INTERVIEW WITH HEATHER STAKER

CASE NAME: RIVERA

ATTORNEY NAME: RALEY

DATE OF INTERVIEW: MAY 15, 2006

Present at this interview were Jane Raley, Heather Staker, Scott Wineberg and myself Cynthia Estes. Jane introduced us and explained to Heather I would be taking some notes, and that I was there to be a prover. Jane thanked Heather for agreeing to meet with us. Heather said it was fine, but she still really thinks Juan did it. Jane said okay but was wondering why. Heather said it was all the evidence against him, and after all he did confess. Heather said Juan knew too many things about the crime, he knew about the mop or broom.

Heather said she had never met Juan before and knows Holly had never met Juan. She said she knew everyone Holly knew and Holly didn’t
know Juan Rivera. Heather said she has to believe Juan played some role in this, but she also believes someone else was involved. Jane asked why. Heather said she originally thought maybe her cousin Brad Stout was involved, he was a creep.

Heather said Lou Tessman knows Juan is guilty, totally guilty. She stated that Tessman is in contact with her and is trying to help her with things. Heather went on to say Lou Tessman is trying to hook her up with a job and is trying to help her. She said Lou is a pretty good guy. She was supposed to have lunch with him last Saturday but something happened. She said he stays in touch with her after all of these years. Heather said she really needs a real job, as she is trying to get her kid back, and Lou has promised to help her.

Heather said she knows what’s going on, they are trying to say Holly was sexually active. Heather said that was bullshit, she was not sexually active, she would have known, they told each other everything. Heather
said she felt something was weird when Holly got murdered, she knew she was dead before anyone told her. Heather said twins have that bond and she just knew.

Heather said she is in real trouble right now, and wants her kid back. She said she wants the cops to be on her side right now. She needs them.

Jane asked about Dion Coleman. Heather said yeah, he lives upstairs with his girlfriend. According to Heather, the girlfriend told her she tape recorded Dion admitting to killing Holly. Heather said the girlfriend hid a recorder in her bra and said, “you said you killed Heather’s sister.” Dion reportedly responded, “yeah, I said it before but I didn’t do it.”

Heather asked if we were interested in talking with Dion. Jane said sure. All four of us then went upstairs to Dion’s apartment, but no one was home.
Heather then said she didn’t want the wrong person locked up. Heather then asked if she could meet Juan and if Jane could arrange it. Jane said she wasn’t sure that would be possible, she wasn’t sure the prison would allow it.

Jane said she is an open book and she has nothing to hide from Heather. She told Heather she would try to answer any question Heather had for her. Heather said she has a lot of questions, she is not sure where to start or what to ask. Heather then said Holly used to date Quincy Hardy, but she didn’t have sex with him. Heather said she knows what they are trying to say about Holly, but it’s just not true.

I asked Heather if I could run some names by her. Heather said sure. I asked if she knew a guy named Petruska. She said no. I asked about Joe Schuett and she said no. I asked about Henry Guerra and she said no. I asked about Steve and Shelley Sebesta and she said yeah, she remembered them. I told her they sent their best to her. Heather said
Heather asked Jane how Juan knew so much about the murder. Jane said she would leave a copy of her brief and the state response and if Heather had questions, she should feel free to call her. Jane told Heather the brief explains a lot.

Heather said Lou has told her a lot about Juan. Heather said Lou keeps in contact, and he is a flirt. She said he flirts with her every time he sees her, he always has, even when she was little.

Heather said she would like to talk with Juan herself and ask him some questions. Heather said she would like Jane to set it up. Heather said she knows if she sees Juan, she would be able to look into his eyes and see if he was telling the truth. Jane said right now, it would be hard to set that up, she is not sure the prison would allow it. Heather said she would really like to meet Juan, just to see him. Heather said she would thanks.
appreciate it if Jane could do something so she could see Juan. She would like to see and talk with him. Jane said she doubted it would happen.

Heather said she needs to get a real job, not just dancing. She stated she is trying to get her son back and she needs to get a job. She said she lost custody, but wants to get him back. She said she is trying to get her life straight.

Jane asked Heather if Holly was sexually active. Heather said no way, she would know. Heather said they had just started masturbating, they had done that, but not sex, not Holly. Heather said she would know, they told each other everything. Heather said Holly really liked Zach, but she wouldn’t do it with him. She said she does not like people saying her sister was a whore.

I asked Heather about Dion Coleman. Heather said he is dark skinned
about six feet tall. His phone number is 847-263-1231. She said Tina is a big fat white girl with blonde hair.

Heather talked more about getting her child back, saying it was the most important thing for her. She said she needed to get her life straight, and show the court she could take care of him. She said Scott was trying to help her with her legal troubles and he was here today to protect her.

Jane asked if she felt like she needed to be protected from us and Heather stated no, not now, not really, but she didn’t know us and she doesn’t trust people a lot. I asked if she trusted Lou Tessman. Heather stated that Lou Tessman checks in with her and asks her to lunch a lot. She said he is a big flirt, but most guys are. She said it was funny when he used to tease around with her and flirt with her when she was younger.

Heather asked Jane when she thought she might be able to see Juan.
Rivera. Jane said she did not think it would happen, she did not think the Department of Corrections would allow it.

Jane asked Heather if there was anything else she wanted to talk about. Heather said she just does not want them to say Holly was a whore or slut, because she definitely wasn’t. She said if Juan didn’t do it, could we help find out who did. Jane said we are doing all we can to try to figure this out. Heather said if she could see Juan’s face she would know. She said she just needs to focus now on getting a real job, instead of dancing. Heather said Tessman told her he would be able to find her a job, so she hopes to hear from him soon. Heather said she needs to be on the good side of the law and the cops right now. She said she needs the cops because of the situation with her kid.

I asked Heather if she could think of anything important we hadn’t asked her. She said no not really, she would like to put this all behind her, start a new life and get her kid back.
We thanked Heather and Scott for their time and this concluded our interview with Heather Staker.
AFFIDAVIT

1. Affiant was present on three occasions in which Judge Christopher Starck suggested to lawyers for the defense and prosecution that Juan Rivera give consideration to pleading guilty to the murder charged in this indictment.

2. Each time, this discussion was off the record. In addition, on occasion the Court brought this subject up out of the presence of Mr. Rivera himself.

3. The date of the first such unsolicited plea suggestion, based on counsel’s recollection and the recall of other members of the defense team, took place in the Judge’s chambers on April 4, 2008. It was a protracted discussion wherein the Judge was suggesting that, based on the length of time already served by Mr. Rivera, it would appear to be in his interest to negotiate a guilty plea. The Judge reminded counsel that Rivera had been sentenced to a life term twice previously, and that this type of exposure should be considered as Mr. Rivera and his counsel move toward trial. The Judge did not indicate that life would be the sentence imposed, but more than once reminded counsel of this potential sentence if convicted at the third trial.

4. Though noting the length of time already incarcerated, the Judge did not at any point recommend to the prosecutor dismissing the pending charges. The resolution suggested by the Judge only involved a guilty plea for Mr. Rivera.

5. Defense counsel informed the Judge that they would advise Mr. Rivera of the Court’s suggestion, but stated that Mr. Rivera was innocent, that Mr. Rivera had always been firm in his intention to never admit guilt to a crime he did not commit, and that it was highly unlikely that there would be any receptivity by Mr. Rivera to this proposal.

6. Affiant does not have specific recall, of the date of the second time the Judge made this suggestion, but based on input from co-counsel, this occurred after a status hearing on February 25, 2009. In any case, it is to affiant’s best recollection, the Judge reiterated his previous remarks and suggestion as summarized above.

7. Based on his own recall and that of co-counsel, the third time the Judge initiated a discussion about a guilty plea by Mr. Rivera was on morning before the start of jury selection, April 13, 2009. Affiant recalls that the substance of the Judge’s suggestion was, in essence, the same as detailed above. Again, this was unsolicited by either side, and again the discussion was off the record outside of the presence of Mr. Rivera.
Subscribed and Sworn before me this 4th day of June, 2009.

Dolores G. Angeles
Notary Public
Most criminal cases never go to trial. Defendants plead guilty, or parties come to an agreement out of court. Not so with Juan Rivera. In 1992 he was charged with raping and killing an 11-year-old girl in Waukegan, Illinois, about 40 miles north of Chicago. Two previous trials resulted in convictions, but a large legal defense team is hoping that a third trial scheduled to start today will bring a different result.

Rivera's first conviction was overturned on an appeal because of trial error. The second conviction without review but new evidence caused the judge to order a third trial. New DNA technology allowed defense attorneys to revisit a sexual assault sample from the scene of the crime and the test excluded Juan Rivera.

