# INCIDENT REPORT

MANHEIM TOWNSHIP POLICE DEPARTMENT

[Y] Initial Report
[ ] Current Report

Reportable [Y] Miscellaneous [ ]

| | | | |
|---|---|---|---|
| | | Log # 0312037411 | Report # 2003-MT-16845 |
| Juris # 36101 | Juris Name MANHEIM TOWNSHIP POLICE DEPARTMENT | Incident # 2003-MT-16845 | Report Date/Time 12/27/2003 20:15:19 |
| Incident Date/Time Start 12/27/2003 20:15:19<br>Incident Date/Time End 12/27/2003 20:16:00 | Incident Status 2 CLEARED / Date Cleared 12/29/2003 00:01:00 | Exceptional Clearance | Date Exceptional Clearance |
| | Location of Incident [redacted] BENT CREEK DR, LITITZ PA | | |

| Incident Code | Incident Description | Attempted? | Incident Code | Incident Description | Attempted? |
|---|---|---|---|---|---|
| 1. 8001 | LIQUOR LAW POSS/TRANS/CONSUM | | 4. | | |
| 2. 8426 | MISC OFFENSE CRIMINAL TRESPASS | | 5. | | |
| 3 | | | 6. | | |

## PERSONS INVOLVED

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| Victim | Society | |
| Address (Street, City, State, Zip) | | Work Phone Number |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| | | | | | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| JUVE | [redacted] | [redacted] |
| Address (Street, City, State, Zip) | [redacted] | Work Phone Number |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | H | [redacted] | 17 | STUDENT | MANHEIM TOWNSHIP HIGH SCHOOL | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| Victim | Society | |
| Address (Street, City, State, Zip) | | Work Phone Number |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| | | | | | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| ADULT | ANDREW ROBERT DEIHM | [redacted] |
| Address (Street, City, State, Zip) | [redacted] NORTH FARM DR, LITITZ PA 17543- | Work Phone Number |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 18 | STUDENT | MANHEIM TOWNSHIP SCHOOL DISTRICT | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| ADULT | MAGGIE ANNE DEIHM | [redacted] |
| Address (Street, City, State, Zip) | [redacted] NORTH FARM DR, LITITZ PA 17543- | Work Phone Number |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 18 | STUDENT | MANHEIM TOWNSHIP SCHOOL DISTRICT | |

## PROPERTY INVOLVED

| Status | Quantity | Description | Make | Model | Serial # | Color | Total Value |
|---|---|---|---|---|---|---|---|
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

## VEHICLE INFORMATION

| Year | Make | Model | Style | Color | License Plate | VIN |
|---|---|---|---|---|---|---|
| | | | | | | |

| Owner Name | Owner Address | Phone |
|---|---|---|
| | | |

## OFFICER INFORMATION

| | | | | |
|---|---|---|---|---|
| Primary Officer: BLANTZ, ROGER L | ID # 61629 | Date/Time Dispatched: 12/27/2003 20:17:54 | Date/Time Arrived: 12/27/2003 20:23:08 | Date/Time Cleared: 12/27/2003 23:40:54 |
| Backup Officer: ONDA, DAVID M | ID # 51612 | Date/Time Dispatched: 12/27/2003 20:18:16 | Date/Time Arrived: 12/27/2003 20:29:44 | Date/Time Cleared: |
| Backup Officer: BUCHKOSKI, GREGORY A | ID # 51621 | Date/Time Dispatched: 12/27/2003 20:46:20 | Date/Time Arrived: 12/27/2003 20:54:47 | Date/Time Cleared: |
| Approving Officer | ID # | Approval Date | Task Officer Name: BLANTZ, ROGER L | ID # 61629 |

# INCIDENT REPORT

MANHEIM TOWNSHIP POLICE DEPARTMENT

[X] Initial Report
[ ] Current Report

Reportable [X] Miscellaneous [ ]

| | | | |
|---|---|---|---|
| | | Log # 0312037411 | Report # 2003-MT-16645 |
| Juris # 36101 | Juris Name MANHEIM TOWNSHIP POLICE DEPARTMENT | Incident # 2003-MT-16645 | Report Date/Time 12/27/2003 20:15:19 |
| Incident Date/Time Start 12/27/2003 20:15:19 | Incident Status 2 CLEARED / Date Cleared 12/29/2003 | Exceptional Clearance | Date Exceptional Clearance |
| Incident Date/Time End 12/27/2003 20:15:00 | Location of Incident [redacted]ENT CREEK DR, LITITZ PA | | |

## ADDITIONAL PERSONS INVOLVED

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| VICTIM | JOHN BRADLEY SCOVILL | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted]BENT CREEK DR, LITITZ PA 17543- | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 44 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| VICTIM | JOANNE M SCOVILL | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted] BENT CREEK DR, LITITZ PA 17543- | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 41 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| NOI | [redacted] | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted] | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 18 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| NOI | [redacted] | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted] | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 14 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted] | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 17 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | JACQUELINE B FOGARTY | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted]MILLER RD, EAST PETERSBURG PA 17520- | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 57 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| NOI | JOSEPH PATRICK GALVIN | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted]S BRISTOL DR, LITITZ PA 17543- | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 46 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |
| Address (Street, City, State, Zip) | | Work Phone Number |
| [redacted] | | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 17 | | | |

# INCIDENT REPORT

**MANHEIM TOWNSHIP POLICE DEPARTMENT**

[Y] Initial Report
[ ] Current Report

Reportable [Y] Miscellaneous [ ]

| Juris # | Juris Name | Log # | Report # |
|---|---|---|---|
| 36101 | MANHEIM TOWNSHIP POLICE DEPARTMENT | 0312037411 | 2003-MT-16645 |

| Incident Date/Time Start | Incident Status | Date Cleared | Incident # | Report Date/Time |
|---|---|---|---|---|
| 12/27/2003 20:16:19 | 2 CLEARED | 12/29/2003 | 2003-MT-16645 | 12/27/2003 20:16:19 |

| Incident Date/Time End | Exceptional Clearence | Date Exceptional Clearance |
|---|---|---|
| 12/27/2003 20:16:00 | | |

