

Affidavit of Joseph C. Grunda

I, Joseph C. Grunda, state under oath and penalty of perjury that the following statement is true and accurate to the best of my knowledge and recollection.

1. My name is Joseph C. Grunda.
2. I was lead counsel in Stanley Jalowiec's death penalty case. My co-counsel was Edward Cleary.
3. I was recently shown new affidavits taken in Stanley Jalowiec's case. The information contained within these affidavits would have been incredibly helpful for Attorney Cleary and me to do an adequate and proper cross-examination of the majority of the state's witnesses.
 - a. I read an affidavit taken from Melissa Arroyo, attached to my Affidavit as Exhibit 1. The information in her affidavit was exculpatory, but I was never informed of any of it. I had no other information that excluded Mr. Jalowiec from being at the scene of the crime. I had no information that would have led me to Melissa Arroyo in order to speak with her before Mr. Jalowiec's trial. This was exactly the type of information that Mr. Cleary and I were searching for in order to prepare for trial and present a defense for our client.
 - b. I read an affidavit taken from Danny Smith, attached to this affidavit as Exhibit 2. Again, the information in this affidavit is exculpatory, but I was never informed of any of it. I had no information prior to trial that would have led me to know that Michael Smith's testimony was purchased.
 - c. Additionally, I read an affidavit taken from Tammy Lasinis, formerly known as Tammy Green, attached to this affidavit as Exhibit 3 and prior information. I was not informed that Ms. Lasinis had immunity in this case prior to trial. I also did not know that she was threatened to be charged with conspiracy to commit murder in this case. I never knew that she told the police that she wasn't with Danny Smith on the night of the murder. I further never knew that Ms. Lasinis testified that she did not see Sharon Hopkins on the night of the murder. I never received any information prior to trial that would have allowed me to discover any of this evidence about Ms. Lasinis.
 - d. I read an affidavit from Hetzel See Jr., attached to this affidavit as Exhibit 4. I had no knowledge that the Elyria Police Department set up different filing systems. If

I had known about them, I would have sought discovery on this issue, and would have raised the issue on this case and the other cases that I had. I would have brought this issue to the defense bar as well. The members of the defense bar were always talking about the misconduct that we felt was going on in the Elyria Police Department. Back then, we could never prove it. This would have put an entirely different light on the discovery process. This material is highly exculpatory and should have been made available to us and the co-defendants that filed a motion for discovery, prior to my client's trial. I never was informed of any of this information and/or improper conduct of destroying evidence.

- e. I read an affidavit from Raymond Smith, attached to this affidavit as Exhibit 5. I had no knowledge that Raymond Smith told the police that Stanley Jalowiec was not present and therefore innocent. I certainly would have used that at trial. This information is highly exculpatory and should have been made available to us prior to my client's trial. I never was informed of any of this information, and never received any information that excluded Mr. Jalowiec from being at the scene of the crime.
- f. I recently read some documents concerning a witness by the name of Corrine Fike, attached to this affidavit as Group Exhibit 6. I was not aware that Ms. Fike had immunity at the time of Mr. Jalowiec's trial. This was never disclosed to the defense team. I also did not know that Detective Leiby purchased tires and a car for Ms. Fike in order to obtain her second statement. In fact, I never was given Ms. Fike's first statement. I only found out about it at trial when Ms. Fike brought up the fact that she gave a first statement and I requested an in camera inspection. This material is highly exculpatory and should have been made available to us prior to my client's trial.
- g. I read an affidavit taken from Jeff Buteau, attached to this affidavit as Exhibit 7. I had no idea that Detective Leiby purchased a car for Corrine Fike. I also had never received Mr. Buteau's statement to the police in which he reported that Brian Howington was "coached" to say Stanley Jalowiec was involved in the murder by Ms. Fike. I also had no idea that Detective Leiby met with Ms. Fike nearly a dozen times after she gave her first statement. If I had this information at my disposal, it would have changed everything. I could have used this evidence to impeach witnesses and discredit the entire state's case. This material is highly exculpatory and should have been made available to us prior to my client's trial. I never was informed of any of this information

- h. I also read a transcription of an interview between Detective Leiby, Whitely, and Jeff Buteau, attached to this affidavit as Exhibit 8. The information Mr. Buteau gave the police in this interview was never given to our defense team. If I had this information, I would have used it to impeach witnesses and discredit the state's case. This material is highly exculpatory and should have been made available to us prior to my client's trial. I never was informed of any of this information.
 - i. All of the aforementioned information is exactly what Mr. Cleary and I were looking for in order to prepare for trial and adequately defend Mr. Jalowiec. This information would have made a substantial difference at trial.
- 4. I always felt that Mr. Rosenbaum and the EPD were hiding information from the defense team, I just couldn't prove it. I felt the Elyria Police officers were withholding information at trial, because I saw how they were testifying in order to cover themselves. The newfound information in these affidavits, in addition to the reports that I reviewed a few years back, would have changed the whole case. If had this information, I would have been able to show that the State's case was a false story which was made up in order to frame Stanley Jalowiec.
- 5. I remember many conversations that I had with Stanley Jalowiec regarding this case. In those conversations I discussed the evidence that would be used to convict him which was; he obtained the car and was with the Smith's on the night of Lally's murder. I discuss the theory based on the evidence provided that Stan was scared of the Smith's and in fear of his life, after witnessing Raymond Smith shooting and beating Mr. Lally, and whatever actions Stanley Jalowiec took were based on this fear for his safety and his life. But I vividly remember that Stanley Jalowiec always maintained that he was not present and therefore innocent.
- 6. Since the moment that I began representing Mr. Jalowiec, he always told me that he was not present and had no idea what happened. He always maintained his innocence. In fact, as a result of Mr. Jalowiec's proclamation, I became increasingly frustrated with him during my representation because he insisted he was not present, but the evidence I had to deal with indicated otherwise. In my view, Ms. Fike and Mr. Howington really damaged our case with their statements that Mr. Jalowiec had borrowed the LeBaron that night. They destroyed our theory of defense at the time of trial that Mr. Jalowiec was not present. I had no idea that Ms. Fike admitted to giving the car to Danny Smith on the night of the murder. I did not know that there was a report documenting that Mr. Howington's statement was coached by Ms. Fike. I certainly didn't know that the EPD

had reports and audio tapes documenting that Danny Smith had confessed to killing Lally. This information was all critical to Mr. Jalowiec's defense.

7. I wish I had known all the information referenced above in preparing for Mr. Jalowiec's trial. The police and prosecutors, by withholding all of the aforementioned information, tied our hands and led an innocent client to the wrongful conviction that they so desired.
8. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. If called upon to testify, I could do so competently.

Name: _____

Joseph C. Grunda

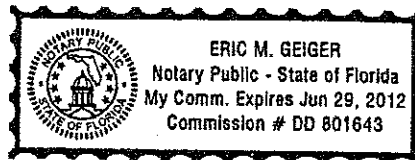
Date: _____

6/27/2012

Sworn and subscribed in my presence this 27 day of June, 2012.