UNRAVELING: We have asked the state to drop the charges, and, we've been rebuffed.

Jeff Udall is one of the many large defense teams which has taken on Rivera's case. The team includes members of Northwestern University's Center on Wrongful Convictions and high-profile lawyers from the firm Jenner & Block.

UNRAVELING: The defense contends that the sample that was evaluated came from the girl's vagina, that it excludes Juan Rivera, and that it's not contaminated. The state agreed with every single one of those presuppositions.

Prosecutors say they have effective arguments to explain the DNA evidence but they're not about to throw their hand. In a 2005 article in the Chicago Tribune, one of the investigating officers put forward the theory that the 11-year-old had sex earlier in the day before she was raped and murdered. In addition to the DNA evidence that excludes Rivera, there is no physical evidence to connect him to the crime scene, even though lots of evidence gathered there.

UNRAVELING: Investigators recovered hair fibers, semen, blood, fingerprints, and a single strand of forensic evidence is linked to Juan Rivera.

In fact, Udall says there was more blood and semen found to the apartment's broken door and it didn't match Rivera or anyone else who lived there. Despite the DNA evidence and lack of physical evidence tying Rivera to the case prosecutors are going forward.

Lake County State's Attorney Michael Waller says they still believe Rivera is guilty. Waller won't talk on tape for this story because he says there's no benefit. He says that's a lie. He says the defense attorneys are overseers lawyers. He says they're the legal days who might try to twist his pelvic unmistakables.

The two previous convictions that prosecutors under Waller won rested heavily on a confession that Rivera signed and that will no doubt play a big role in this third trial and it may be enough to convince jurors even again. Particulars that police entered Rivera in his second trial and he says the simple fact is that when you're talking about the rape and murder of a child, the presumption of innocence gets turned on its head.

TUTTI: If they have a doubt, that he could be the killer, or if they think he could be, they're not going in turn him loose. When Tuttle tried the case the jury deliberated for 30 hours showing they struggled to make a decision. Tuttle hopes the new DNA evidence results in an acquittal or a hung jury but he's not betting the farm. Any resolution is scheduled to start today and attorney's estimate that it will take until at least tomorrow morning before there are opening statements. The entire trial is expected to last around three weeks.
Mike Shookback, West Lafayette, Indiana // Monday, April 13, 2009 @ 11:36 AM

"Prosecutors say they have effective arguments to explain the DNA evidence, but they're not about to show their hand." Are you sure that's an accurate interpretation? The state is obliged to present its entire case during the discovery phase, before trial. Prosecutors are typically not allowed to pull surprises on the defense. The defense has a right to understand the details of the accusation.
MEMORANDUM

March 3, 2008

To: File

From: Cynthia Estes

Re: People v. Rivera

File No. 627771000

Subject: Report on Interview With Anthony Edwards

This interview took place at the home of Anthony Edwards (1729 Ash Street, Waukegan, IL, Cell Phone 224-639-5237). Present were Mr. Edwards, Sarah Mirkin, and myself, Cynthia Estes. The date of the interview was 2-26-08. This memorandum is a summary of my thoughts and impressions of the interview and is an accurate though not a verbatim account of the interview.

Sarah identified herself as an attorney with Jenner and Block. I identified myself as an investigator. We explained to Anthony that we work on the defense team representing Juan Rivera. Anthony said he understood and asked us to sit.

Sarah asked Anthony if he recalled Juan Rivera or anything about the case. He said yes, but it was a long time ago. Anthony said he thought all of this was over, because he had heard Juan was cleared because of DNA or something. Sarah explained that Juan is still incarcerated, and a new trial is likely. She said we would like to talk with him about the ankle bracelet.

Anthony said he (Anthony) had a pending burglary case at the time Juan was arrested, and the police told Anthony if he testified he saw the ankle bracelet off of Juan, they would be lenient with him. Sarah asked how he knew Juan. Anthony stated he used to live next door to Juan and saw him just about every day for 2-2 ½ years. He said this was the early 90's. He said they played basketball a lot, sometimes every day, or they would just hang out. He said he never saw the ankle bracelet off of Juan, even though that is what they wanted him to say.

Sarah asked what he noticed about the ankle bracelet. Anthony said it did seem to get
looser with time, but they put them on really tight. He stated that they do get looser after taking baths and showers, or if you were itching or scratching around the area. Anthony said he had to wear one in 1997, so he knows what he is talking about: He said they put them on tighter than a hospital band and they are tougher than a hospital band. Anthony said they are put on like handcuffs; tight, and kind of uncomfortable.

Sarah asked Anthony if he ever saw the ankle band off of Juan. Anthony said no, no way, never off. He said back then, Juan would say he could play basketball with the bracelet on, but Anthony never saw the band off of Juan. Anthony said we should look at his former testimony. He never said he saw the ankle bracelet off of Juan and he never got a deal for his own case.

Anthony said he does not believe Juan did this murder. He said we should look up the original police report on the burglary charge for Juan and see that Juan could have gotten away, but instead he stayed and talked to the cops because he did not want to leave his girlfriend behind to deal with the cops. Anthony said Juan, got arrested then. He said Juan stayed to save his girl, and they were always together. Anthony said if he did it, she did it. They were never apart, they were engaged, so if he did it, she did it.

Sarah asked if he recalled the name of the girlfriend. He said it was a long time ago. Sarah asked if Veronica sounded right. He said yes, that was probably it. I asked Anthony if he would be willing to testify if needed. He said the police tried to get hire to lie. I asked him who the officer was that asked him to lie. Anthony said it was just a slim memory now. I asked if the officer wore a uniform. He said he could not recall, but he thinks it was a detective. I asked if it was a male or female. He said male. I asked what race. He said white. I asked if he could recall anything else about the person. He said not at this moment, but he would think about it and try to remember more. He said he has not thought about all of this for a long time. Sarah asked what Anthony would say about the bracelet if we asked him about it at trial. He said he would say what he had said the last time.

Anthony went on to say the whole thing just doesn't make sense. He said the ankle bracelet on Juan was maybe loose, but it was never off. Sarah asked if it was loose enough that it would have been possible to get it off. Anthony said it would be like trying to take off a watch without unclasping the band. Sarah asked if the bracelet was so loose it was hanging by the floor. He said the ankle band on Juan never was below the ankle, it was always above the ankle bone.

I asked Anthony to describe Juan to us. He said Juan was easy going, friendly, kind of like him (Anthony) but Puerto Rican instead of black. He said he knew Juan for a few years, and when Juan started going with the girl, she was around all of the time, even when they played basketball. He said when Juan went down on this murder, he couldn't believe it, it seemed impossible.

Sarah asked about the girlfriend. Anthony said she was okay, pretty cool, and quiet. He said he knew Juan before and then she came into the picture and Juan slowed down and calmed down. I asked what he meant. He said once Juan got a steady girl, he was less hyper, less busy, more calm. Sarah asked if by "busy" Anthony meant that Juan had been wild or getting into trouble before he dated this girl. Anthony said no, just busy.
Anthony asked us some questions regarding the confession of Juan Rivera. We told him Juan was questioned for a long period of time. Anthony asked if that was legal. Sarah said all of that was being looked at now and will be looked at closely during the trail.

Anthony said he heard that in the confession Juan supposedly claimed he went to some party. Anthony said there was no way that could have happened, because if there had been a party, Juan would have told him. And if there had been a party, the girlfriend would not have let Juan go without her. Anthony said he and Juan always let each other know about parties. He said at the time, they were young and looking to have a good time, so Juan would have told him.

I asked Anthony if he ever saw Juan angry. He said not really, just like a normal person. I asked he ever saw Juan get into any fights, verbal or physical. Anthony said no, he was cool, not a murderer if that's what I meant. He said Juan was just a young guy who loved to play basketball and hang with friends.

Sarah asked Anthony if he would be willing to testify if we needed him. He said yes, but he wondered if his past conviction would mess it up. He also said he would be available this coming June (2008).

Anthony told us about the woman who supervised him on his ankle bracelet, Ms. Rizzo. Anthony also told us that the judge in his case was someone who had represented him previously. He said that was all messed up.

I asked Anthony if he could recall anything else about Juan or the ankle bracelet. He said no, not fight now but he would think about it.