Location of Incident: [redacted]BENT CREEK DR, LITITZ PA

## ADDITIONAL PERSONS INVOLVED

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | TODD B LEWIS | [redacted] |

Address (Street, City, State, Zip): [redacted]HASKELL DR, LANCASTER PA 17601-

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 41 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | SAMUEL SILVA | [redacted] |

Address (Street, City, State, Zip): [redacted] MEADOW LN, LANCASTER PA 17601-

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | H | [redacted] | 19 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | JUANITA NAVARRO PEREZ | [redacted] |

Address (Street, City, State, Zip): [redacted]MEADOW LN, LANCASTER PA 17601-

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | H | [redacted] | 37 | UNKNOWN OR NOT STATED | DAYS INN | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |

Address (Street, City, State, Zip): [redacted]

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 16 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | MARK RICHARD GIMBER SR | [redacted] |

Address (Street, City, State, Zip): [redacted]COPLEY DR, LANCASTER PA 17601-

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 44 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |

Address (Street, City, State, Zip): [redacted]

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| A | M | N | [redacted] | 17 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | TAN THANH TANG | [redacted] |

Address (Street, City, State, Zip): [redacted]PARKWYNNE RD, LANCASTER PA 17601-

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| A | M | N | [redacted] | 20 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |

Address (Street, City, State, Zip): [redacted]

Work Phone Number:

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | F | N | [redacted] | 16 | | | |

# INCIDENT REPORT

MANHEIM TOWNSHIP POLICE DEPARTMENT

[x] Initial Report
[ ] Current Report

Reportable [x] Miscellaneous [ ]

| Juris # | Juris Name | Log # | Report # |
|---|---|---|---|
| 36101 | MANHEIM TOWNSHIP POLICE DEPARTMENT | 0312037411 | 2003-MT-16645 |

| Incident Date/Time Start | Incident Status | Date Cleared | Incident # | Report Date/Time |
|---|---|---|---|---|
| 12/27/2003 20:16:16 | 2 CLEARED | 12/29/2003 | 2003-MT-16645 | 12/27/2003 20:16:19 |

| Incident Date/Time End | Exceptional Clearance | Date Exceptional Clearance |
|---|---|---|
| 12/27/2003 20:18:00 | | |

Location of Incident: [redacted] BENT CREEK DR, LITITZ PA

## ADDITIONAL PERSONS INVOLVED

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | ANTHONY F KURTZ JR | [redacted] |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| [redacted]HOWNING PL, LANCASTER PA 17601- | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 50 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| [redacted] | GEORGE HOWARD EAGER | [redacted] |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| [redacted] | 717-290-7971 |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 50 | ATTORNEY | EAGER REINAKER & SPINELLO | 717-290-7971 |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| NOI | KELLY SEKULA | |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| U | F | U | | 00 | ASSISTANT DISTRICT ATTORNEY | LANCASTER COUNTY DISTRICT ATTORNEY OFF | 717-299-8100 |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| COMPLAINANT | ANONYMOUS | |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| U | U | U | | DD | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| SUSPECT | [redacted] | [redacted] |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| [redacted] | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| W | M | N | [redacted] | 16 | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| | | |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| | | | | | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| | | |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| | | | | | | | |

| Involvement Type | Name | Home Phone Number |
|---|---|---|
| | | |

| Address (Street, City, State, Zip) | Work Phone Number |
|---|---|
| | |

| Race | Sex | Ethnicity | DOB | Age | Occupation Description | Employer Name | Employer Phone |
|---|---|---|---|---|---|---|---|
| | | | | | | | |

Entered By: SCOTT A DIERWECHTER, On 12/28/2003 20:47:12
Edited By: GLENDA E RILEY, On 01/14/2004 14:13:34

Title: 2003-MT-16645

SUMMARY (EXCEPT SERVICE CALLS):

I WAS DISPATCHED TO [redacted] BENT CREEK DRIVE (THE JOHN BRADLEY SCOVILL RESIDENCE) FOR A REPORT OF A LOUD PARTY. I ARRIVED AND HEARD NOISES INSIDE ALONG WITH SEEING A MALE WALKING ON THE FIRST FLOOR OF THE RESIDENCE. LATER INVESTIGATION REVEALED THAT NINE (9) FRIENDS OF THE SCOVILL'S [redacted], WERE USING THE RESIDENCE WHILE THE SCOVILL FAMILY WAS AT A HIGH SCHOOL [redacted] GAME. THE SCOVILLS DECLINED ANY FURTHER ACTION BE TAKEN INTO THE INVESTIGATION OF THE TEENAGERS INSIDE THEIR RESIDENCE WITHOUT THEIR PERMISSION. THIS WAS AT THE REQUEST OF ATTORNEY, GEORGE H. EAGER AND WITH AGREEMENT OF THE SCOVILLS AND PARENTS OF THE MINORS. MAGGIE DEIHM, ANDREW DEIHM AND [redacted] TO BE CITED FOR UNDER AGE DRINKING BASED ON THE OUTCOME OF MY INVESTIGATION.

NARRATIVE: 2018 HRS, SATURDAY, DECEMBER 27, 2003 OFF BLANTZ

I WAS DISPATCHED TO [redacted] BENT CREEK DRIVE FOR AN ANONYMOUS CALLER THAT WAS REPORTING THAT THERE WAS A LOUD PARTY GOING ON AT THAT RESIDENCE. COUNTY RADIO RELATED THAT BEFORE THEY COULD OBTAIN THE CALLER'S INFORMATION HE/SHE HUNG UP THE PHONE.