Eric M. Geiger

NOTARY PUBLIC



Affidavit of Melissa Arroyo

I, Melissa Arroyo, state under oath and penalty of perjury that the following statement is true and correct to the best of my knowledge and recollection:

1. My name is Melissa Arroyo.
2. My date of birth is April 20, 1971.
3. In the early 1990's, I worked at a bar named Bugsy's Speakeasy which was located in Elyria, Ohio. During my employment at the bar, I came to know a person by the name of Danny 'Boo-Boo' Smith. It was widely known at the time that Danny sold drugs at my bar.
4. At some point in 1994, I was approached outside of Bugsy's Speakeasy by two Elyria Detectives. I believe that one of the Detectives was Todd Zack. These police officers were aware of Danny's connection to my bar. At the time I was approached by the Elyria police officers, I had an outstanding criminal case for Assault. These officers told me that my criminal case would be dropped in exchange for my cooperation against Danny Smith. My case ended favorably.
5. I have reviewed a report dated November 29, 1995. And although the substance of that report is correct, much of it is also misleading.
6. I did not ever date Danny. These officers had me work as an Confidential Informant for them. In exchange for leniency in my pending criminal case, I agreed to be a C.I. in the pending murder investigation against Danny. During my role as an informant, these officers would make me set up dates and telephone conversations with Danny.
7. It did not start slow. I had numerous meetings with officers and detectives in the Elyria Police Department about cooperating against Danny Smith. Once I agreed to it, these meetings continued. I met with them frequently to inform them about Danny's confessions. They officers took notes when I told them of Danny's confessions to doing this murder with his father and brother.
8. These conversations and dates were numerous. For instance, the conversation between myself and Danny at the TGI Friday's Restaurant which was referred to in the police report happened. Detectives had me set up this date with Danny. Danny picked me up from Bugsy's and took me to the restaurant. The police officers knew this. In fact, they followed us to and sat inside the restaurant during this 'date'.
9. While at the TGI Friday's Restaurant, Danny bragged about doing this murder. Danny told me that he was in the car with his father and his brother and that they killed the informant in his drug case. Danny also confessed that he was driving the car and backed



4-9-12
M.A.

over the victim numerous times. Danny specifically told me that no one else was involved, so I know that Stanley Jalowiec is innocent.

10. I also recall going somewhere with Danny after leaving TGI Friday's at the direction of the police officers that I was dealing with. After leaving the restaurant, we stopped at a gas station before heading to a local hotel. After staying at the hotel for an hour, Danny agreed to drop me back off Bugsy's. About 20 minutes after Danny dropped me off, the police officers came to Bugsy's to speak with me. The officers took me to a basement at some location that I cannot recall. I recall that Detective Leiby was in the basement when we had this meeting. I told the officers what Danny Smith had confessed to me at that point. The officers promised me that Danny would never find out. I wouldn't have to worry about my case. One of the detectives asked me why I kept going to the bathroom so much. I told him it was because I had to call my sister, to let her know what was going on. Then I realized that there was at least one detective sitting inside the TGI Friday's restaurant, close enough to me to hear what Danny was saying. I know this because they were telling me what our conversation was about before I got to tell them the entire story. The Elyria police officers heard Danny's confession.
11. I also had many telephone conversations with Danny which were also recorded by officers in the Elyria Department. An officer would typically pick me up from my house and drive me to South Broadway Avenue. They would pull up and I would get the phone on the passenger side, the officer would take the phone and hook up some device to it. They typically had me page Danny from a payphone and Danny usually returned the call back. During those calls I was instructed to talk in a normal conversation to Danny, while somehow trying to elicit his involvement in the murder case. In some of those conversations, Danny did talk about the murder.
12. Danny confessed to doing this murder in many of the conversations that I had with him. I met with the police officers so much that I felt like I had a relationship with them. I told the officers repeatedly about Danny's confessions. The officers took notes during these interviews with me.
13. Some of my conversations with Danny were audio recorded by the Elyria Police Department. Tapes of these conversations should exist.
14. My relationship in cooperating in the case ended when I left to California. I was very concerned for my son's safety, my family's safety, and my own safety. I left to California to save our lives. I heard Danny's confessions and I knew how dangerous he was to all of us.
15. About a month ago was the first time I had ever been approached by anyone working on behalf of Stanley Jalowiec. If Stanley Jalowiec's attorneys or investigators talked to me before now, I would have provided them with the same exact information that I am giving now.

16. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. If called upon to testify, I could do so competently.

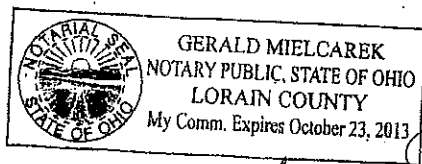
Name:

Melissa Arroyo

Melissa Arroyo

Date:

4-9-12



Gerald Mielcarek

Affidavit of Daniel Smith

I, Daniel Smith, state under oath and penalty of perjury that the following statement is true and accurate to the best of my knowledge and recollection.

1. My name is Daniel Smith.
2. My date of birth is November 23, 1971.
3. I had the opportunity to speak with my brother (Michael Smith) about this case after I was acquitted and released from prison on a separate case. Michael and I spoke about his interactions with Detective Leiby and the Elyria Police Department. Michael told me that he was promised many things in exchange for his cooperation in this case. Michael told me that these promises were made to him before he decided to cooperate.
4. Michael told me that he was promised immunity in exchange for his cooperation in this case. Michael told me that he was given immunity for the murder charges that my father, Stan, and I faced for the death of Ron Lally.
5. Michael also told me that Leiby promised him that he would not have to testify against my father, Raymond Smith, at trial.
6. Michael told me that Leiby promised to send him out of town so that he would not have any chance of testifying against my father at trial. And, in keeping up with that promise, Michael told me that Leiby paid for him to leave to Arizona right after his deposition in this case. Michael told me that he was brought back from Arizona in time for Stan's trial and that Leiby had kept his end of the deal by not having Michael testify against our father. Michael told me that Leiby and the authorities paid for him to live out there.
7. I hooked up numerous times with Corrine Fike in the 1990's. This relationship existed prior to my trial for the death of Ron Lally. I also frequently exchanged drugs with Fike in order to use her Chrysler LeBaron.
8. Vernard Berry was one of my best-friends. We grew up together. Vernard told me that Leiby pressured him pretty hard about this case. Vernard told me that Leiby was promising him deals if he would lie against Raymond, Stan, or I at trial. I remember Vernard telling me that Leiby wanted him to say that he heard us "bragging" about doing the murder. Vernard told me that Leiby promised him probation on his pending case if he would lie against us. Vernard wouldn't do it.

EXHIBIT

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9. On the morning after the murder, I was at my apartment with my girlfriend Tammy Green. Terry Hopkins was not at my apartment that morning. At no time that morning did anyone confess to committing this murder in front of Terry Hopkins.
10. At the time of my arrest, I was living at John Fries' place. A guy named Mike also lived there with us. When I was arrested, there was a half-ounce of cocaine in the house. Neither Mike, John, nor I were ever charged for the drugs. I always found it weird that no one was charged.
11. I think that Stan stands wrongly convicted as his trial was based on a mountain of lies.
12. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. If called upon to testify, I could do so competently and would testify consistently with this affidavit.

