauled away from AVERY AUTO SALVAGE.

EARL AVERY indicated that you "just push a button and it crushes it" and that a bundle of vehicles usually consisted of three, four possibly five cars stacked on top of one another.

The air conditioning freon units had to be removed from the vehicles before they could be crushed. Approximately one, to one and one-half months prior to October 31, 2005, 100 to 125 cars had been crushed and then hauled away from AVERY AUTO SALVAGE.

EARL AVERY recalled that on Monday, October 31, 2005, EARL AVERY was up at 7:00 am and arrived at the AVERY AUTO SALVAGE shop between approximately 7:15 and 7:30 am. EARL AVERY worked on cutting out motors and transmissions on October 31, 2005. On Wednesday night, November 2, 2005, EARL AVERY'S brother in law, ROBERT FABIAN, arrived at the AVERY AUTO SALVAGE shop during the late afternoon hours, when it was starting to get dark. EARL AVERY and ROBERT FABIAN borrowed EARL AVERY'S mother's golf cart and drove around the AVERY AUTO SALVAGE site to do some rabbit hunting. EARL AVERY recalled driving past STEVEN AVERY'S trailer and seeing STEVEN AVERY inside of the detached garage area looking at a snowmobile. EARL AVERY recalled that as EARL AVERY and ROBERT FABIAN drove past STEVEN AVERY'S trailer, the Suzuki Samurai vehicle was parked outside of the detached garage. EARL AVERY recalled that the transmission did not work on the Suzuki Samurai vehicle and that STEVEN AVERY was planning on fixing it. EARL AVERY did not see HALBACH'S Toyota Rav4 vehicle either on Monday October 31, 2005 or on Wednesday November 2, 2005.

On Friday November 4, 2005 EARL AVERY recalled that JOE MOTT and DAVE KRUEGER were present at the AVERY AUTO SALVAGE junkyard to pick up hub parts. EARL AVERY was out in the auto salvage yard with the loader picking up miscellaneous parts and STEVEN AVERY and CHUCK AVERY were in the blue building/office when JOE MOTT and DAVE KRUEGER were at the AVERY AUTO SALVAGE yard. EARL AVERY recalled that JOE MOTT and DAVE KRUEGER were looking at vehicles in the vicinity of the fence line near BARB JANDA'S residence.

EARL AVERY indicated that his brother STEVEN AVERY never confided in EARL AVERY with respect to anything. EARL AVERY knew that STEVEN AVERY usually kept STEVEN AVERY'S trailer locked and secured. STEVEN AVERY was always talking about filing lawsuits and being "set up by the police" and that STEVEN AVERY and CHUCK AVERY were always the ones contacting the local media outlets to show up at EARL AVERY'S house to do their interviews. EARL AVERY reiterated that EARL AVERY knows absolutely nothing about HALBACH'S disappearance and that if EARL AVERY knew anything, whatsoever, EARL AVERY would immediately tell the police.

EARL AVERY reluctantly discussed and recalled the period of time right after STEVEN AVERY was recently released from prison. EARL AVERY stated that his brother STEVEN AVERY, while present at EARL AVERY'S residence, was routinely doing and saying sexually inappropriate things with EARL AVERY'S children and with acquaintances of nephew BOBBY DASSEY. EARL AVERY was aware that nephew BOBBY DASSEY had taken photographs and that possibly STEVEN AVERY had taken photographs of sexually inappropriate touching of minors, specifically of EARL AVERY'S children, while at EARL AVERY'S residence. EARL AVERY recalled being very upset and angry about this and that as far as EARL AVERY knew, EARL AVERY'S wife CANDY AVERY had destroyed the photos upon the realization that these photos existed.

The interview with EARL AVERY was terminated at approximately 6:00 pm on Wednesday November 9, 2005.

(SEE ATTACHED COPY OF DCI-37 PROPERTY RECEIPT)

RT