2023 HRS, I ARRIVED AND CHECKED THE RESIDENCE THAT APPEARED TO BE UNOCCUPIED. HOWEVER, WHEN I WENT TO THE FRONT DOOR I HEARD WHAT SOUNDED LIKE MUSIC PLAYING AND THEN SAW AN UNK. MALE WALKING IN THE LIVING ROOM AREA OF THE RESIDENCE. OFFICER ONDA ARRIVED AND UPON FURTHER CHECKING OF THE RESIDENCE IT WAS LEARNED THAT THE REAR DOOR TO THE RESIDENCE WAS UNLOCKED. WE ENTERED THE RESIDENCE TO SECURE IT BEFORE ALLOWING THE [redacted], TO ENTER. ENTRY WAS MADE PER THE AUTHORIZATION OF THE HOMEOWNER, JOHN SCOVILL. WE FOUND A GROUP OF EIGHT INDIVIDUALS HIDING IN THE BASEMENT OF THE SCOVILL RESIDENCE. THE SPOKESMAN OF THE GROUP, ANDREW DEIHM, RELATED THAT HE WAS GIVEN PERMISSION FROM [redacted] TO BE AT THE RESIDENCE WHILE THE FAMILY WAS AT A [redacted] GAME. INVESTIGATION TO CONTINUE. DETAILED SUPPLEMENT TO FOLLOW.

SUPPLEMENTAL REPORTS / ATTACHMENTS SUBMITTED

PERSONS INVOLVED PAGE XX_ YES __ NO _4__ # PAGES
VEHICLE INFORMATION PAGE ____ YES XX__ NO ____ # PAGES
PROPERTY SUPPLEMENT____ YES XX__ NO ____ # PAGES
M.O. DATA SHEET ____ YES XX__ NO
ALARM ____ YES XX__ NO
OTHER ATTACHMENTS: ____ YES XX__ NO __ __ # PAGES
(ID SPECIFICS)_____

OFFICER ASSIGNED FOLLOW-UP / INSTRUCTIONS:

CASE STATUS

_X__ OPEN-ACTIVE PATROL FOLLOW-UP OIC SAD
____ OPEN-ACTIVE CRIM. INV. FOLLOW-UP
____ OPEN-ACTIVE ADMIN. FOLLOW-UP
____ OPEN- INACTIVE
____ OPEN-SUSPENDED
____ CLOSED-UNFOUNDED
____ CLOSED BY ARREST OR REFERRAL
____ CLOSED BY EXCEPTIONAL CLEARANCE
____ CLOSED-NFA

CC: _____ DVA (Lt. Sing) _____ DETS _____ DTF __X____ Lt. Wagner

OTHER (SPECIFY):

Entered By: SCOTT A DIERWECHTER, On 12/29/2003 05:28:10
Edited By: GLENDA E RILEY, On 01/14/2004 14:13:34

Title: 2003-MT-16645

EVENT NO.: 0312037411 REPORT NO. 2003 - MT-16646

NATURE: CRIMINAL TRESPASS CHANGED TO:

REFERENCE: CRIMINAL TRESPASS AT [redacted] BENT CREEK DRIVE, THE JOHN BRADLEY AND JOANNE M. SCOVILL RESIDENCE. THE SCOVILL'S DECLINED TO HAVE ANY CRIMINAL ACTION TAKEN AGAINST THE INDIVIDUALS, BUT IT WAS LEARNED THAT ANDREW R. DEIHM AND MAGGIE ANNE DEIHM ALONG WITH [redacted] DID CONSUME AN ALCOHOLIC BEVERAGE (VODKA: BANKERS CLUB VODKA 40 %, 80 PROOF)

NOTE: VODKA BOTTLE AND TWO PHOTOS OF BOTTLE WERE PLACED INTO EVIDENCE UNDER #E19345.

NARRATIVE: 2018 HRS, SATURDAY, DECEMBER 27, 2003 OFF BLANTZ

I WAS DISPATCHED TO [redacted] BENT CREEK DRIVE FOR A REPORT OF A LOUD PARTY. THE CALLER, WHO WISHED TO REMAIN ANONYMOUS, WOULD NOT PROVIDE ANY FURTHER DETAILS TO LANCASTER COUNTY WIDE COMMUNICATIONS (LCWC).

2023 HRS, I ARRIVED AT [redacted] BENT CREEK DRIVE. I VERIFIED THE ADDRESS OF [redacted] BENT CREEK DRIVE WITH LCWC AS IT APPEARED THE RESIDENCE WAS DARK AND THERE WERE NO VEHICLES PARKED ON THE STREET OR THE DRIVEWAY. LCWC CONFIRMED THE ADDRESS OF [redacted] BENT CREEK DRIVE.

I THEN APPROACHED THE FRONT DOOR OF [redacted] BENT CREEK DRIVE, AS I HEARD NOISES COMING FROM INSIDE THE RESIDENCE. IT SOUNDED LIKE A GROUP TALKING AND A TELEVISION MIGHT HAVE BEEN ON. I RANG THE DOORBELL, BUT NOBODY ANSWERED THE DOOR. I STARTED TO WALK TO THE SIDE OF THE HOUSE WHEN I SAW A W/M WITH WHAT APPEARED TO DARK HAIR WALK PAST THE FRONT DOOR. I COULD NOT SEE THE FACE OF THE INDIVIDUAL AS HE QUICKLY WALKED AWAY OUT OF MY VIEW. I ASSUMED AT THIS TIME THAT THERE MIGHT HAVE BEEN A LARGER GROUP INSIDE THE HOUSE AND THAT ACTUALLY MIGHT HAVE BEEN A LOUD MUSIC COMPLAINT, BUT IT WAS STOPPED WHEN I WAS OBSERVED BY THE INDIVIDUAL(S) INSIDE THE RESIDENCE.