Name: _____

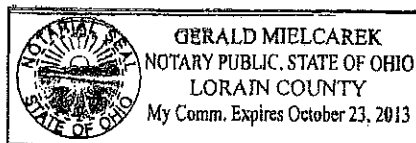
Daniel Smith

Date: _____

6-6-12

Sworn and subscribed in my presence this 6 day of JUNE, 2012.

NOTARY PUBLIC



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Affidavit of Tammy Lasinis

I, Tammy Lasinis, state under oath and penalty of perjury that the following statement is true and correct to the best of my knowledge and recollection.

1. My name is Tammy Lasinis. In the mid 90's I went by ^{Tammy} Castro.
2. My date of birth is May 25, 1971.
3. I dated Danny Smith off and on from 1991-1998. I moved in with Danny at some point in 1991. We had a few different places that we lived at. In 1994, we primarily lived in Cleveland, Ohio. We also had a trailer in Elyria, Ohio.
4. The incident involving Danny's murder case is something that I will never forget. It seems like this case never goes away.
5. It has been along time, but I am confident that I was working that night. At the time of this murder, I was working at Sam's Sharian on West 25th Street in Cleveland, Ohio. It took me about 40 minutes to get back to one of our places - an apartment on West River Street. I believe that Danny got home after 3:00 a.m. I am not positive of the time because it's been so long.
6. Danny never confessed to doing this murder to me. I don't recall seeing Terry Hopkins at our house on the next morning. I remember that next morning because it was the day of Danny's trial. Danny knew his case was going to be dropped. When I saw Raymond, he seemed really nervous and hyper.

EXHIBIT

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7. At some point, the doors to my mother's house in Cleveland were kicked. The police officer took me to a police station in downtown Cleveland. I was so scared. The police told me that I was being questioned for a murder.

8. When I was interrogated, I told the police officers that I don't know anything because I wasn't there. I told them I wasn't there because I was working. The police didn't want to hear it. I remember Detective Leiby getting really upset at me. Detective Leiby didn't want to hear it though. Leiby put a lot of pressure on me. Detective Leiby had his mind made up on what happened.

9. I recall sitting in a room with different police officers. I believe that Leiby was in the room when they threatened to charge me with conspiracy to commit murder. I was so scared. They told me to get a lawyer or I was going to jail. That's when I hired my attorney Gary Eisner.

10. The whole time that I was with Danny, I suspected that he was having an affair with Corrine Eike. Danny would always be driving Corrine's car. Danny drove me around in it all the time. It was a convertible blue Lebaron. Danny knew I liked convertibles. Danny and I used to hang out and party a lot at Corrine's house. Danny used to give her crack in exchange for using her car.

11. I have no idea about who did this murder because I wasn't there and I am confident that I was working that night. I have no idea what Danny did before I saw him in the early morning.

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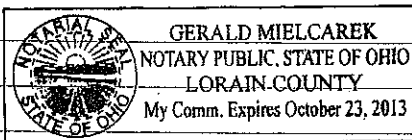
12. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. I called upon to testify, I could do so competently.

Name: Tammy Lastings Date: May 3, 2012

Sworn and Subscribed in my presence this 3 day of May, 2012

Gerald Mielcarek
Gerald Mielcarek

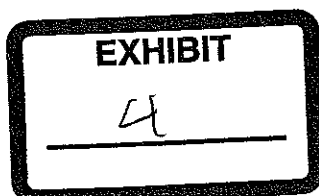
Notary Public



Affidavit of Hetzel See Jr.

I, Hetzel See Jr., state under oath and penalty of perjury as follows:

1. My name is Hetzel See Jr.
2. My date of birth is May 31, 1962.
3. I was a street parole officer, a Neighborhood Impact Unit (N.I.U.) officer, and a forensic evidence technician during my 18 years of employment for the Elyria Police Department.
4. During my career, I was also Union President of the Elyria Police Patrolmen's Association.
5. I spent some of my career working in the N.I.U. This unit consisted of Elyria police officers that worked directly under Dennis Will and who were supervised directly by Dennis Will. At the time, Will was a Lieutenant for the Elyria Police Department. The N.I.U. was sanctioned and supported by Jonathon Rosenbaum and Greg White. Our unit also worked in conjunction with the other detectives in the Elyria Police Department. I have worked on common cases with Detective Al Leiby during our years on the force.
6. In the 1990's, the N.I.U. was located in a building on Court Street. This is where the current City Hall building is located. This building was separate and distinct from the police station. The N.I.U. building had a basement that we all called "the dungeon." This basement was equipped with a holding room and a restroom. The basement was used as a place to interview Confidential Informants. Officers in the N.I.U., and within the Elyria Police Department, would use the dungeon to interview C.I.s.
7. In order to safely transport the C.I.'s to this basement area, an undercover car would be used. Once we picked up the informant and parked the car in the garage of the building, we would then lead the C.I.(s) directly to the basement for the interview. We had this area designed so that the informants would not be seen walking into the police station. It was a way for us to keep them safe and separate from other people. We also had an intelligence unit vehicle, which was used to transport and record covert conversations (be it by phone or live in person). This van was burgundy and was predominately used by Dennis Will. There are only three members of the Elyria Police Department I am aware of who used this vehicle with the KEL unit. The KEL unit allowed the individuals sitting in the van to listen to conversations which were simultaneously being recorded through covert devices. Those three people are Will, Detective Ashley, and Detective Holstien.
8. Will would have been aware of any audio recorded conversations which were done through the use of this van and the KEL unit. Since Will directly supervised the N.I.U., he would also have been informed of the contents and locations of the tapes that were used to record those covert conversations through the use of the KEL unit.
9. In the 1990's, our building and the N.I.U. had a separate set of computers that weren't linked to the police department's New World System. At our building, all reports were



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saved onto floppy disks and then printed onto paper if necessary. Because our computers were not linked to the New World System, anything saved in our system was not saved in the regular Elyria Police Department files. This led to most cases having two separate files – one in the New World System at the Police Department and one in the N.I.U. building. Because of that, the files in our building could be easily hidden from the defense or anyone else. No one outside the department would know to look for a separate file. The detectives, including Detective Leiby, often used our office when they interviewed informants in the 'dungeon'. They were obviously aware of this separate filing system because they often used it to type their informant interviews taken at our unit. Lorain County Prosecutors, including Greg White and Jonathon Rosenbaum, were certainly aware of these separate filing systems.

10. In fact, Dennis Will had his office in the middle of our N.I.U. building. This made sense because he was in charge of our Unit. In his office, Will kept his own personal prosecution files. In fact, I personally recall seeing him prepare most of his grand jury cases in that office. Like all the files in our building, Will's files at the N.I.U. office were different from what was kept at the Elyria Police Department and the Lorain County State's Attorney's office.
11. Dennis Will was also in control of what officers did with C.I.s. For instance, Will often got, or signed off on, warrants for informant's arrests or the indictments against the informants. Will then directed the officers to hold that information over the informant's head when interviewing them. He kept many of these documents in a file which hung from his office wall. Will and the detectives under his control would then tell the informant that their charges would go away if they cooperated. The documents in his office would then be purged or destroyed without anyone discovering the leverage used to get the informant's cooperation. This is how Will operated. This is also how he instructed others in our unit to operate. Will also instructed the detectives of the Elyria Police Department to do the same.
12. Danny and Raymond 'Jack-Frost' Smith were known to be big-time drug dealers in and around Elyria, Ohio. They often sold drugs around various bars (Bugsy's) and motels in the Elyria area.
13. Stanley Jalowiec was a small-time drug user who lived in Elyria. Stan was known to travel on a bike around town. I have never seen Stan driving a car around Elyria.
14. Sometime in 1993, I recall that Danny Smith had a warrant out for his arrest for this murder case. I was present when Danny was arrested. During that arrest, something very strange happened. I was located near the back window when I viewed Danny, who was still inside, move a bag of cocaine into the trash can. After Danny was taken into custody, I informed Will of the hidden drugs. I was then chastised by him for coming forward with that information. The overreaction by Will led me to be suspicious that the drugs were not meant to be found and were possibly to be left as payment for Michael Schoeger in exchange for him calling the police and informing them of Danny's presence at the house. To my knowledge, Michael Schoeger managed a bar named Power Slam's that the Smith's supplied drugs to.