Sarah asked if we could call him if we thought of any more questions and Anthony said yes. This concluded our interview with Anthony Edwards.
MEMORANDUM

TO: Jane Raley, Esq.
FROM: Susan Swanson
DATE: April 14, 2009
SUBJECT: Interview of James D. Martin

This memorandum summarizes information we obtained yesterday during an interview of James D. Martin. This interview was conducted by Jennifer Linzer and me at your direction in support of your legal representation of your client, Juan Rivera. The information in this memorandum is a summary and is not verbatim, except for words or phrases that appear in quotes.

On April 13, 2009, at about 5 p.m., we began interviewing James D. "Jmmie" Martin ("Jmmie"), who is the brother of Edward S. Martin ("Ed"). Jmmie and his family live at 1350 N. Green Avenue (also called Green Race), Waukegan, Illinois. His phone number is (847) 445-9712. At the conclusion of the interview, which lasted about an hour and 16 minutes, I served Jmmie with a subpoena. Jmmie provided the information below.

Background Regarding the Martin Family

During the course of the interview, Jmmie pointed out the following events, which he thought had an impact on family members:

- In 1991, Ed and Jmmie's nephew, Peter King, drowned while swimming with Ed and others in Waukegan. According to Jmmie, "Ed was teaching Peter to swim." Also, Jmmie said his niece Terie King told him they (the King family) "took Ed to court" about the drowning and filed a "wrongful death" case.

- In 1992, Jmmie and Ed's brother Gene died. Gene's full name was Richard Gene Martin. Gene died after his young daughter Sara died of Leukemia. Sara was only 2 or 3 years old at the time. Jmmie said the cause of Gene's death was not determined, and he believed Gene died "of a broken heart" while mourning the loss of his daughter.

- In addition to Ed being a child molester, Jmmie said there were other molesters in the family. Jmmie thought his Uncle Jesse and Uncle Robert molested nephew Mark and also molested two of Ed's sons, Junior and Eric, who in turn molested their youngest brother, Paul.
Before Gene died, he was questioned by police regarding the Holly Staker murder, according to Jmmie. At the time of the murder, Jmmie was living in an apartment in Gurnee. After Gene died, Jmmie moved back to his parents’ house, where Ed was also living. It was there that Jmmie said he “got introduced to coke” and spent 9 months using cocaine and “partying with Ed.” In 1993, Jmmie went to a drug rehab program at Gateway and stopped using drugs. However, “Ed still smokes [cocaine] to this day,” Jmmie said.

Jmmie, who said he used to be a Latin King leader, said he later “had a religious conversion.” He is now married. He and his wife, Yvette, own their house and have grown children. Jmmie works as an independent contractor, installing flooring, for Home Depot. He has also worked for Menard’s and other employers as a contractor.

**Juan Rivera (“Juan”)**

When asked what he knew about information that Ed gave to police against Juan, Jmmie said that Ed and Juan were in “prison” together and that Ed was Juan’s “cellie.” Jmmie said Ed claimed Juan told him he killed Holly Staker and had scratches on him. Jmmie told us that Ed was “a chronic crack addict” at the time he came forward with the information against Juan.

According to Jmmie, Ed initiated contact with the State regarding the information against Juan, and the State was interested in talking with him.

Jmmie said Ed told him he provided information against Juan because he was getting paid for it. Ed told Jmmie he received “at least $5,000” from the Lake County Crime Stoppers because the information led to a conviction, and Ed also received $5,000 to $10,000 in cash from the State. According to Jmmie, Ed said “he was getting money all the time while the case against Juan” was going on.

According to Jmmie, Ed also tried to get reward money for his information against Juan from the Khayats, but they refused to pay.

At one point, Jmmie said he told Ed, “Ed, this guy is innocent.” When Jmmie asked Ed why he made these allegations against Juan, he said Ed replied, “I did it for the money.” After saying that, Ed just “shut down,” Jmmie said.

According to Jmmie, the State did not want Ed to testify at Juan’s first trial because Ed changed his story three times, as the depositions indicate.

Jmmie said Ed told him he first met Juan Rivera when they (Juan and Ed) were “partying with” Holly Staker’s mother. However, Jmmie said he never saw this occur and did not see Juan and Ed around Holly’s house, and he did not recall seeing Juan in the neighborhood. Jmmie also said Ed and Juan could have first met “at the Towers.” When asked later during the interview if Ed ever said anything about Juan and Yvette (Hamtrak) having a sexual relationship, Jmmie said no.
Ed Martin Working as a “Nark”

During the early 1990s, Ed started working as a “nark,” according to Jmmie. He said Ed “got Tony Brown arrested.” He said Ed has known Tony Brown since 1992. Ed also “got Dwayne Smith arrested around 1993-1996,” according to Jmmie. In addition, Jmmie said Ed’s work as a nark resulted in the arrest of Carla, an African American woman whose last name Jmmie could not recall, in 1993 or 1994.

Jmmie said he does not know if Ed is still a nark today.

Comments About Ed Martin

Jmmie made the following comments about Ed during the interview:

- “Ed goes to where the drugs are.”
- “He’s going to drop a dime on somebody so long as it benefits him.”
- Since Peter died in 1991, Ed has been “a pathological liar.”
- Ed and Jmmie’s mother “said Ed is a liar.”
- “When Ed gets emotional, he trips over his tongue.” He said Ed will say one thing one day and then say he never said it later.
- Ed “can’t hold a job” and has tried to get Workers Compensation benefits from any employers he has had since his nephew Peter died in 1991. Jmmie believes that Ed “faked a back injury” in order to get Workers Compensation payments.
- Ed was “very demented” while he was growing up.

Childhood Incidents

Following up his comment about Ed being “very demented” while growing up, Jmmie recalled some incidents during which Ed allegedly put him in harm’s way.

Jmmie, who said Ed is about six years older than he is, described an incident when he, Ed and others were swimming in a lake when Jmmie was about 6 years old. They were floating on a log and then fell off. According to Jmmie, Ed told Jmmie to get on his back and hold on. Then, he said, Ed pushed him off his back. Jmmie said the only reason he survived that day was because the log, which had at one point gotten far away from him, somehow showed up within reach, enabling Jmmie to hold on. Years later, after their nephew Peter King drowned in Ed’s presence, Jmmie brought up the swimming incident that happened when he was 6 years old. According to Jmmie, Ed said, “There was nothing I could do for you then. There was nothing I could do for Peter.” Then Ed just “shut down,” according to Jmmie.
On another occasion during Jmmie's childhood, he said Ed secretly loosened the front wheel on Jmmie's bicycle and then challenged Jmmie to a wheelie contest. As a result, Jmmie got on the bike and was seriously injured as he tried to do a wheelie.

On another occasion while Jmmie was growing up, he said Ed took him for a ride on a motorcycle. Jmmie sat behind Ed on the motorcycle, as Ed drove it down a road at about 35 to 40 miles per hour. Suddenly, according to Jmmie, Ed jumped off the motorcycle, leaving Jmmie sitting on the back, as the motorcycle crashed into a log and large stones that were in the road. Jmmie said he believed Ed knew in advance that the road was blocked by the log and that he intentionally wanted Jmmie to be in the motorcycle crash.

**Workers Compensation Claims**

Regarding Ed's Workers Compensation case against Home Depot, Jmmie said that although Ed said he was injured at the Home Depot in Gurnee where he worked, Ed "walked out" of the store that day. Jmmie suspects Ed then intentionally injured himself after leaving the store in order to collect Workers Compensation. According to Jmmie, Ed mistakenly became injured after working at the store for 28 days, which is just two days short of the legally required 30 days of employment needed to obtain Worker's Compensation. In a settlement for Ed's injury, he received $38,000, after the medical bills were paid. The money was paid through Private Bank & Trust, where Jmmie's wife Yvette worked at the time. The payment was made about 3 or 4 years ago, Jmmie said. Ed routinely filed claims for Workers Comp in connection with virtually every job he has had, according to Jmmie.

**Other Information About Ed Martin**

- According to Jmmie, Ed dropped out of high school during the 1970s during his first year. He had janitorial jobs after that, including a job working for a maintenance company that contracted with Great Lakes Naval Base. Ed also worked with a man named Steve Ortiz, installing flooring.

- Jmmie said he thought that in 1991, after their nephew Peter drowned, Ed "hooked up with Yvette" and then started "smoking crack."

- According to Jmmie, Ed caused their father to lose a great deal of money. Jmmie said he moved his father four years ago to Jacksonville, Florida. Jmmie and Ed's mother is now deceased. According to Jmmie, Ed got their father to buy a number of cars, and every time Ed got into trouble, his father refinanced the house. Jmmie mentioned the name "Smoker" as an attorney who represented Ed in connection with some of his legal problems. Nevertheless, Jmmie said, his father sends Ed $200 every month.
• Regarding Ed and drugs, Jmmie said that when Ed got out of prison, he “hooked up with” a Gangster Disciple leader in Kankakee. He said Ed has pawned a lot of items at the pawn shop at Belvidere and Green Bay Road in Waukegan. Ed, who now lives with his brother Chuck, has pawned “everything Chuck or Ed bought,” Jmmie said. Ed also gets money from welfare and gets food stamps, according to Jmmie.