I RANG THE DOOR A SECOND TIME AND ADVISED LCWC THAT I HAD SEEN AN INDIVIDUAL INSIDE, BUT NOBODY WOULD ANSWER THE DOOR.

OFFICER ONDA ARRIVED AT THE RESIDENCE AND HE WENT TO THE REAR OF THE RESIDENCE AS I HAD OUR FRONT DESK ATTEMPT TO MAKE PHONE CONTACT WITH THE HOMEOWNER. I WAS TOLD BY FRONT DESK THAT THE ANSWERING MACHINE CAME ON AND THAT NO ONE PICKED UP THE PHONE.

A SHORT TIME WENT BY AS A VEHICLE PULLED UP IN THE DRIVEWAY AT [redacted] BENT CREEK DRIVE. I ASSUMED THIS WAS THE HOMEOWNER AND I WAS QUICKLY TOLD THAT THEY WERE DROPPING OFF [redacted] THE

DRIVER OF THE VEHICLE WAS IDENTIFIED AT THIS TIME AS BEING JOSEPH GALVIN. GALVIN RELATED THAT [redacted] WERE ON THE [redacted] TEAM AND THAT TO HIS KNOWLEDGE THERE SHOULD BE NO ONE HOME AT THE SCOVILL RESIDENCE. [redacted]. SHE TOLD ME THAT SHE DID, BUT THAT [redacted] PARENTS WERE TO BE AT A [redacted] GAME AT MCCASKEY HIGH SCHOOL.

GALVIN TOLD ME THAT HE WOULD CALL BRADLEY SCOVILL AT THE GAME ON HIS CELLULAR PHONE. I WAS THEN GIVEN THE PHONE BY GALVIN AND I SPOKE TO BRADLEY SCOVILL. I EXPLAINED TO BRADLEY THAT I WAS DISPATCHED TO HIS RESIDENCE FOR A REPORT OF A LOUD PARTY COMPLAINT. SCOVILL SEEMED VERY SHOCKED AND IMMEDIATELY TOLD ME THAT THERE WAS TO BE NO ONE INSIDE HIS RESIDENCE. I THEN ASKED BRADLEY IF [redacted] HAD A KEY OR COULD PROVIDE US WITH ACCESS TO THE HOUSE TO VERIFY WHO THE INDIVIDUAL WAS THAT I SAW WHILE I WAS AT HIS FRONT DOOR WHEN I ARRIVED AT HIS RESIDENCE. BRADLEY TOLD ME THAT [redacted] KNOWS THE GARAGE DOOR KEY PAD AND [redacted] WOULD BE ABLE TO ACCESS THE GARAGE DOOR AND ENTRY COULD BE MADE INTO THE RESIDENCE FROM THAT DOOR.

I HANDED THE PHONE BACK TO GALVIN, WHO CONTINUED TO TALK TO BRADLEY. [redacted] TRIED [redacted] CODE ON THE KEYPAD, WHICH OPENED THE GARAGE DOOR. HOWEVER, WHEN [redacted] WENT TO THE INSIDE DOOR IT WAS LOCKED. I HEARD GALVIN TELL BRADLEY THAT THE DOOR WAS LOCKED. I COULD NOT HEAR BRADLEY'S RESPONSE, BUT GALVIN RESPONDED BY SAYING, "THAT DOOR SHOULD NOT BE LOCKED, THAT IS HOW [redacted] ENTERS THE HOUSE". ALMOST AT THIS SAME TIME, I WAS RADIOED BY OFFICER ONDA THAT HE FOUND THE REAR DOOR OF THE RESIDENCE WAS UNLOCKED. [redacted] AND GALVIN STARTED TO WALK TOWARD THE REAR OF THE RESIDENCE AS I TOLD THEM THAT WE WOULD BE ENTERING THE RESIDENCE TO VERIFY IF ANYONE WAS INSIDE. I HEARD GALVIN SAY "THE POLICE ARE GOING TO ENTER". HE THEN RESPONDED WITH "THAT'S OK, NO ONE SHOULD BE INSIDE".

BASED ON MY INITIAL SIGHTING OF THE UNK. MALE INSIDE THE RESIDENCE, I FELT CERTAIN THAT THE INDIVIDUAL WAS STILL INSIDE. I HAD A VISUAL, ALONG WITH OFFICER ONDA, TO THE REAR OF THE RESIDENCE AND WE SAW NO ONE LEAVING OR RUNNING FROM THE RESIDENCE.

WE ENTERED THE RESIDENCE AND ANNOUNCED "POLICE, COME OUT WITH YOUR HANDS UP". WE CHECKED THE FIRST FLOOR AND FOUND NOTHING. IT WAS HARD TO DETERMINE WHAT HAD BEEN LEFT ON BY THE RESIDENTS, BUT THERE WERE SEVERAL LIGHTS ON AT THIS TIME. WE THEN WENT TO THE SECOND FLOOR OF THE RESIDENCE AND AGAINST ANNOUNCED, "POLICE, COME OUT". BOTH OFFICER ONDA AND I SHOUTED THIS, BUT NO ONE ANSWERED AND NO ONE CAME OUT FROM ANY OF THE ROOMS ON THE SECOND FLOOR. THERE HAD BEEN A STEREO/CD PLAYER ON IN ONE OF THE BEDROOMS, WHICH APPEARED TO BE THAT OF [redacted]. THE SECOND FLOOR WAS CLEARED WITH NO ONE FOUND.