JHOL
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15. Interestingly, Michael Schoeger was a known business partner of Detective Leiby's. They were in some sort of car purchasing and resale business with one another. In my opinion, this was a major conflict of interest. Others in my department felt the same way. Schoeger was a known drug abuser, and a close confidant and roommate of Danny Smith. What made the conflict worse was that Ron Lally was Detective Leiby's C.I. Obviously leaking a C.I.'s identity is a big deal, since C.I.'s put their lives at risk by doing the work that they do. I believe that Leiby leaked Lally's name to Schoeger, who in turn told Danny Smith of Lally's identity. And I had reason to believe this was the case. What brought that to light is when the drug task force, along with N.I.U., went to infiltrate Schoeger's bar. Both times Schoeger had been tipped off, and we found nothing. It has never been proven that Leiby tipped him off, but Dennis Cavanaugh went and enlisted the help of another county task force to do the drug bust and they were successful after they removed the officers in the Elyria Police Department. This led many of us to believe that Detective Leiby tipped off Schoeger about our two failed attempts. Because Leiby had that much confidence in Schoeger and such a close friendship with him as well, it also led me to believe that Leiby had tipped Schoeger off as to Lally's name.
16. I believe that this conflict also would logically be the reason for Detective Leiby's desire to close the case as fast as possible. From my vantage point, Detective Leiby was obsessed with closing this case, not solving it. Detective Leiby was known to play fast and loose generally, but his obsession with this case and with getting it closed, caused him to perform more misconduct than usual.
17. At some point prior to the trial, Detective Leiby and I got into an discussion involving the investigation of the Lally homicide. I told Detective Leiby that I did not agree with his theory of the case. Detective Leiby's theory of the case did not match the physical evidence that existed. In fact, as I recall, when I challenged him on it, Detective Leiby went ballistic. He was incredibly invested in his theory of the case and would not even consider alternate suspects, nor theories about what happened that day to Ronald Lally. I have always believed that Stanley Jalowiec had nothing to do with the murder of Ron Lally. Stanley Jalowiec was not at the Smith's criminal level. He was a small time user and hook-up man for street users.
18. It was widely known in the Elyria Police Department that Detective Leiby mishandled and purposely destroyed evidence which did not support his theories of the case. Leiby had a reputation of manipulating the availability and existence of evidence which was not favorable to his theory of the case, evidence which was usually exculpatory for the defendant facing charges. In a number of instances, different types of evidence, including police reports and audio recordings, which were favorable to the defendant went missing.
19. In general, particularly in high profile cases, the department had problems with missing, stolen, and destroyed evidence. During the time of this investigation, and specifically with this case, Dennis Will had total control of every aspect of every investigation. He micro-managed every investigation and nothing happened without his seal of approval. This was widely known within the department. It was also widely known within the department that

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Will himself would direct that exculpatory evidence, or evidence that did not fit in with the theory of the case, be destroyed. He directed his inferior officers to do the same.

20. Will had a rule that nothing would be handed over to the defense unless it was specifically asked for. This was the way he operated. Will intentionally set up our filing system so that defendant's would not be able to obtain exculpatory documents. If he felt the request wasn't specific enough, he wouldn't turn it over.
21. It was also widely known within our department that Detective Leiby participated in ex-parte conversations with judges in Lorain County. Sometimes these conversations dealt with people that Detective Leiby was trying to get deals for. At other times, Detective Leiby contacted judges, in order to persuade them that someone was guilty prior to trial.
22. It was well known within our department that Detective Leiby approached Judges Glavas and McGough in reference to the murder of Ron Lally. Detective Leiby had conversations with both of these judges about the guilt of Stanley Jalowiec, Danny Smith, and Raymond Smith prior to the trials taking place. Many people in our department found out about this misconduct because we got word that one of the judges was considering holding Detective Leiby in contempt of court for his overly aggressive conduct pertaining to the ex-parte conversations. Once we got word of Detective Leiby's transgressions, we all became worried that his misconduct would drag down not only our current cases, but our entire department.
23. To this day, based upon my experience on the force, my experience with Detective Leiby, and my overall knowledge of this specific case, I believe that Stanley Jalowiec is innocent of the Ron Lally murder.
24. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. If called upon to testify, I could do so competently.

Name: _____

Hetzel See Jr.
Hetzel See Jr.

Date: _____

04-17-2012

Sworn and subscribed in my presence this 17th day of April, 2012.

Martin D. Yant

NOTARY PUBLIC



MARTIN D. YANT
Notary Public, State of Ohio
My Commission Expires 10-01-2013

EXHIBIT N

STATE OF OHIO
RICHLAND COUNTY, OHIO

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)ss.

AFFIDAVIT OF
Raymond A. Smith

AFFIANT, Raymond A. Smith first Being Duly SWORN IN
ACCORDANCE TO THE LAW DOSE HEREBY DEPOSE AND SAY:

1. On 07-05-94 I made a statement to Detective Leiby,
Detective Beaman and Detective Hussain at the Elyria Police
Department that regarded the killing of Ronald Lally.

2. In that statement I advised the detective's that
Stanley E. Jalowiec was not involved in any way with the
murder of Ron Lally and that he was not present at the
cemetery when Ronald Lally was killed, I did not want to
tell on my son Michael Smith who was present with me at the
cemetery, because he is my son and I didn't want to involve
him.

3. On 01-11-95 I Raymond A. Smith called Detective Alan
Leiby, because I wanted to try to help my son Danny Smith
get off 6 counts of Aggravated Drug Trafficking Charges.

4. I knew that Detective Alan Leiby would not help my
son Danny Smith unless I made it look like I was going to
cooperate with him, I didn't want to tell on my son Michael
Smith who was actually with me and was the third person, so
instead I said it was Stan.

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5. I knew that Stanley E. Jalowiec was not involved in any way and had no personal knowledge of the murder of Ronald Lally, So I used Stan's name because if Detective Leiby went and questioned him he would not be able to tell Detective Leiby anything.

6. I am giving this affidavit to Stanley E. Jalowiec because I didn't expect him to be found Guilty because I really don't know anything about the murder, I had spoke to my son Michael and advised him what I was going to tell the police in case he was ever questioned and that is why he made a deal with the police and said that Stanley E. Jalowiec was involved.