• According to Jmmie, Ed’s brother Chuck claims Ed as a “disabled adult.” Through this arrangement they collect welfare and other assistance from the state — Jmmie said because of this financial arrangement, he thinks Chuck would never throw Ed out.

• Jmmie said he sees Ed from time to time and last spoke with him about a month ago. Ed drives an old Ford now.

Tonya

Jmmie said he thought Tonya’s last name was “Smalley” but was not sure what her last name might be now. He thinks she married a sailor and lives in Lindenhurst, in public housing. He said she has 4 or 5 kids, who have different fathers. He does not know where she works. He described her as petite. He also said Tonya “did some time” in jail.

The molestation charges against Ed regarding Tonya were initiated when Tonya was visiting with Gene’s girlfriend Laura. (Jmmie could not recall her last name but said it might be something like Walker.) Tonya confided to Laura that Ed molested her. Laura, a Jehovah’s Witness, went to Yvette Hamtack and said she must report this. The three of them — Laura, Yvette and Tonya — went to the police station together to report Ed’s abuse of Tonya.

Today, Tonya calls Ed “Dad,” according to Jmmie. Jmmie said a rift occurred between Tonya and Ed about a year or so ago after Tonya met “Star,” Ed and Yvette’s daughter. According to Jmmie, Star contacted Tonya in order to get to know her, and Tonya got Star to talk with Ed. As Jmmie explained, Star and her sister Jasmine were adopted years earlier because of Yvette’s drug abuse problem. Star was supposed to move in with Tonya, but Ed convinced her to move in with him instead, which caused the rift, according to Jmmie.

Jmmie said he is not in contact with Tonya.

Yvette Hamtack

Jmmie said Yvette lives in Waukegan and now goes by the name Melissa. He said she is half Puerto Rican and that he saw her in the past at the Puerto Rican Society.

Interview of James D. Martin — April 13, 2009
Lorinda

When asked who Ed might confide in, Jmmie said "Lorinda," who he described as "a crack whore." He did not know her last name but said she lives in Waukegan or Round Lake. She is white. Her boyfriend is Tony Brown. Due to her drug use, she lost custody of her kids, but her parents are raising her children.

Dion Markadonis

Jmmie knew who Dion Markadonis was. Regarding gang affiliation, Jmmie said Dion "was like a Maniac, he was a wannabe."
Anthony Brown Voicemail Transcript

Friday, January 23, 6:02 a.m.

Well this is what we’re dealing with. The reason I sit by the judge and the state’s attorneys is because I run the show and I’m sure Lorinda didn’t want to tell you that. That’s how she got her case dismissed – her and Nathan. And now you got her trying to show up Monday on your behalf. Well that’s gonna be called perjury and obstruction of justice. She already had me do what I had to do. She wanted to be dismissed - her and Nathan – and you to be found guilty. It’s already set in motion. It’s already done. Yes, she does have an STD. She has either gonorrhea or chlamydia, so I hope you’ve been fucking her because um, yeah, she does have an STD. As for all the shit she stole from me, I want it all back. For the money she owes me – now if you’re willing to help her pay it back, fantastic. Pay me my money or I’m gonna make things real ugly. Real, very ugly. You’re gonna be found guilty no matter what Monday. Now I could set it up where you just get one year’s probation. Or I could have you do one week for violating your parole, or probation, as they call it PTR. And then you’re released and then you come back in 30 days and you’ll be sentenced up to a year if not a year and a half in prison. She shows up with you, which I hope she does, the car is gonna get impounded. She stole my medication, and if you’re with her, you’re an accomplice. So I’m hoping she shows up Monday, cause right after I finish ah telling the state’s attorneys what to do with you, I’m going to their boss, because they work for me, and I’m gonna tell him what I want done. And ask her, do I have connections with the police, do I have connections with the state’s attorneys and she’s gonna tell you all about it. Maybe she’ll finally be honest and tell you a story. But ah, that last day, that she was in court, she did tell them you smacked the shit out of her daughter and made her daughter bleed. And now she’s telling you she’s gonna testify on your behalf. Wrong answer. That’s called double jeopardy. That’s called double standards. You cannot retract your statement. She already said what she had to say. Sorry dude, you’re finished. And next time you call me a punk ass [message ends].

Friday, January 23, 6:05 a.m.

Well anyways, she hung you out to dry. She’s trying to make it look good that she’s going to help you. She can’t help you. What’s done is done. And um, next time you call me a punk ass bitch, a child molester rapist, and other names, I’m going to slap you in your fucking mouth. And in court I will walk right up to you and say something to you. And if you respond the wrong way in the court room I am going to hit you in your fucking mouth. Ask Lorinda what I do in that court room and she’s going to tell you I run it. That’s why she beat her case. I told them to drop the charges for her and Nathan. She told me to leave you out to dry. Something about you offered crack instead of fixing her car and you were calling her a bitch and some other shit. She wanted you hung out to dry. So sorry dude. She set you up, you’re done. And she wants to go Monday because she’s always wanted to see you hand cuffed and taken out of a court room again. So you’re done. She’s setting you up, just like she played me to get her free, she’s setting
you up for a fall. I wish you the best. You talk about me again, I’m gonna hurt you.
Take care, be well, and I wouldn’t trust Lorinda for nothing. And I am going to have her
arrested for stealing my medication, my money, and my belongings. Take care dude.
Peace.

**Monday, January 26, 10:57 a.m.**

As you can see, I didn’t show up in court. I figure ah, it’s between you and them. I’m
not going to help Lorinda in any way. All I want is my money and my belongings. You
want to do the right thing, make sure she pays up. Or I will make things very, very hard
on you. You have no idea what I can do. And let her know Stephanie is pregnant. She’s
two months — well let’s just say ten weeks. So ah, congratulations. And next time you
lay a hand on her it’s on you. You can beat Lorinda all you want. I don’t give a shit. It
aint got nothing to do with me. You make sure Lorinda comes and sees me and pays me
my money and gives me my belongings and then you and her stay out of my life. I don’t
want nothing to do with none of you all. Leave me alone, I’ll leave you alone, but if she
doesn’t pay me my money I’m coming after you. And remember your phone does have
GPS. I can find you any time, anywhere. So ah, make sure she pays my money. And no,
my brother didn’t lose his job. I got him a new job. Some factory over there by
[unintelligible — Cardinal House?], some warehouse. He’s getting paid good money too.
He starts second shift. How do you like that one? Doesn’t God make miracles? Good
luck. Peace.

**Thursday, January 29, 10:07 a.m.**

Mr. Brown. I’m gonna make a deal with you. You make sure Lorinda pays me $250 and
my phone as well as my personal belongings, I’ll get your case dismissed. I have to leave
the area February 12 because of this murder trial. You will get off. I’ll have your case
dismissed. But I need that 250 so I can leave. And also, I will give her the law suit so
she can sue Geico for the truck. She will receive a letter by Saturday if not Monday, with
all the information she needs. I will give her one of my best lawyers so she can sue and
she will receive it Monday. The latest. Make sure I get my 250 so I can leave this area
and I will get your case dismissed. Because of this murder trial, I have to disappear
February 12. So make sure I get paid and my belongings, I’ll get your case dismissed.
And yes, I know when your court date is. So ah, talk to her. Tell her. And I will make
sure you’re a free man. That Stephanie is lying and made it up. And I will make sure
they know her lip was broke by Lorinda’s bracelet on accident. You did not hit her. But
if I don’t get the money, you hit her. Give me my money and you will be dismissed.
Thank you. Have a good day. Bye bye.