OFFICER ONDA AND I WENT TO THE BASEMENT AREA OF THE RESIDENCE. ALL OF THE LIGHTS WERE OUT. WE IMMEDIATELY TURNED ON ALL OF THE LIGHTS. THE BASEMENT WAS UNFINISHED WITH BLOCK WALLS. OFFICER ONDA WAS AHEAD OF ME AND WHEN HE WALKED OFF THE STEPS I HEARD OFFICER ONDA SHOUT, "POLICE, GET DOWN, NOW!" I IMMEDIATELY EXITED OFF THE STEPS AND SAW NUMEROUS INDIVIDUALS LOCATED ON THE LEFT SIDE OF THE BASEMENT. MOST OF THE INDIVIDUALS WERE LYING ON THE GROUND, BUT TWO OF THE MALES WERE STILL STANDING. OFFICER ONDA ORDERED THE MALE TO GO TO THE GROUND WITH HIS FACE TO THE GROUND.

THE MALE COMPLIED AFTER BEING TOLD SEVERAL MORE TIMES TO "GO TO THE GROUND".

I APPROACHED THE GROUP, WHICH CONSISTED OF FOUR MALES AND FOUR FEMALES. THE SPOKESMAN OF THE GROUP, WHO WAS LATER IDENTIFIED AS ANDREW DEIHM BY HIS PA DRIVERS LICENSE, STATED IMMEDIATELY THAT "[redacted] GAVE US PERMISSION". ANDREW CONTINUED TO EXPLAIN THAT THE GROUP HAD BEEN GIVEN PERMISSION BY [redacted]; THAT THEY COULD BE THERE WHILE THE FAMILY WAS AT THE MCCASKEY[redacted] GAME.

GALVIN HAD COME DOWNSTAIRS ALONG WITH [redacted]. IT WAS APPARENT THAT ALL OF THE INDIVIDUALS WERE KNOWN TO GALVIN AND [redacted] ANDREW DEIHM ALSO QUESTIONED [redacted] AS TO WHETHER OR NOT [redacted] KNEW THAT [redacted] HAD ALLOWED THE GROUP AT THE HOUSE TONIGHT. [redacted] DID NOT RESPOND, BUT IT WAS APPARENT THAT [redacted] MIGHT HAVE HAD SOME KNOWLEDGE OF ANDREW AND FRIENDS "HANGING OUT" AT THE HOUSE TONIGHT.

BASED ON THE FACTS THAT THIS WAS A SUSPICION OF A FELONY, CRIMINAL TRESPASS, AND THAT I HAD NO CONTACT WITH THE HOMEOWNER, BRADLEY SCOVILL TO VERIFY THE STORY THAT THESE INDIVIDUALS HAD PERMISSION TO BE AT THE SCOVILL RESIDENCE, I REQUESTED THE GROUP PROVIDE ME WITH PHOTO IDENTIFICATION. THE GROUP HAD BEEN LYING ON THE CARPET LOCATED ON THE LEFT SIDE OF THE BASEMENT. OFFICER ONDA, AS WE HAD THE GROUP STAND UP, OBSERVED A WHITE CLEAR BOTTLE THAT WAS DIRECTLY BEHIND THE GROUP. THE BOTTLE OF BANKERS CLUB VODKA (40% ALC. 80 PROOF) HAD APPROX. 1/5 OF THE BOTTLE MISSING FROM IT.

I RECEIVED PHOTO IDENTIFICATION FROM THE FOLLOWING:

(1) ANDREW R. DEIHM (DOB[redacted] W/N/M/18
(2) [redacted] (DOB[redacted] W/N/M/16)
(3) [redacted] (DOB[redacted] W/N/M/17)
(4) [redacted] (DOB[redacted] W/A/M/17)
(5) [redacted] (DOB[redacted] W/N/F/17)

THE REMAINING THREE WERE VERBALLY IDENTIFIED AS:

(6) [redacted] (DOB:[redacted] W/N/F/17), WHO LATER PROVIDED A PHOTO IDENTIFICATION THAT WAS LOCATED IN A SECOND FLOOR BEDROOM OF THE RESIDENCE.
(7) [redacted] (DOB:[redacted] W/N/F/15)
(8) MAGGIE ANNE DEIHM (DOB:[redacted] W/N/F/18)

THE ENTIRE GROUP WAS CHEWING GUM, BUT I WAS ABLE TO DETECT AN ODOR OF AN ALCOHOLIC BEVERAGE EMITTING FROM THEIR BREATH AND ABOUT THEIR PERSON. I DID NOT ASK ANY OF THE INDIVIDUALS ABOUT THE VODKA OR WHY IT WAS IN CLOSE PROXIMITY TO THE ENTIRE GROUP.

OFFICER NEFF AND OFFICER BUCHKOSKI ARRIVED AT THE SCOVILL RESIDENCE TO ASSIST. I ADVISED OFFICER NEFF TO WATCH THE GROUP OF INDIVIDUALS IN THE BASEMENT AREA WHILE I WENT UPSTAIRS AND SPOKE TO BRADLEY AND JOANNE SCOVILL ALONG WITH [redacted]. THEY HAD NOW ARRIVED HOME.

OFFICER ONDA AND I SPOKE TO BRADLEY AND JOANNE AND I WAS TOLD THAT THEY

HAD NOT GIVEN PERMISSION FOR ANYONE TO BE AT THEIR RESIDENCE TONIGHT. I PLACED THE DRIVER'S LICENSES OF SOME OF THE INDIVIDUALS AND ALMOST IMMEDIATELY IT WAS APPARENT THAT THE SCOVILL'S KNEW ALL OF THESE INDIVIDUALS. I AGAIN EXPLAINED THAT I WAS BEING TOLD BY ANDREW DEIHM THAT HE WAS GIVEN PERMISSION TO BE AT THE HOUSE BY [redacted].