7. I Raymond A. Smith said this before and I am now saying it Stanley E. Jalowiec was not involved with the murder of Ronald Lally, Stanley E. Jalowiec was not present when Ronald Lally was murdered, me and my son did not plan to kill Ronald Lally when it happened he tried to kill me and my son Michael.

8. The only reason I did not testify at Stanley E. Jalowiec's trial is because I was told that he was going to beat the case the night before by my son Danny Smith, so I didn't want to mess up my appeal.

9. AFFIANT sayeth further naught.

Respectfully Submitted,

By. Raymond A. Smith
Raymond A. Smith
MANCI # 316-607
P.O. Box 788
Mansfield, Ohio 44901

Sworn to subscribe before me this 24 day of July
1996.

Jacqueline L. Visintine
NOTARY PUBLIC

JACQUELINE L. VISINTINE
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires Apr. 5, 2000

STATE OF OHIO :
: SS.
RICHLAND COUNTY :

AFFIDAVIT

I, Raymond A. Smith, being duly sworn and deposed according to law, states and avers the following:

1. I am the father of Michael Smith and Daniel Smith and the co-defendant of Stanley Jalowiec.

2. My son and I was arrested for drug charges in August and September of '93 as a result of an informants drug buy.

3. Just before Christmas my son Danny came to me and told me that Ronald Lally contacted him and told him that he would leave town if Danny gave him some money and drugs so that he would not have to testify against us. He also mentioned that he had owed some bikers some money and he had to leave town.

4. I told Danny that I did not have any problem with giving Ron the money and told Danny to tell him it could not be until after the new year.

5. A few days later my son Danny came to me again and told me that he spoke to Ron Lally and that Ron said that he could hide out from the bikers for a few weeks but wanted to leave town as soon as possible. I told Danny that there was no problem.

6. Danny contacted me again a week later, which was about the second week of January, and told me that Ron contacted him and told him that Leiby contacted his girlfriend about his whereabouts.

7. Danny also said Ron wanted to hurry up and get out of town before Leiby could contact him because Ron knew the trial was coming up. Danny also said that Ron told him the bikers

were putting pressure on him and he wanted to get out of town as soon as possible.

8. On January 18, 1994, at about 10:00-10:30pm. I arrived at Power Slams where I met Danny. We shot a few games of pool and had a few beers. We then headed to Ron's apartment.

9. On the way out the Broad Street exit, we ran into Mike, who had been coming from another bar, because Mike appeared to be highly intoxicated and I did not want to leave him in town by himself I asked he to go a long.

10. When we got to the car Danny told me that he had to borrow Queen Bee's LeBaron, because his car would not make it to Cleveland.

11. The three of us went to Ron's apartment and I went in Rons apartment to get him, Mike and Danny waited in Mr. Hero's parking lot for us.

12. About five minuets latter, Ron and I came out of the apartment and we both got in the car.

13. Once in the car we headed to Cleveland. On the way to Cleveland Ron, Mike and myself smoked a few rocks I had.

14. Once in Cleveland. I directed Danny to 55 and Woodland where we went to some projects, to get the drugs. As we parked I counted out the money for the drugs and separated the buy money from the rest of the money that I had.

15. After I separated the money, Ron asked me for his money, I told him that I would give him the money after the ticket was bought at the bus station. I got out of the car and went and made the buy.

16. About 10 minuets latter I came back to the car.

17. Ron sat up in the seat and seen the bag of drugs that I had just got. Ron asked if it was all his and was anxious for a hit. I told Ron to hold on and to stop geeking, only half was his, and he would get to smoke some before we got to the bus station.

18. After Ron got a few hits, Ron, out of no where, pulled out a gun and pointed it at my head and told me to give him all the money I had and the drugs. I told Ron to calm down, this bullshit ain't necessary, and told him that he would get what he had asked for.

19. Ron would not reason in no way with me and made threats about killing me and my sons. I continued to try to talk to Ron but he kept going in and out of rages demanding the money and drugs. As we went past the cemetery Ron told Danny to turn the car around and pull in where the gate was open. Danny did and that is when we ended up in the cemetery.

20. I tried to talk Ron into putting the gun away, and that is when Ron said he was about to kill all of us niggers. Once we got into the cemetery Ron told Danny to turn the car and lights off. When he turned the car off, I was trying to reason with Ron, Ron kept getting loud and frustrated and told me to get out of the car.

21. When I got out of the car and as Ron got out I grabbed Ron in an attempt to take the gun away. Ron was stronger than I thought and I called for Danny and Mike to help me.

22. Danny got out of the car and as he Rounded the car Ron Lally dropped the gun and I yelled for Danny to pick it up. Danny picked up the gun and at the same time Ron Lally pushed me into Danny causing the gun to fire. Danny dropped the gun

when it went off and Ron dove for the gun and attempted to shoot me and my son. The gun misfired and I jumped on Ron and the two of us started fighting.

23. At this time Danny must have went into shock because he did not move until I called his name a few times and told me to open the trunk, by the time he opened the trunk, I had Rons jackets pulled over his head and was hitting him. During the fight I pulled Ron towards the trunk and shoved him up against the trunk attempting to lay him in the trunk, I did this because I was going to put Ron in the trunk to take him back to Elyria.

24. Ron continued to fight and kick and was laying in the trunk kicking and struggling. At this time Ron's jacket's were pulled off and Ron came out of the trunk kicking and punching.

25. We continued to fight and Ron finally started straggling and I told Danny to get in the car and start it, he did and backed the car up. When he backed the car up I got in the car and Ron staggered around. I told Danny to pull off and leave him he can find his own way back to Elyria.

26. We left and went back to Elyria. We went and returned the car to Joanne Fike. I did not know that Ron Lally was dead or seriously hurt until it came out in the news paper a month or so later.

27. When the case was dismissed I left town and went to Georgia. Danny contacted me sometime in May and told me that he was busted for 6 drug charges.

28. He told me that Leiby wanted some information about Ron Lally. And told me he needed my help because he was scared. He also told me Leiby kept him up for three days questioning him.

29. I told Danny that I would come back and see what I could do. Danny told me to hold off and he would let me know when to come back. Danny again contacted me and told me to come back, I came back in June.

30. When I arrived Danny picked me up at the airport and him and I discussed what I would say to Leiby, I told Danny that I was going to keep him and Mike out of it because I knew that the police would not believe that it was an accident.

31. On July 5th, 1994, after Leiby constantly kept paging Danny all during the month of June, I finally went in to give an oral statement to Leiby which was not recorded. This oral statement was also in the presents of the two Cleveland Detectives, Beaman and Hasan. After giving this oral statement Leiby convinced me that the only way I could help Danny was to give a taped statement. He provided me with the maranda rights and asked me to sign it. I told him I wanted to speak to an attorney first.

32. Leiby told me that I did not need an attorney, because what I told him constituted self-defense. He only needed the statement to take to the prosecutor in order to help Danny get the drug charges dropped.

33. I then waived my rights and gave a taped statement to Detective Leiby, Detective Beaman and Detective Hasan. Right after giving the statement to the three Detectives, I was then given a voice stress test. In the presence of the three Detectives.

34. After giving the statement, and the voice stress test Leiby wanted me to change my statement and change things to his perspective. I refused and things between us got hostile.