**Friday, January 30, 10:20 a.m.**

Hello Mr. Brown. You know who it is. Um, have Lorinda give me my money. Bring
my, bring my belongings, the phone, so on and so forth. And I’ll give her her password
— her government password — and I will tell her how to get you off. Dismissed. So you
don’t have to worry about this any longer. She does have a password, she just forgot it.
And I will give it to her and I will tell her who to contact whenever she's in trouble. I have to leave this area. I must leave, but I need that 250 even though she knows that the debt is 300. I am willing to do that 250. And I will give her her password. I will tell her who to contact and how to contact them and how to get your case dismissed. Or else I go after Gina, you, and everyone else before I leave. Give me my money. Give me my belongings and it's over. I don't know you, you don't know me. I am a stranger. When you see me you don't say hello, you don't say goodbye. I no longer know you or her. She is no one to me. I am no one to her. I am leaving for three months and I will be back. But I will give her her contact and she can get you off. I will tell her how to do it, when to do it and what to do. There's a password and she can tell them that she wants your case dismissed. And it will be dismissed. You don't need Joey. Joey cannot help you. That's already been blocked. But I will get you off. She can get you off. Get me my money and my belongings today and I will get you off. Good luck. Farewell. And good riddance. I wish you both the best of luck. I will not be involved in your life any longer. She will not know me. I will not know her. You guys go on with your life. Smoke all the crack you want. Deal all the crack you want and her car will not be touched or impounded. Bye.

Friday, January 30, 4:02 p.m.

Hello Mr. Brown. You know, it's not the money that's important, I just wanted to see if she's a woman of her word. Um, I have more money than I know what to do with. I already bought three cars. Um, Paul, or Chuck never lost his job. He's always had his job. I already...I went out right away and bought him a car. I already bought two more. So it's not about the money. I just wanted to see if she's a woman of her word. This is what you're gonna do. When you go to court next time, have her go straight to the officer and ask for Paul Bishop. Remember, Paul Bishop. And what she's gonna say is all I want is truth and justice. And what she's gonna admit to is that while her and Stephanie were fighting, her bracelet hit Stephanie's mouth. While Stephanie was biting her, she bit the bracelet and your case will be dismissed. She cannot be tried again. She is already dismissed. That's how you beat your case. Tell her to say that while Stephanie was trying to fight her, Stephanie bit her bracelet and that's how she cut her lip. And your case will be dismissed. I already put a good word in for you. I don't want to see you going down for something that you didn't do because ah, I am a man of honor and I do believe in righteousness. So you won't ever hear from me again. Just remember what I said earlier. We are strangers. You don't know me, I don't know you. Remember, Paul Bishop. Code words, truth and justice. That is her password and they will listen to her and your case will be dismissed, but she cannot sit near you, she has to go sit on the witness side where I sit. Not all the way by the judge, on the end by Stephanie. Take care. Peace.

Friday, January 30, 4:11 p.m.

Ah, one more thing. Her pass to get out of jail card is she is a child advocate. Even if you use it, they will know that you are protected by an enforcer. Never give my name. That's what I go by, I am an enforcer. So if she ever wants to get out of jail, just say she
is a child advocate. And they’ll look it up and they’ll see that she is protected. You are protected. You will not go to jail. Just please, give me back that phone before I have to leave. This one has to be turned off. I have to change numbers and phones. I need that other phone back and I will give her back all of her belongings. All of her clothes and everything else that she forgot. All of Stephanie and Eliana’s pictures, the whole bit. But please, return the phone. The clothes, throw them in the garbage, I don’t care. I need that phone.

Saturday, January 31, 3:18 p.m.

Well, I hope you guys enjoy the phone. Anyways, um...Lorinda’s ah, secret account? She can’t play me. She might be able to play you, but she can’t play me. I already predicted she was gonna do this. So, I took five thousand dollars out of her account and ah, I’m spending it now. So um, I already paid my bills. I got my computer back. And everything else and ah, that’s what’s buying the other two cars that are being delivered this week. Thank you Lorinda, you’ve been great. Tony, watch your back, she’ll stab you. The reason why I got rid of her and called her a whore was cause ah, she was ah, stealing for crack. Good luck. I wish you all the best. Take care now. Bye bye.

Sunday, February 5, 5:16 p.m.

That was pretty shitty of your broad...ah...putting a lock code on my phone. [Unintelligible] I overrode it. Anyways ah...I still need the code. So ah...give me my code and give me my house key. I don’t know why she wants my house key. She can’t get in. But ah, I want that code. Peace.
L
R/O on the above date and time spoke to Mr. Daniel W. JOHNSON reference to this incident. Officer met Mr. JOHNSON and his friend Darwin THUNDERBURG at 446 N. Sheridan Rd. Officer advised that we wished to talk to both of them as to the party that was at Bobby HUGHES'S home on 17Aug92. Mr. JOHNSON stated we were both there. I asked both of them if they would come to the Major Crime Task Force Office at the Lake County Sheriff's Office so a statement could be taken from each of them. Both agreed to come to the Task Force Office. I then gave both of them a ride to the C.S.O. and turned Mr. THUNDERBURG over to Det. MEADIE.

I then escorted Mr. JOHNSON to an interview room. Prior to taking a statement from Mr. JOHNSON I advised him that he was not under arrest and he was free to leave at anytime he wished. Mr. JOHNSON stated he understood.

Q. I asked Mr. JOHNSON if he was at the party on 17Aug92 at Bobby HUGHES'S house on Ash St. and who he was with?
A. Mr. JOHNSON said I was working that day at Gurnee Mills from 10:00am to 5:30pm. I took the bus home and got home about 6:00pm. I walked home from the bus stop and saw Darwin THUNDERBURG waiting for me. I changed my clothes real quick and then Darwin and me walked over to Bobby's house.

Q. Who was at Bobby's when you got there?
A. Bobby HUGHES, Dion MARKADONIS, Melissa TORRES, Yolanda BLACK, and Manuel. About 15 minutes after I got there, Jancey HARDY and Nanita CRAIG came over.

Q. What time was that?
A. I think it was about 6:15pm.

Q. What were you doing at the party?
A. It really wasn't a party, we were just having a few beers and talking. Did you see Dion MARKADONIS take any acid?
A. I didn't see him take it, but I heard from people at Bobby's that night that Dion was tripping on acid, he sure was acting weird, I can tell you that.

Q. Where were you sitting during the party?
A. We were mostly on the front porch.

Q. Do you recall what Dion MARKADONIS was wearing that night?
A. I don't really remember, because I wasn't paying that much attention to him. I think he had on a pair of shorts, but I don't recall what color and I don't remember what color shirt he had on.
Q. Did Dion MARKADONIS stay at the party the whole night?
A. I know I saw him leave a couple times, but I don't know he could have left more. I know he wasn't with us the whole night. He left the first time I think it was about 7:00pm. I'm not positive on the time, I know they were talking about going and getting some more beer, and Dion was suppose to go with them. He left but I couldn't tell you if he went with them or not, because I was not watching him.

Q. Who went to get beer?
A. I don't know, but I know they were going.

Q. How many beers did you have at Bobby's?
A. I think maybe three or four.

I know later that night maybe 8:00pm or so he was by us and saw a car pull into his driveway. Dion said Oh Shit I forgot about her. The car then backed out and came around the block to 2nd and Ash. Dion went down to the corner and this girl got out of the car and walked with him to the back of Bobby's house. The car left and then came back about 20 minutes later. The girl Dion was with then walked back to the corner with Dion and then left. Dion then walked back on 2nd St. toward Hickory St.

Q. Was there anything more in the conversation, besides what you told me?
A. No, that was pretty much it.

Q. Has Dion said anything else to you about the murder?
A. No.

Q. Do you know if Dion spoke to anyone else about the murder?
A. I don't know.

Q. Did Dion come back to Bobby's?
A. He could of but I did not see him come back, no wait a minute I think he did come back.

Q. How long after he left did he come back?
A. I don't know but I know we were sitting there and then we heard some woman screaming "Call 911, Call 911. Help me Help me". At first we thought it was some guy having a fight with his girlfriend, but then the girls wanted to see what was going on. Shanita and Melissa went ahead of us and then me and Darwin and Manuel walked over. We got there and we saw one squad car, we didn't think much of it, and then Dion came walking up from the south, like he had come from his mother's house, he was standing around with us, then we decided to go back to Bobby's and we went back.
Q. Where did Dion go?
A. Back toward his mother's house, last I saw.

Q. What happened next?
A. We were at Bobby's and then we heard all the fire trucks and squads pull up, and we walked back over to Hickory.

Q. Where was Dion?
A. He was still over there. I think I saw him talking to a police officer, anyway we were standing around and then we got stopped by some police officers, who asked for our names, it was me and Manuel and DARWIN.

Q. Do you know what happened to Dion?
A. No we got stopped and then we didn't see him after that, until the next day.

The next day I got off work and then me and Darwin and Melissa were talking about the murder. Melissa said she saw Dion go through the yards toward the house where the little girl was at. Melissa said that was when he was supposed to be going with to get beer. I said too that Dion was the only one that left the party several times.