I THEN ASKED BRADLEY IF I COULD TALK TO [redacted]. JOANNE WENT OUTSIDE AND RETURNED WITH [redacted]. I AGAIN ASKED [redacted] THE SAME QUESTION AS TO WHETHER OR NOT [redacted] GAVE PERMISSION TO THE GROUP TO BE AT [redacted] HOUSE TONIGHT. [redacted] SAID, "NO". IT WAS APPARENT THAT [redacted] WAS VERY RELUCTANT TO ANSWER THIS QUESTION AND THAT THERE MIGHT BE OTHER ISSUES HE WAS NOT TELLING ME.

THE SCOVILLS, BRADLEY AND JOANNE, CONTINUED TO ASK QUESTIONS AS TO WHAT CHARGES WOULD BE FILED AND IF THEY WOULD BE HELD ACCOUNTABLE FOR THE ACTIONS OF THE GROUP. THE SCOVILLS WERE AWARE THAT WHEN THE GROUP WAS FOUND HIDING IN THEIR BASEMENT THAT WE ALSO FOUND AN OPEN BOTTLE OF VODKA.

I EXPLAINED TO BRADLEY AND JOANNE THAT I WOULD NEED TO MAKE CONTACT WITH ALL OF THE PARENTS OF THE INDIVIDUALS UNDER THE AGE OF 18 AND HAVE THEM RESPOND TO THE RESIDENCE SO THAT I CAN INTERVIEW EACH OF THEM TO DETERMINE THEIR INVOLVEMENT IN THIS INCIDENT. I STATED THAT IT APPEARS THAT ALL EIGHT OF THE INDIVIDUALS IN THE BASEMENT WERE TELLING THE SAME STORY THAT [redacted] PERMITTED THEM TO BE INSIDE THE HOUSE AND THAT [redacted] ALSO ALLOWED A DOOR TO BE LEFT OPEN OR POSSIBLY PROVIDED SOMEONE IN THE GROUP THE KEYCODE TO THE GARAGE. THE SCOVILLS AGREED AND STILL WERE NOT CLEAR ON WHAT STEPS WOULD BE TAKEN OR IF THEY WOULD BE HELD ACCOUNTABLE FOR THE ACTIONS OF THE INDIVIDUALS IN THE BASEMENT AREA.

SAMUEL SILVA MET ME IN THE DINING ROOM AREA. [redacted] WAS ONE OF THE INDIVIDUALS IN THE BASEMENT. APPARENTLY [redacted] HAD CONTACTED SAMUEL ABOUT THE INCIDENT AND THAT HE WAS BEING DETAINED BY THE POLICE AT THIS TIME. I TOLD SAMUEL THAT I WAS MAKING CALLS TO ALL OF THE PARENTS AND THAT I WOULD NEED TO SPEAK TO EACH JUVENILE ALONG WITH THEIR RESPECTIVE PARENTS TO VERIFY THEIR INVOLVEMENT IN THIS INCIDENT.

2128 HRS, OFFICER BUCHKOSKI INTERVIEWED ANDREW DEIHM AFTER HE WAS READ HIS CONSTITUTIONAL RIGHTS. ANDREW DECLINED TO HAVE AN ATTORNEY PRESENT AND AGREED TO ANSWER QUESTIONS. (SEE OFFICER BUCHKOSKI'S SUPPLEMENT).

2137 HRS, OFFICER BUCHKOSKI ALSO INTERVIEWED MAGGIE DEIHM AFTER SHE WAS READ HER CONSTITUTIONAL RIGHTS. SHE AGREED TO ANSWER QUESTIONS WITHOUT AN ATTORNEY BEING PRESENT. (SEE OFFICER BUCHKOSKI'S SUPPLEMENT)

I HAD RETURNED UPSTAIRS AT THIS TIME AND WAS ADVISED BY OFFICER BUCHKOSKI THAT BOTH ANDREW AND MAGGIE DEIHM GAVE THE SAME STORY AS TO HOW THEY ENTERED THE SCOVILL RESIDENCE. (THEY AGREED IT WAS WITH THE PERMISSION OF [redacted]). OFFICER BUCHKOSKI ALSO CONFIRMED THAT HE DETECTED A MODERATE ODOR OF AN ALCOHOLIC BEVERAGE COMING FROM EACH OF THEIR BREATHS AS HE SPOKE WITH THEM.

2144 HRS, I SPOKE TO JACQUELINE FOGARTY AT [redacted] AND ADVISED HER THAT I WOULD NEED TO HAVE HER RESPOND TO [redacted] BENT CREEK DRIVE. JACQUELINE RELATED THAT SHE WOULD BE RESPONDING IMMEDIATELY.

2146 HRS, I SPOKE TO TODD LEWIS AT [redacted] AND ADVISED HIM THAT I WAS CURRENTLY DETAINING [redacted], AND WOULD NEED TO HAVE HIM RESPOND TO THE SCOVILL RESIDENCE SO THAT I COULD TALK WITH HER IN HIS PRESENCE.

2147 HRS, I SPOKE TO JUANITA PEREZ AT [redacted] PEREZ TOLD ME THAT SHE SPOKE VERY LITTLE ENGLISH AND THAT IT WOULD BE FINE IF [redacted] SAMUEL SILVA, COULD ACT AS A GUARDIAN TO [redacted] SO THAT I COULD TALK WITH HIM.

2149 HRS, I SPOKE TO MARK GIMBER BY PHONE AT [redacted] AND EXPLAINED THAT I WAS DETAINING [redacted] UNTIL I COULD SPEAK TO [redacted] IN HIS PRESENCE.