35. Sometime thereafter, Leiby contacted me again and wanted another statement, I told him that I wanted an attorney and he arranged for Kenny Luix to represent me. Because he had represented me on the drug charge.

36. Luix arranged for a meeting with the prosecutor and we went in and attempted to discuss the case. At the time I went there I was on drugs and alcohol. Kenny Luix knew this at that time and wanted to continue anyhow. When prosecutor Rosenbaum started making demands, I ended the discussion.

37. On January 11, 1995, I again contacted Leiby in an attempt to help my son Danny, in the telephone conversation I said the name Stan in an attempt to lead Leiby to believe I was giving him the name of the other person at the cemetery. I knew that if Leiby went to Stan, he would not be able to tell him anything, because Stanley Jalowiec does not know anything about the incident. I did not want to mention anything about Mike being present because he really did not know anything that happen before or after the incident because he was so drunk.

38. I did not tell Leiby that Danny was there because I did not want to get him involved period. The only reason I even went to detective Leiby was because Leiby was pressuring Danny and Danny kept pressuring me. I was only trying to protect my son Danny.

39. When I was charged with the aggravated murder, I hired an attorney. The attorney that I hired refused to investigate the case whatsoever, I told him to contact my two sons and question them, he refused. He told me that they were not needed because the state did not have any evidence and he was going to get the deposition of my son Mike thrown out.

40. I feel that my attorney could have talked to my family members prior to them testifying at the mitigation hearing.

Bruner spoke to my family the same day that they testified and only for 5 minuets prior to their testifying.

FURTHER AFFIANT SAYETH NAUGHT.

Raymond A. Smith
Raymond A. Smith

SWORN AND SUBSCRIBED in my presence this 2 day of
Feb 2000.

GREGORY A. MORROW
NOTARY PUBLIC
COMMISSION EXPIRES:
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires Nov. 15, 2001



OFFICE OF
GREGORY A. WHITE
PROSECUTING ATTORNEY
LORAIN COUNTY, OHIO

226 MIDDLE AVENUE, 4th FLOOR • ELYRIA, OHIO 44035

December 22, 1994

CIVIL DIVISION
GERALD A. INNES
Chief Counsel

CRIMINAL DIVISION
JONATHAN E. ROSENBAUM
Chief Counsel

DOMESTIC RELATIONS DIVISION
THOMAS W. JANAS
Chief Counsel

VICTIM/WITNESS DIVISION
OFFICE ADMINISTRATOR
MARTIN H. EBEL, JR.

Dennis O'Toole
Attorney at Law
506 Broadway
Lorain, Ohio 44052

Re: Grant of Immunity

Dear Mr. O'Toole:

The State of Ohio hereby grants transactional immunity to Joann Fike for her involvement, if any, in the death of Ronald Lally on January 19, 1994. This grant of immunity is conditioned upon the following criteria:

- 1) that Joann Fike did not have any knowledge that Ronald Lally was to be killed or that her car would be used in the execution of Ronald Lally;
- 2) that Joann Fike will provide a complete and truthful statement regarding all knowledge she has concerning the death of Ronald Lally in the use of her 1992 Lebaron convertible;
- 3) that Joann Fike will make no statements to the contrary of the truthful statement she has given concerning her knowledge of the death of Ronald Lally;
- 4) that Joann Fike can successfully pass a polygraph examination, if requested by the State, verifying her statement to the police concerning the death of Ronald Lally. The State of Ohio reserves the absolute right to determine who will administer this test, when it will be administered, where it will be administered, at State expense. Passing a test means, for the purposes of this agreement, that she show no reactions indicative of deception on any question asked of her regarding the execution of Ronald Lally;

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Dennis O'Toole
Page two
December 22, 1994

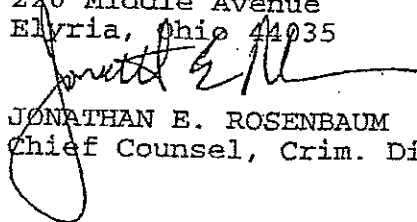
Re: Grant of Immunity

- 5) that she completely and truthfully cooperate whenever and wherever the Elyria Police Department, and/or the State of Ohio require her to do so concerning the death of Ronald Lally.

Respectfully submitted,

GREGORY A. WHITE
Prosecutor, Lorain County
226 Middle Avenue
Elyria, Ohio 44035

By:


JONATHAN E. ROSENBAUM
Chief Counsel, Crim. Division

JER:mkf

SEARS
ELYRIA, OH 43102

RETAIN FOR COMPARISON WITH MONTHLY
STATEMENT OR FOR RETURN OR EXCHANGE

SEARS AUTO CENTER
4900 HIGHWAY BLVD.
ELYRIA OHIO 44035

TRAIN PG/STORE REGN ASSCH
8064 10 01310 075 901

SALE

95 70620 QTY: 4
TIRE P195/7 HOSE 191.96T
95 90723 QTY: 4
VALVE TBL5 HOSE 10.00T
4 107021 EQUIPMENT 4.00
120 11018 QTY: 4
BALANCE LI HOSE 31.96T
120 11021 QTY: 4
REGD HAZARD HOSE 14.00T
25 96644 QTY: 4
FACTORY RIN HOSE 160.00T
SUBTOTAL 411.92
TAX 05.750X 23.46

\$237.92

CARD TYPE: SEARSCARD
ACCT #: 80176607995709/000.000
12/20/15 CANCELLATION TOTAL 435.38

THANK YOU FOR BEING A
SEARS BEST CUSTOMER

AND FOR USING YOUR SEARS CARD

PURCHASED UNDER MY SEARSCARD
AGREEMENT, INCORPORATED BY REFERENCE.
I HAVE SEARS A SECURITY INTEREST
IN THIS MERCHANDISE UNTIL PAID.
UNLESS PROHIBITED BY LAW
\$435.38

[Handwritten signature]

PURCHASED BY

AMS #
33070

SALESCHECK #
013100758064

11 11 11 11 11 11 11 11 11 11

NO CASH BACK GUARANTEED
OR YOUR MONEY BACK

EXHIBIT
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Jalowiec Records Discovery
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Mike Smith, wife + Baby

Room -

Expenses

4-25 100.00
5-5 to 11 280.14
5-12 to 16 195.19
Home Bill 23.83

599.16

6-5 30.00
6-8 50.00
6-12 40.00
6-15 50.00
6-16 50.00

220.00

+ Relocation Fee of \$

CORRINE FIRE

Letter of Immunity,
Helped find another car

Got her car released

Got her reimbursed for time we took

SHARON HOPKINS

Boy friend turned himself into Leiby
on mm WARRANTS & GOT PERSONAL BOND



1-5 Spoke to Mike Lopez mom. He don't live with her now
She says he's scared to talk. will ask him
to call me

1-5 Spoke to Kent Smith about money for Fike. ok for \$200.00
if ok w Rosenbaum. Spoke to Rosenbaum - he will let me
know

1-5 Spoke to Gayle Payroll County Auditor w/ Carl Hartman who
is supposed to be a County Employee -
works Engineers Dept. County Garage

HS Spoke with
CARL HARTMAN [REDACTED] DOB 10-19-70
LIVES AT [REDACTED] ELYRIA NO PHONE
WORKS AT COUNTY GARAGE -
He will be in AT 1610 hrs

1-6 Tomeka Called - She'll come IN.

