

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

STANLEY JALOWIEC,

Petitioner

Vs.

MARGARET BRADSHAW,

Respondent

Case No. 1:03-CV-645

Judge Donald C. Nugent

DEATH PENALTY CASE

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DECLARATION OF RICHARD ALTPATER

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STATE OF OHIO,  
COUNTY OF LORAIN:

- 1) My name is Richard Altpater. I am a resident of Lorain County, Ohio.
- 2) In the early 1990's around the time of Ron Lally's murder I was acquainted with Stanley Jalowiec. We were pretty good friends back then. We hung out with each other practically everyday back then, and used to ride our bikes to places together.
- 3) I recall hearing about the Lally murder in 1994. I was dumbfounded when I heard that Stan's name was being thrown into it. Stan was not the kind of guy to get involved in something like that - he didn't have the heart for it. Stan was not a tough guy, nor did he have a mean streak in him like some of the others who were supposedly involved. Stan just wasn't like that. And in those days he only weighed about 120 lbs. I have always had a hard time believing he could have been involved in killing someone.
- 4) After I heard about the Lally murder I asked Stan more than once what he knew about it. Stan consistently told me that he didn't know anything about it and that he wasn't involved.
- 5) During the police investigation of the Lally murder, Detective Leiby of the Elyria Police Department contacted me several times to question me about the offense. At the time I had a drug related charge pending against me. Detective Leiby attempted to use the drug charge pending against me to get me to tell him whatever it was he needed to help him make his case. That was his manner of operating - he would use his power to

bully people to get the information he was seeking. I believe Detective Leiby had his mind set on nailing Danny Smith, in part because Danny was a known drug dealer in the community who wasn't afraid to flaunt it. I believe Detective Leiby also had it in for Stan because he thought Stan was a troublemaker.

6) I picked up the drug charge at some time after the Lally murder. I was pulled over by the Elyria Police and they found drug paraphernalia in my car. I never learned why I was pulled over in the first place. I have always suspected I was a target - someone Detective Leiby wanted to question. So they pulled me over for no reason and found something to charge me with.

7) In questioning me about the Lally murder, Detective Leiby showed little interest in the truth or in what I actually knew. Instead, his only interest was in what he wanted to hear. I remember one occasion at my house when he specifically said to me "tell me what I want to hear, and I'll get your drug case dropped for you."

8) This same kind of stuff also occurred with the prosecutor's office. I recall being subpoenaed to the Lorain County Courthouse to testify at one of the trials regarding the Lally murder. Both Detective Leiby and Prosecutor Rosenbaum took me to a room where we discussed my possible testimony. Both Leiby and Rosenbaum were pushing me to testify a certain way. In other words, they both were telling me what they wanted me to say on the witness stand, regardless of the truth.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 11 day of Jan, 2006.

  
RICHARD ALTPATER