2150 HRS, I RETURNED DOWNSTAIRS AND REQUESTED THAT [redacted] MAKE CONTACT WITH HIS PARENTS AND HAVE EITHER HIS MOTHER OR A FAMILY MEMBER RESPOND TO ASSIST WITH THIS INTERVIEW. [redacted] HAD STATED EARLIER THAT HIS MOTHER DOES NOT SPEAK FLUENT ENGLISH, BUT THAT HIS BROTHER WOULD PROBABLY BE THE ONE THAT WOULD BE COMING TO PICK HIM UP.

2152 HRS, I SPOKE TO NANCY KURTZ AT [redacted] AND EXPLAINED TO HER THAT I WAS CURRENTLY DETAINING [redacted], AND WOULD NEED TO HAVE HER RESPOND TO INTERVIEW HER ABOUT THIS INCIDENT.

2200 HRS, I MET WITH [redacted] ALONG WITH [redacted], SAMUEL SILVA. SAMUEL WAS ACTING AS A GUARDIAN FOR [redacted] AT THE REQUEST OF [redacted], JUANITA PEREZ. I READ [redacted] HIS CONSTITUTIONAL RIGHTS ON THE MANHEIM TOWNSHIP JUVENILE RIGHTS FORM. [redacted] SIGNED THE FORM AND AFTER A CONFERENCE WITH SAMUEL AGREED TO TALK TO ME ABOUT THIS INCIDENT.

[redacted] TOLD ME THAT ANDREW HAD CONTACTED [redacted] EARLIER TONIGHT AND THAT [redacted] WAS TOLD THAT [redacted] WAS GOING TO ALLOW A GROUP TO "HANG-OUT" AT THE SCOVILL RESIDENCE WHILE [redacted] AND [redacted] PARENTS WERE ATTENDING THE MCCASKEY [redacted] GAME. I THEN ASKED [redacted] IF [redacted] HAD BEEN DRINKING TONIGHT. [redacted] WITHOUT HESITATION TOLD ME THAT [redacted] HAD "TWO SHOTS" TONIGHT. I TOOK THIS TO MEAN THAT [redacted] HAD TWO SHOTS OF VODKA, WHICH CAME FROM THE BOTTLE THAT I HAD SEIZED AND LATER PLACED IN MY LOCKED MANHEIM TOWNSHIP POLICE VEHICLE. I THEN ASKED [redacted] TO EXPLAIN HOW THE GROUP ENTERED THE SCOVILL RESIDENCE TONIGHT. [redacted] REPLIED, "THE GROUP OF GUYS CAME IN THE BACK DOOR." [redacted] EXPLAINED THAT THE DOOR WAS LEFT UNLOCKED, WHICH WAS HOW [redacted] WAS TOLD IT WOULD BE LEFT WHEN [redacted] LEFT FOR THE GAME TONIGHT. [redacted] ALSO CONFIRMED THAT [redacted] WAS UNDER THE IMPRESSION THAT [redacted] HAD GIVEN ANDREW PERMISSION TO "HANG-OUT" AT HIS HOUSE TONIGHT.

I THANKED [redacted] FOR BEING HONEST AND ADMITTING TO [redacted] DRINKING AND HOW THE GROUP ENTERED THE RESIDENCE TONIGHT. I EXPLAINED THAT I WOULD TRY TO HAVE [redacted] SAMUEL RELEASED AS SOON AS POSSIBLE, BUT I WOULD NEED TO TALK TO ALL OF THE INDIVIDUALS TO VERIFY THEIR RESPECTIVE STORIES. I EXPLAINED THAT [redacted] WAS DENYING ALLOWING THE GROUP TO BE INSIDE THE HOUSE TONIGHT.

2230 HRS, I MET WITH [redacted] TAN THANH TANG IN THE SAME STUDY AREA THAT I MET WITH [redacted] I READ [redacted] CONSTITUTIONAL RIGHTS ON THE MANHEIM TOWNSHIP JUVENILE RIGHTS FORM AND AFTER A CONFERENCE WITH TAN THEY AGREED TO COOPERATE AND ANSWER QUESTIONS ABOUT THIS INCIDENT.

[redacted] STARTED THE INTERVIEW BY STATING THAT [redacted], ANDREW AND [redacted] HAD DISCUSSED THE USE OF [redacted] HOUSE TONIGHT WHEN THE GROUP ATE AT THE WENDY'S ON MANHEIM PK. [redacted] AND ANDREW WERE UNDER THE IMPRESSION THAT [redacted] WAS GIVING [redacted] PERMISSION TO "HANG OUT" AND IT WAS ALSO DISCUSSED THAT [redacted] WOULD CALL THEM AT THE HOUSE WHEN THE GAME WAS OVER SO THAT THE GROUP COULD LEAVE BEFORE [redacted] AND HIS PARENTS GOT BACK HOME.

I ASKED [redacted] IF HE KNEW ANYTHING ABOUT THE VODKA THAT WAS FOUND IN THE AREA OF THE GROUP HIDING IN THE BASEMENT. [redacted] TOLD ME THAT [redacted] WAS PLAYING THE NINTENDO IN THE STUDY AREA AND THAT [redacted] DID NOT KNOW ANYTHING ABOUT THE VODKA OR WHO HAD BEEN DRINKING IT [redacted] ALSO CONFIRMED THE INFORMATION THAT I HAD RECEIVED FROM [redacted] THAT THE GROUP HAD ENTERED THE UNLOCKED KITCHEN DOOR OF THE SCOVILL RESIDENCE.