Later that night me and Darwin went over to Bobby's house. We go over to Bobby's house almost everyday. We went over there and we were talking to Bobby and Dion was there and I think Manuel too. We asked Dion what happened to him last night. Dion said the Police talked to me and Bobby and they were saying I killed the little girl and you know what, for a minute there they had me believing I killed her, but then I just said No.

Q. Was anything else said about the death?
A. We were just saying that must have been someone from the neighborhood.

Q. Was there any other conversation with Dion?
A. Yes the next day on Wednesday I was off and me and Darwin went over to Bobby's. I'm not sure on the exact time, but I think it was between 11:00am and 3:00pm. We got there and Bobby was there and Dion was there. I think Bobby had been working on his car that day. We were talking and out of the blue Dion says that he painted his shoes black. We all looked and his grey Air Jordans were painted black. Dion said ya my shoes were getting old, so I painted them black. I didn't understand why he said that, but he did.
We were talking about the little girl and then Dion said I didn't even know those girls. Dion then said you guys remember I was with you that night right. I said no Dion you were with us, but you were not with us the whole night. It was me, Bobby, Darwin and Manuel that were on the porch the whole night, and you left a bunch of times. The other guys agreed that Dion had left. I thought it was kinda weird that he was looking for us to say we were with him the whole night.

The another day after that maybe two or three days, we were at Bobby's. Dion, me, Darwin Bobby and Carlos ROSARIO. We were saying Damn how could anyone stab her 27 times, thats crazy, why not just stab her once or twice, why so many, and then Dion started saying ya just think 27 times, like 1-2-3-4-5-6. Dion was holding his arm like in a fist and making a stabbing motion, while he was counting. Dion said man you would run out of places to stab her. Carlos was saying ya Dion did you bring your own knife or did they provide one for you. Dion said no there was one at the house.

It was either the next day and or a day after that, we were at Bobby's after I got off work. It was me and Darwin and Bobby and Dion and a couple other guys. We were on Bobby's porch talking and I was sitting on the rail. We seen this car pull up with dark tinted glass windows and it stopped. I said Dion look the Feds are here for you. Dion got real scared and almost knocked me over trying to jump the porch railing to run. I then said no Dion I was only kidding it was the Feds. I said Dion why are you so scared about the cops, and he was saying I wasn't going to run. I said sure Dion thats why you almost knocked me over.

Q. I asked Mr. JOHNSON if he could provide anything futher.

Mr. JOHNSON stated not at this time, but I can tell you Dion has been acting real strange. I can't say Dion did it, but if I hear anything else, I will call you.
"Interview of Derwin Fundenberg - Meade - Sept. 01
Fundenberg States:

1) On Aug. 17, he and Danny Johnson around 6 to 7PM walked to Bobby Hughes house.
2) When they arrived present were Hughes, Shantia Craig, Melissa Torres, and Dion. (shirt & shorts,
   black in color w/ white pinstripes. Turtleneck Red sox logo either on front or back.
   Also wearing gray Air Jordan hi-top tennis shoes.
3) Dion stated he was tripping and had taken two
   hits of acid. - Has known Dion for 8 years. has never seen Dion act the way he did
   that night.
4) Fundenberg states approx 10 hours after
   arriving at Hughes - Camilla Labouder &
   Tawna Price showed up. - Camilla spoke
to Dion in front yard for approx 5 minutes -
then went to back yard for approx 10 minutes.
Camilla & her friend then walked to the
car and left however Dion was no where to
be seen. Next time Fundenberg seen Dion
was approx 12 hour later walking north
bound on Ash. - Dion was wearing
same outfit - with blue and red baseball cap

6) On Tuesday 8/18/92. Fundenberg, Torres, Johnson -
Torres stated prior to Fundenberg & Johnson arriving
to Bobby Hughes house - she saw Dion cut through the back yard of where the little girl got killed, then took path north bound behind house which leads to Second St.

1) On Wednesday - Aug 19 - Fundalberg & Johnson went to Hughes house - present here Hughes, his father, and Bobby Carter locking on Hughes' Car - shortly after Dion arrived.

6) Dion states he is the "Paul Schlee" of shoes - stated he painted his shoes because they were getting old. Fundalberg states he looks at Dion's shoes - they are the same gray shoes he had on Monday night however they had been painted w/ black shoe polish.

7) Fundalberg knows it was black shoe polish because Hughes borrowed the polish from Dion, and Dion got the polish back yesterday (Tuesday).

10) Other people started arriving at Hughes House at this time i.e. Hughes Brother-in-law Char, (Wb 24 yrs) Scott Tatro, Manuel Chagoya

11) Dion states he and Hughes were brought in for questioning. Dion states what a smart-ass he was to the investigators - telling them that he had "killed the girl."

12) Dion tried to Conform with all subjects present
B) that he was at Hughes House all night - Funderberg stated that he was not going to lie for him and try to give him an alibi.

14) Funderberg stated that everyone was accusing and teasing Dion throughout the week about killing the little girl and that Dion has also admitted numerous times that he did kill her - however he has also denied it.

15) Dion has mentioned bits & pieces of the Murder to Funderberg - Mr. Johnson - Mr. Chagoya - & Tato at Hughes House when Dion stated the fact that his arm got tired after "stabbing her 15 times."

16) Dion also stated when questioned by others whether the people at this house supplied the tools (knife) or did he (Dion) bring the knife to which Dion stated "he got the knife from the apartment."

17) Funderberg stated Dion told him that he had raped her and that she was "real good!" Dion also stated he knew the girl because she came over to his house to see his little brother.
Interview Rodney - Held - Aug. 28

Rodney states:
1) Was with his friend Trucia Perez - went to Bobby Hughes house - arrived at 8:00pm - stayed for 25 to 30 minutes.
2) Dion borrowed Trucia's red and blue baseball bat.
3) Dion wearing dark, possibly black, jersey type shirt and dark pants. Not sure if those were shorts or long pants.
4) Dion told these girls - he did not kill the girl.

Signature: Rodney Davis - Aug. 31

US. Deputy States:
On 09/17/92 at 9:00AM, reporting investigator and Sgt. GENTILCORE spoke to Carlos P. ROSARIO, M/H, ODB: 09/16/73, 120 S. Park, Waukegan,IL, no TX, SSN #349-62-0980. Reporting investigator inquired as to Mr. Rosario's activities on 08/17/92. Mr. Rosario stated that he was at home at his prior address of 1012 Indiana, Waukegan,IL most of the day. He was with a M/B named Wes (last name unknown). Wes used to be in the Navy and sleeps at Danny JOHNSON's house at Sheridan Rd and Cory. Mr. Rosario and Wes were watching the Monday night football game with the Bear's playing. They left sometime during that game to go to Danny Johnson's house.

Mr. Rosario states they first walked by Bobby HUGHES' house on Ash, because Danny is usually there. They found Danny at Bobby's house, along with Darrin FUNDERBURG (AKA: Darkman), a girl named Melissa (last name unknown), and Shanita (last name believed to be CRAIG). As Mr. Rosario was arriving at Bobby's house, so was Dion MARKADONIS. He believed Dion was wearing shorts and Jordan shoes, unknown type of shirt. Mr. Rosario does not know what time he arrived at Bobby's house. When he arrived there, he was told that something had happened on the next street and the police were there. Bobby, Darrin, Melissa, Shanita, and Dion had already been over to the next street, which is Hickory and learned a little girl had been killed. The police were talking to Dion when they left. Melissa and Shanita said they heard a lady screaming from over there. Melissa, Danny, and Darrin said that Dion was missing from Bobby's house for approximately 1½ hours prior to them hearing the screaming.

Melissa told Mr. Rosario she saw Dion walking back between the houses on the east side of Ash from the direction of the house the police were at, approximately 15 minutes after the screaming was heard. Melissa also said that Dion had changed his clothes when he came back. When Dion came back to Bobby's after he had talked to the police, everybody thought that Dion had killed a little girl on Hickory. Later at Bobby's, Dion said he was too drugged up and did not remember anything. Melissa also told Mr. Rosario that Dion had been talking to Holly earlier that day.

On Wednesday, 08/19/92, Mr. Rosario was at Bobby Hughes' house with Darrin Funderburg and Bobby, they were working on Bobby's car. Another guy was also there, but Mr. Rosario did not know who that was. Mr. Rosario said that Dion came over with no shoes and was asked where his shoes were. Dion said that the police took them and he had no other shoes. Mr. Rosario asked him that with all the money his parents had, he only had one pair of shoes. Then everyone started talking about Dion doing the murder. Mr. Rosario had heard on the news that the victim was stabbed. He asked Dion where he got the knife and Dion said, "They supplied the tools", meaning it
came from the apartment. Somebody then asked Dion how many times he stabbed her before she stopped screaming and Dion stated he stabbed her a few times and then she shut up. Mr. Rosario said he did not think Dion was joking and also believed Dion was capable of committing this murder.