1-6 Terry ^{Hopkins} Called - MADE Tape - Says call isn't telling
The whole truth. THAT CALL Spoke w. Dan A
Ridge motel.

M

Affidavit of Jeff Buteau

I, Jeff Buteau, state under oath and penalty of perjury that the following statement is true and correct to the best of my knowledge and recollection:

1. My name is Jeff Buteau.
2. My date of birth is September 9, 1965
3. I dated and lived with Corrine Fike in 1994 and 1995. Corrine and I lived in a house on Greenway Street in Elyria, Ohio. We dated for nearly two years. We began dating a little while after the murder of Ron Lally occurred. We called Ron 'tree' because he was so tall.
4. At the time of this case, Corrine was heavily addicted to cocaine. She was getting a steady stream of money from her deceased husband's social security and from a fund that Campana set up for her. In fact, Campana bought Corrine the Lebaron.
5. Ron's death affected Corrine a lot. Sometimes she would start crying because of what happened. Corrine felt responsible for Ron's death. I remember her telling me numerous times that she "gave them the keys that night" but she had no idea that they were going to kill Ron. She felt guilty because of what happened to him.
6. After Corrine had her car impounded, Leiby showed up at our house. Leiby and Corrine left in his car. A few hours later, Corrine came back in a new car that Leiby got for her. Leiby got her a Cutlass Sierra. I think that the car was from a used car lot off of Lake Avenue and Walnut.
7. The relationship between Leiby and Corrine changed after he got the car for her.
8. During the next few weeks, I drove Corrine to her lawyer's office 8 to 10 times. Corrine visited with Leiby and her attorney for about an hour to an hour and a half on each occasion. This went on for about two weeks. When she left those meetings, she was

JJB



really stressed out. She never wanted to go to them. Sometimes she cried after they were done.

9. I'll never forget the last meeting that I had to take Corrine to. On that day, Corrine met with Leiby and her attorney. After the meeting, Corrine was desperate to find her nephew Brian. She kept saying, "I got to talk to Brian." We went over to his mother Wanda's house 3-4 times that afternoon in order to find Brian, but he wasn't there. That made Corrine even more freaked out. Eventually we went home and waited.
10. Later that day, Brian showed up at our house. I saw Corrine and Brian go into a room upstairs. They stayed in that room for hours. I went up to the room many times to check on them. That's when I heard Corrine coaching Brian on what to say. She made him say what she wanted him to say. She was speaking loud enough for me to hear some of the conversation. It has been a while since I heard this conversation, so I can't recall the entire discussion that I heard between them. But I am confident that I heard her coaching him on what to say. Brian was really scared when he left. He told me that he was going to take off because he was scared to talk to Leiby. Brian said he didn't want anything to do with it.
11. I remember meeting with Leiby at the police department. Leiby interviewed me for about two hours. It should have taken 15 minutes, but he kept leaving the room after the questions. Leiby also stopped the tape recorder a lot of times during the interview. He talked to me when the recorder was off. Leiby kept trying to get me to say that Stan confessed. I told Leiby the truth. I told Leiby so many times that I never heard Stan confess. But Leiby didn't want to hear it. At the end of the interview, Leiby was pissed off and throwing stuff around the room. When I told him that Stan never confessed, he told me to "get the fuck out of here."
12. I don't know how it started, but Leiby had it out for Stan. He was always harassing him.
13. At some point, I recall Danny Smith breaking into the house that Corrine and I lived in. Another informant who wore a wire on Danny was in the house at the time. Danny eventually found him and had a discussion with him in our kitchen. Danny told him "you know your day is coming." The guy was shaking, but he wasn't the only person who was scared. When Danny came over, Corrine went and hid in the basement.

JTB

14. I am giving this statement of my own free will. This statement is the truth to the best of my knowledge and recollection. I have not been coerced nor promised anything in exchange for this statement. If called upon to testify, I could do so competently.

Name: _____

Jeff Buteau
Jeff Buteau

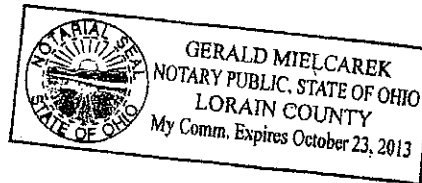
Date: _____

6-15-12

Sworn and subscribed in my presence this 15 day of JUNE, 2012.

Gerald Mielcarek

NOTARY PUBLIC



DATE: January 23, 1996

TIME: 0710 hrs.

LOCATION: Elyria Police Department, 601 West Broad Street.

INTERVIEW between Det. Alan Leiby:, (AL), Det. D. Whitely (DW), and Jeff Buteau (JB).

AL: Today's date is 1/23/1996, the time is approximately 0710 hours in the morning, were at the Elyria Police Department, 601 West Broad Street, interview room 1. This is Detective Leiby, also present is Detective Whitely, for the tape sir would you give your name and social security number?

JB: Uh, Jeff Buteau, 277-70-8422.

AL: Okay Jeff and, and as I indicated Jeff you talked to Lt. Lt. McClane about Stan Jalowiec and Ron Lally, why don't you tell me what you know about that.

JB: I was living with Corrine at the time which you, which you knew.

AL: Correct.

JB: Um he I had heard about it about a month or two before I met Stan, Corrine, you know she had mentioned something about it a couple of times, about you know, a person, I don't know who it was at the time. You know Stan, then one night out of the Blue Stan come to the house.

AL: Did Stan come over pretty often?

JB: He, I.. I.. I. moved in there about August.

AL: Of What year?

JB: Um 1994 maybe. Um yah, he didn't, um I heard about him you know, she talked about him a couple of times and then one night in November he just popped by..

AL: Um hum.

JB: He just, he just stayed there for, you know he was staying there.

AL: Okay, do you know how long he was staying there?

JB: Maybe ten days.

AL: Okay.

EXHIBIT

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JB: And um, he you know then I knew Stan was part of the crew, you know, with Lally, with Danny, Danny Smith, I grew up with Danny Smith.

AL: Okay.

JB: And I you know and I heard about Danny through Corrine and some things that he had done, to her and through all this mess and you know. You know, you know me and Stan had on a couple of occasions to go out, you know by ourselves.

AL: Okay, go out drinking?

JB: Just drinking and, and whatnot.

AL: Okay and its big secrete and its not going to reflect back on you at all and you smoked crack at Corrines a lot and I don't know if you did, but I know a lot of people did that was one of the reasons a lot of the people came there and everybody knows that and you don't have to hide the fact I will not get you in trouble. Okay?

JB: Well I've been clean for nine months.

AL: Okay and that, Okay and that's not a problem.

JB: No.

AL: I just like every thing to be out in the open and truthful and that way you can talk more freely, you don't have to feel you can't say the word crack or you can't say you smoked it cause your not going to arrested for it or anything but I do need the truth.

JB: Okay, down at South Park he was going to get some.

AL: Get some dope?

JB: Yah.

AL: Um hum.

JB: And we was in Corrines LaBarron.

AL: Yah.

JB: He wanted the convertible down so it was down and we pulled in there. Some black guy jumped him. They called him Shack Sack. I..I.. Can't remember his first name. That's what they called him. I'll, I'll beat him up pretty good.