End of Report.
/sml
Reporting officer, on the above date and time, spoke with a Clarence O. EVANS, M/B, DOB: 08/09/58. Reporting officer asked Mr. Evans if he had information concerning the death investigation of Holly Staker and Mr. Evans stated, "yes I do". Mr. Evans stated, "I was in the Classification Pod at the Lake County Jail about a week ago. I was with Jamie HARRIS and James HARPER". Mr. Evans stated, "we were sitting at a table next to Dion MARKADONIS and Bobby Sherrod". Mr. Evans stated that Dion Markadonis was talking to Bobby Sherrod, but in a low voice. He stated, "we were sitting at a table next to him and overheard him talking". Markadonis stated that he was on Acid and he did not remember what happened. Bobby said, "did you do it" and Dion said, "no man" and then he said, "yeah you know I did it".

Reporting officer asked Mr. Evans what they were talking about and Mr. Evans stated that Dion was talking about doing that little girl. I asked Mr. Evans if Dion said how he did this and Mr. Evans stated, "I didn't hear him say how he did it". I asked Mr. Evans if Dion stated whether or not he had a knife or if he had sex with the girl and Mr. Evans stated, "I did not hear that". I asked Mr. Evans if Dion said anything else about how he got into the house or what else he did to the little girl. Mr. Evans stated, "no he did not".

Reporting officer asked Mr. Evans if anyone forced Dion or threatened Dion to talk about this, and Mr. Evans stated, "no, nobody forced him or did anything". Mr. Evans did state that Dion was very nervous while he was in the Classification Pod.

Reporting officer asked Mr. Evans when this conversation occurred, and he stated that "it was last Monday, the night he came into the classification Pod, he huddled up with Bobby Sherrod, and they were talking at the table next to us". I asked Mr. Evans why he decided to come forward and Mr. Evans stated, "this guy's bad news, he came in here and he's talking about this". Evans stated, "I've got a little girl, and I sure wouldn't want him to do something like that to my little girl, so I figure if he did it, he did it, he should stand trial for it".

Reporting officer asked Mr. Evans if he overheard Dion say anything else, and Mr. Evans stated that Dion was saying something about breaking into Sherrod's house because he did not have a phone, and then he changed his mind and he didn't go over there. Dion said something else about going to have sex with a girl and then go back to Bobby's house.
Reporting officer asked Mr. Evans what Dion was talking about, and Mr. Evans stated, "I don't know, he was just saying the things that he said". When Dion originally mentioned that he was on Acid, he really didn't listen too closely, he just overheard bits and pieces of the conversation that Dion was having with Bobby Sherrod.

Mr. Evans stated, "you might want to talk to Bobby Sherrod, he would probably have more information.

End of Report.
M
WAUKEGAN POLICE DEPARTMENT

SUPPLEMENTAL REPORT

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Narrative:

Ran met with an informant who provided the following information regarding the Holly Staker Homicide.

The informant, John Doe, stated as follows:

John Doe had a conversation with a known Latin King gang member who related to him that he was at a party at Brian Hughes house, 452 Chestnut the night of the homicide, and that Dino Sins (AKA Markadavis) was tripping on a lot of acid and left the party for a while and when he came back he was wearing different clothing, but didn't say anything about where he was at and no one really noticed him missing. The next day a lot of the members were picked up (Latin Kings) and questioned about the murder including Dino. Nothing happened and everyone was let go. Everyone (Latin Kings) involved was talking it over but nobody was saying anything. 3 days after the murder they all got together for a party at one of the Latin Kings house and there was a lot of cocaine there. Dino was there and he is a real big cocaine freak who can't just do...
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<td>a line or two and when he gets all coked up he starts talking. Dion got all coked up and real macho and started talking about the murder. The gang member told Doe spoke with said it bothered him and the other kings how Dion spoke about the murder saying he didn't because it wasn't an act sanctioned by the gang and it brought disrespect to the gang. He said Dion seemed to be getting off on telling how he did it and it bothered him that Dion killed 11 year old girl and just blew it off. The gang member related that Holly was one of their bitches and they were getting sex from her and her sister Heather. He related that she were also getting coke (cocaine) from Nancy and Mike's house. From Kenny and the drugs supplied for the party at Brian Hughes house came from Kenny (Kenny Khayat). He said that after Dion got all coked up at the second party (3 days after the murder) that he started talking and bragging about doing Holly Stakes.</td>
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WAUKEGAN POLICE DEPARTMENT

SUPPLEMENTAL REPORT

TYPE OF OFFENSE: Homicide
DATE/TIME OF THIS REPORT: 9/10/92, 20:20 hrs
ATTACH TO REPORT NUMBER: 92-45728

STATUS OF JUVENILE: | Arrested | Victim | Witness | Other
NAME | | | |

D.O.B. HT. WT. HAIR EYES STREET NAME | GANG AFFILIATIONS

School Attending | Grade | Arrested With
Mother's Name | Address | Telephone | Work Telephone
Father's Name | Address | Telephone | Work Telephone

[ ] STATION ADJUSTMENT [ ] REFERRED TO BRANCH COURT [ ] REFERRED TO JUVENILE COURT [ ] REFERRED OTHER AGENCY

JUVENILE TURNED OVER TO X

Narrative:
Diane said he got all fucked up on acid and decided he wanted to get laid. He knew Holly was babysitting nearby so he kept the party and went to where Holly was babysitting and she let him in. Diane said he started working her For Some pussy but she wouldn't give it up telling him that the 5 year old would see them and she was babysitting and it wasn't Cool So he locked the door and locked The 5 year old. So my friend and I don't have to worry about him seeing us. But the bitch wouldn't give it up so I slapped her around and she started Fighting me. So I threw her down and choked her but she still wouldn't give it up so I smacked her down choked her and raped her. The bitch kept Fighting me and yelling and I told her to shut the fuck up bitch. He said "I couldn't shut the bitch up. I took off my Knife. So I nailed her a couple of times. I lost my Shirt and just kept doing it. I left went home changd clothes, burned my clothes and went back to the party. The boy's mom said they didn't
WAUKEGAN POLICE DEPARTMENT

SUPPLEMENTAL REPORT

DATE/TIME OF THIS REPORT: 9/10/92 2030 HRS.
ATTACH TO REPORT NUMBER: 92-45728

TYPE OF OFFENSE: Homicide

STATUS OF THIS JUVENILE: ] Arrested [ ] Victim [ ] Witness [ ] Other

NAME

AGE RACE SEX ADDRESS

TELEPHONE

D.O.B. HT. WT. HAIR EYES STREET NAME

GANG AFFILIATIONS

School Attending

Grade

Arrested With

Mother's Name

Address

Telephone

Work Telephone

Father's Name

Address

Telephone

Work Telephone

[ ] STATION ADJUSTMENT [ ] REFERRED TO BRANCH COURT [ ] REFERRED TO JUVENILE COURT [ ] REFERRED OTHER AGENCY

JUVENILE TURNED OVER TO:

Narrative:

I think it was too cool and they (Latin Kings present) were at least said so and Dion replied "It's nothing I just wanted some bitch."

The gang member related that they wanted to get rid of Dion and pass him off on another gang because they don't think what he did was to cool but no one wants him because they know what he did. No one wanted to talk because of the Gang's Code of Silence and no one will rat on another gang member. He stated he was taking a risk talking about it because he could be killed for breaking rules. But he wanted to talk because they (Latin Kings) don't know what to do about Dion because he is disrespected the Gang being stupid. He related they (Latin Kings) were upset because Dion killed one of their bitchers they were getting Pussy from along with Heather. He related that Dion is a bad and can't get any Pussy otherwise unless he takes it.

He was specific that Dion was getting off on bragging about being well staked and that bothered them also. The Gang member told the informant you got the information you

REPORTING OFFICER: Deveaux ID # 094
REVIEWED BY: Capt. Johnson

CASE DISPOSITION

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| JUVENILE TURNED OVER TO | X |

**Narrative:**

Need you do with it as you see fit, just leave me out of it and watch your back. From what I know what I mean by leaving an informant to believe if this informant touched on him he would come and get informant because the gang would be after him also.

Informant related Dean Sims and Mark Gordon is a little skinny white dude who lives on Ash St. on the corner house and is a hate King Gang member. Informant also related that Holly and Heather are not the innocent little girls put out by their parents and that Ronnie and Mike Kalinowski are big cocaine abusers supplied by Lenny Khyat who is also a heavy user and major dealer of cocaine. Informant also believes Kalinowski's are aware that Holly & Heather are sexually active within the neighborhood and allowed them to party with them (Kalinowski's).
LAKE COUNTY MAJOR CRIME TASK FORCE

Investigative Report

Case No. 92-55313
Reporting Date: 09/15/92 1:55PM
Reporting Officer: Investigator Rich Davis

Subject of Case: Death Investigation
Typed By: SML
Date: 09/24/92
Lead No.: 360

On the above date and time reporting officer and Det. COLIN spoke to Kathy D. WOLLERT, F/W, DOB: 10/13/56, 28 Maple St, Waukegan, IL; TX: 336-6276, work TX: 244-1110. The interview took place in an interview room at the Lake County Sheriff's Department.

Reporting officer asked Ms. Wollert about the information Officer DEVEAU from the Waukegan Police Department had given us reference a phone call she had received from Billy JUTTON in reference to the Holly STAKER homicide. Ms. Wollert stated that she had a roommate named Chuck BENNETT, who roomed with her for approximately six months prior to moving back to Fort Wayne, IN one month ago. Ms. Wollert stated that she had put her home up for sale approximately one month ago and at this time Mr. Bennett moved back to Fort Wayne, IN. She stated that Mr. Bennett is the step-father of Holly and Heather STAKER.

Ms. Wollert stated after the homicide had happened, she received a call from Mr. Bennett's sister who said, "Do you know what Chuck's ex-wife's maiden name was? I think the daughter was killed." Ms. Wollert stated after she confirmed the last name and that it was Holly Staker, she contacted Mr. Bennett's parents in Arkansas and they contacted Mr. Bennett in Fort Wayne, IN. Mr. Bennett then came back to this area and stayed with Ms. Wollert until after the funeral. Ms. Wollert stated while Mr. Bennett was at the house a phone call came in from Billy Jutton.

Ms. Wollert stated Mr. Jutton was a roommate of hers and used to live at the house approximately 1 to 1½ years ago. Ms. Wollert stated she met Mr. Jutton while working at the Jewel Food Store on Greenbay Rd and Grand Ave. She stated that Mr. Jutton was at the Halfway House at this time and was looking for a room to rent. Ms. Wollert stated that she rented the room to Mr. Jutton and he stayed there for approximately seven months to one year.

Ms. Wollert stated during the time Mr. Jutton was at the house she found out that he was a gang member and was having gang members coming over to the house. She then asked Mr. Jutton to leave, which he did. Ms. Wollert stated Mr. Jutton, while he was staying there and up until this date, receives a monthly check from the Government. She stated she believed this had something to do with his father, who had been killed or died and it might be Social Security Income.

Ms. Wollert stated while Mr. Bennett was at the house, Mr. Bennett asked Mr. Jutton to look into who had killed his step-daughter, Holly Staker. Mr. Jutton stated he would try to get that information for him. Ms. Wollert stated later that night Mr. Bennett told her that he had asked Mr. Jutton to find out this information and to get back to him and that if he...
LAKE COUNTY MAJOR CRIME TASK FORCE

Investigative Report

Case No. 92-55313

Reporting Date: 09/15/92 1:55PM

Reporting Officer: Investigator Rich Davis

Subject of Case: Death Investigation

Typed By: SML

Date: 09/24/92

Lead No. 360

was not there, for her to call him in Fort Wayne, IN and give him the information.

Ms. Wollert stated that on 09/05/92 at 9:00PM, she had received a call from Mr. Jutton. Mr. Jutton stated that he was calling for Mr. Bennett, as Mr. Bennett had asked him to check into who killed Holly. She stated, "Yeah, I know that he asked you to check it out." Mr. Jutton then stated, "I was at a party at a friend's house and while at the party a person named Dion SIMS was talking about doing the murder." Ms. Wollert stated she asked Mr. Jutton when the party was and she believes he said it was either three days after the homicide or a week after the homicide, she was not exactly sure. Ms. Wollert stated that she asked Mr. Jutton who this Dion person was, if he was black, Spanish, or white. Mr. Jutton said, "No, he's a little white guy. He's a cocaine freak. He likes doing cocaine and he does a lot of it and he kept on doing it all that night. Dion was bragging about the murder. He was acting like it was nothing. Dion stated he just killed some street bitch, it was not a big deal. He said, 'I just killed this street bitch.'" Mr. Jutton said that Dion said, 'I was at a party on Chestnut and a I did a couple hits of acid. I left the party, figured I would go over and get me some.' Dion said that he knew that this girl was babysitting and he went over there and she let him into the house. He stated she started coming on to him and then she was complaining about the little 5 year old seeing what they were doing, so he locked the 5 year old out of the apartment. Then he started coming on to her and she kept on refusing him. Dion was saying that he started fighting with him, she was slapping him, and tried to scratch him. Dion said, 'I slapped her back a couple of times and then she started screaming. I had to shut the bitch up, so I nailed her and then I did it again and then I lost my head and I kept doing it.' Ms. Wollert stated she asked Mr. Jutton, "Didn't anybody notice his clothes? Weren't his clothes all bloody or his shoes bloody? How could anybody not notice the fact that he must have had blood on his clothes or shoes?" Mr. Jutton stated that Dion said that he went home and changed his clothes and then burned the clothes that he had on.

Ms. Wollert asked Mr. Jutton if he was going to tell anybody. Mr. Jutton stated, "I can't tell anyone. You know that the gang has a code of silence." Ms. Wollert stated that Mr. Jutton asked her, "What are you gonna do with this information?" Ms. Wollert stated, "Well, someone needs to know." Mr. Jutton stated, "I agree. Someone needs to know, but I can't tell them." Mr. Jutton went on to say that the gang does not like the fact that he (Dion) was bragging about doing this and the fact that he (Dion) even did this. The gang did not sanction this act and this person is not a member of the Latin King Gang that Mr. Jutton belongs to.
Reporting officer asked Ms. Wollert if Mr. Jutton stated where the party was or who was at the party. Ms. Wollert stated he did not. Reporting officer asked Ms. Wollert if Mr. Jutton stated exactly when the party was. Ms. Wollert stated, "I believe he said it was either three days after the murder or a week after the murder. I'm not exactly sure." Reporting officer asked Mr. Wollert where Mr. Jutton lives. Ms. Wollert, "I'm not sure. I believe he's living in Kenosha with a girlfriend of his."

Reporting officer asked Ms. Wollert if Mr. Jutton described this person he said was Dion Sims. Ms. Wollert stated that Mr. Jutton described him as a little white guy "that's way out there" and that he lives somewhere in the area where the murder took place. Reporting officer asked Mr. Wollert if Mr. Jutton was coming back into town. Ms. Wollert stated that she received a call a couple of days ago from Mr. Jutton, who stated that he and his girlfriend were going to come down to her house and pick up a baby cat that she had there, but he would have to get back to her because he did not know which days off his girlfriend was going to have from work. Ms. Wollert also stated that Mr. Jutton would be coming down towards the end of the month to pick up his government check, but she did not know which day he was going to be coming.

Reporting officer asked Ms. Wollert to describe Mr. Jutton and she stated he is approximately 19 to 20 years of age, 6'1" to 6'2", 155lbs to 160lbs, has curly collar length dark brown hair with a red tint and he combs it straight back and it sticks out on the sides, he mostly wears a baseball hat. Reporting officer asked Ms. Wollert if when she was talking to Mr. Jutton, if he said how many times this Dion person said he had stabbed the girl. Ms. Wollert stated he did not, he just said Dion said, 'I nailed her and then I nailed her again and then I lost my head and I continued to do it.' Reporting officer asked Ms. Wollert if Mr. Jutton said how Dion got out of the apartment. She stated he did not. Reporting officer asked if Dion said what the girl's name was. Mr. Wollert stated Mr. Jutton said he was bragging about killing a street bitch.

Reporting officer asked Ms. Wollert if had a phone number for Mr. Jutton and she stated she did not. Reporting officer asked what Mr. Jutton's girlfriend's name was and she stated, "I believe her name is Stella, but I'm not positive." Reporting officer asked her if there was anything else she remembered at this time about the conversation she had with Mr. Jutton. Ms. Wollert stated that this conversation took place on 09/05/92 and it has been a long time "I didn't write any of this down and I finally told a girlfriend of mine about it and then I decided that I should tell my brother and then I told Officer Deveau of the Waukegan Police Department".

Page 3 of 3

Approved By: 10-2-92