AL: Beat Stanley up?

JB: Yeah.

AL: Okay.

JB: And he got out of the car and he said well I'll just go get my gat and do a Ron on your ass. And, and at the time I didn't know, I did not know the person's name. So I knew, that's what he said. And then, the black guy said, he made a couple of comments, you don't have to do all of that. Why you go, you know why you got, why you got to always get a gun? And then, we left and went back to the house and we were staying there and he was staying there most nights and we was playing pool and he'd make, you know.

AL: Did Stan ever admit to you that he was there when Ron Lally died?

JB: Not he'd he never come right out, forth out and said those words.

AL: Okay, how did he say it?

JB: Well see, Danny broke into the house. Corrines house one night.

AL: Yeah.

AL: Is this before or after Ron died?

JB: Uh. After. I guess another guy who had tapped on him, Danny, a little kid named Donny.

AL: Okay.

JB: He was over there and Danny heard that he was over there. So, Danny came visiting. He came knocking on the door and came visiting with his girlfriend. Okay, the kid was in the bathroom hiding. Scared to death. And um, Danny left, and about a half hour later someone broke into the house. And it was Danny, cause I, you know, he found the kid there.

AL: And what was his problem with the kid?

AL: Why was Don and him having a problem?

JB: Because, Danny knew that he, he informed on him. He..

AL: You mean bought dope from him? Or informed on him in the homicide?

JB: Well no, bought dope from him, but, but buy dope from him with a wire on. That's what, Corrine knew he, cause, when Don came over, Corrine say's let me check you, are you tapped. And I'm like, you know, it was kind of news to me.

But then after between that and the time he stopped by Danny come by she had told me. That he had, that he had wired on Danny.

AL: Okay.

JB: And then I had mentioned that, you know and when Danny broke in to the house, you know it pissed me off. Don't be walking in this house. You know? And Danny's known me for years you know, don't I have not lied to you, you could ask me, you know you can just you know. And I had mentioned that event to Stan, you know and Stan goes, well he's my boy, and me and him done some things together and you know and he never.. And over time I thought about it and thought about things and going through my mind and you know the things that he was saying. And things which, which me and Corrine talked about behind his back and what she was telling me. You know?

AL: Corrine was telling you about the homicide?

JB: Yeah.

AL: Is this before or after I had gotten in touch with her?

JB: Uh, both. You know.

AL: She talked to you about the homicide before I got in contact with he?

JB: Yeah.

AL: What did she say after I got in touch with her?

JB: She was very, she tried her best to be this nothing, all for it, but you know. But um, she would talk, behind my back, well she would I heard her telephone conversations between her and Brian. And Brian was scared to death to talk to you, he didn't, well you know he said, you know her nephew?

AL: Yeah

JB: He said he was going to run before he talked to you.

AL: Yeah.

JB: I... Which you know I..

AL: Well did she talk him out of that or what?

JB: I overheard phone... she didn't want me to, she was not willing to let me know, you know didn't want me to know anything about you and her and what you said. You know, but um she had a long talk with him on the phone. And coached,

coached, kind of like coached him, well you can say this, but don't say that, you can say this, and not that, say this and doing say this. I don't know, you know, you know I couldn't really hear, all I heard was her side, you know couldn't hear what he was saying. And I couldn't hear clear, cause I wasn't next door, I wasn't in the same room, but she was kinda like you know well just talk to him, but you know just don't say this, I herd he say don't say a lot and that... Corrine told me that..that for a fact he done it.

AL: Okay, well I know that. But when Lt. McClain talked to me he said when you two were sitting in the bar the other night talking that you basically told him that Stan told you he did it. Or Stan bragged to you that he did it?

JB: He...It was just, he.. he didn't just come right out and say well I shot Ron. He never said that.

AL: Well did he ever say that Raymond did it? Or did he ever say anything about Danny being there or being involved in it?

JB: He..He just made some, you know some suggestive, suggestive and more, more after I thought about it and what Corrine was saying you know and... and when I was sobered up, you know see I knew Ron to, I went to school with his little brother. Mickey, and you know, this, this, you know if I was a juror I couldn't be a juror because I know he's guilty as hell. And this little article in the paper where he said he had too much heart, you know I..

AL: Well I know that's not going to fly, what he's saying in the paper is irrelevant and will come back and haunt him someday.

JB: I mean, just you know in the over all conversation I had with him, you know he never really said, you know point blank words, but you know were, it will be useful for you, but..but then there the innuendo and after I thought back time after time again you know.

AL: Okay, you stay at --- Drive right now right?

JB: Yeah.

AL: The address is 130.

JB: Uh 4308.

AL: 4308.

JB: Two zero's.

AL: Alright. 43008.

JB: Emerald drive, and its 2A.

AL: That's still an Elyria address right?

JB: Yeah.

AL: And your date of Birth?

JB: 9/15/65.

AL: And spell your last name?

JB: Buteau.

AL: Stan didn't have nothing... You were there when I came in and took the car? Were you there?

JB: Yeah.

AL: Okay, I thought that was you. Uhm, did we arrest Stan that day?

JB: Yeah.

AL: It was the day we left him behind when we were there wasn't there?

JB: Uh, not when I was there, not that I think. Not that I was there. He was asleep on the couch when you guys walked in.

AL: Had he of been staying there for a while?

JB: About ten days, previously well... After he got out of jail that time he came back for a day and he was you know, he was very scared after that.

AL: What did he say after he got out of jail and came back?

JB: Well you know, you know he came knocking at the door and that night and he wanted to get his stuff, and I said I thought you were in jail and he said them boys can't hold me.

AL: Well I guess he knows different then that now. Is there anything you can think of that we need to ask him?

DW: Um-Um.

AL: Okay, so basically, then Stan didn't say to you I killed Ron, or I was there when Ron died. Or Danny did it, or...

JB: He never said any thing you know that too me, you know

up front. In just words, you know through conversations that..that.. you know that he had. I know he's guilty, you know in my mind. Ya know, and..

AL: Did you ever have any conversations with Danny about this? Before or after?

JB: The night that he broke in I said you know, Corrine said you could have been shot, you know cause well, breaking into someone's house you know... iit.. spooked her you know and I told Danny listen you know, and he said, and all he said he goes aw you know I wouldn't kill nobody that didn't deserve it. And I was like, I don't give a damn, what your problem is, don't be walking in this house when I'm staying here, that's the last time I seen Danny.

AL: Okay is there anything else you can think of we should know about with Danny and Stan and Ron Laly and Raymond?

JB: I...I...I met Raymond once, I never talked to him.

AL: Well you moved in already after the man had died, right?

JB: Yeah.

AL: Okay.

JB: I was...it was afterwards, now she kept on saying how good these guys were too her, buying new tires for her car. And then when she found out why. You know. Plus you know, I ain't talked to Corrine in about seven months, you know, I heard she traded houses with her mom. I..then I you know, if I can think of anything else you know, I'll, I'll call you, cause you know. My parants the other day went you know how, cause um, my dad recognized Stan, from the paper, cause my Dad stopped by Corrines house and Stan got the door. And he goes, how the hell did you get involved with these people? And I..I, was like I don't know.

AL: Okay, we'll conclude the tape 0725 hours same date.