I CONCLUDED THIS INTERVIEW WHEN I WAS TOLD BY OFFICER BUCHKOSKI THAT OFFICER NEFF HAD FOUND A NINTH INDIVIDUAL IN THE BASEMENT AREA. THE JUVENILE'S NAME WAS [redacted] HAD APPARENTLY BEEN DISCOVERED BY OFFICER NEFF IN THE UNFINISHED BASEMENT AREA AND WAS PERMITTED TO CONTACT [redacted] (SEE OFFICER NEFF'S SUPPLEMENT) [redacted] AND HAD ARRIVED WHILE I WAS INTERVIEWING [redacted] HAD APPARENTLY GATHERED THE PARENTS OF ALL OF THE JUVENILES THAT ARRIVED AND WAS DISCUSSING THE OPTIONS TO THE PARENTS. IT WAS MY UNDERSTANDING THAT [redacted] HAD CONVINCED ALL OF THE PARENTS AND THE SCOVILLS THAT THEY WOULD DECLINE TO TALK TO ME ABOUT THIS INCIDENT. THE SCOVILLS ALSO RELATED TO OFFICER BUCHKOSKI THAT THEY WOULD NOT BE COOPERATING IN THIS INVESTIGATION AND DID NOT WANT ANY FURTHER ACTION TAKEN IN THIS INCIDENT.

I THEN SPOKE TO ALL OF THE PARENTS THAT HAD ARRIVED, WHICH WAS ALL EXCEPT FOR THE DEIHM'S. THERE HAD BEEN NO CONTACT TO THE DEIHM'S PARENTS AS THEY WERE BOTH 18 YEARS OF AGE. I WAS TOLD THAT THEY HAD DISCUSSED THE INCIDENT AND THEY WOULD NOT BE ALLOWING THEIR RESPECTIVE CHILD TO SPEAK TO ME.

2335 HRS, ALL OF THE PARENTS LEFT WITH THEIR RESPECTIVE CHILDREN. ANDREW DEIHM AND MAGGIE DEIHM WERE TAKEN FROM THE RESIDENCE BY ONE OF THE OTHER PARENTS. I EXPLAINED TO EACH THAT THEY WOULD BE RECEIVING A CITATION IN THE MALE FOR UNDERAGE DRINKING. [redacted] RELEASED TO [redacted] SAMUEL SILVA, WAS ALSO ADVISED THAT [redacted] HIS ADMISSION OF DRINKING ALCOHOL.

2340 HRS, I LEFT THE SCOVILL RESIDENCE WITH THE UNDERSTANDING THAT BOTH BRADLEY AND JOANN SCOVILL WOULD NOT BE COOPERATING IN THIS INVESTIGATION AND THAT THEY WOULD SIGN A DISCLAIMER STATING THAT THEY REFUSED TO COOPERATE IN THIS INVESTIGATION AS TO THE CRIMINAL TRESPASS OF THEIR RESIDENCE.

1958 HRS, SUNDAY, DECEMBER 28, 2003

I ARRIVED AT THE SCOVILL RESIDENCE AND HAD BRADLEY AND JOANN SCOVILL SIGN-OFF THE INVESTIGATION INTO THE CRIMINAL TRESPASS. THEY WERE ADVISED THAT THERE WOULD BE NO FURTHER ACTION TAKEN IN THIS INCIDENT, BUT I WOULD STILL BE PURSUING THE UNDERAGE DRINKING ISSUE THAT WAS FOUND DURING THIS INVESTIGATION.

2030 HRS, I WENT TO [redacted] MEADOW LANE TO SPEAK TO [redacted] AND [redacted] JUANITA PEREZ AND [redacted] SAMUEL SILVA. I HAD DISCUSSED THIS ISSUE WITH OIC DIERWECHTER AND FELT THAT BECAUSE OF [redacted] COOPERATION I WOULD LIKE TO HANDLE HIS CASE INFORMALLY AND SUBMIT HIS NAME FOR CONSIDERATION INTO THE YOUTH AID PANEL. OIC DIERWECHTER AGREED AND IT WAS FELT THAT [redacted] MIGHT BE OF ASSISTANCE IN SOLIDIFYING THE CRIMINAL CHARGES AGAINST THE DEIHM TWINS, ANDREW AND MAGGIE.

I MET WITH JUANITA PEREZ AND WAS TOLD THAT SHE WILL HAVE [redacted] AND [redacted] [redacted] RETURN HOME TO TALK TO ME. JUANITA RELATED THAT SHE DID NOT FEEL COMFORTABLE TO SPEAK TO ME BECAUSE SHE DID NOT FEEL THAT SHE WOULD UNDERSTAND DUE TO HER LANGUAGE DIFFICULTY.

2045 HRS, [redacted] AND SAMUEL RETURNED TO THE RESIDENCE. IT WAS DECIDED THAT SAMUEL WOULD TRANSLATE [redacted] AND WOULD TRANSLATE [redacted] RESPONSES TO ME.

I STARTED TO EXPLAIN THE REASON FOR MY VISIT AND THAT I WAS ATTEMPTING TO MAKE A STRONGER CASE AGAINST THE DEIHMS. I DID NOT WANT THEM TO FEEL THAT I WAS GIVING ANY SPECIAL FAVORS TO [redacted] BUT I FELT THAT BECAUSE OF [redacted] HONESTY AND OPEN ADMISSION THAT [redacted] WOULD BEST BE SUITED IF [redacted] WERE HANDLED INFORMALLY [redacted]. I STARTED TO ASK [redacted] IF [redacted] RECALLED SEEING ANYONE ELSE DRINKING THE VODKA WHEN THE DOORBELL RANG. THE DOOR WAS OPENED BY [redacted] AND IN CAME GEORGE EAGER (SR). EAGER IMMEDIATELY ADVISED ME THAT HE WAS ASSISTING THE [redacted] FAMILY AND WANTED TO KNOW WHY I WAS AT THE [redacted] RESIDENCE.

I INITIALLY QUESTIONED EAGER AS TO HIS REPRESENTATION OF [redacted]. IT APPEARS THAT HE HAS TAKEN THE RESPONSIBILITY OF BEING COUNSEL FOR THE VICTIM'S AND ALL OF THE SUSPECTED DEFENDANTS IN THE INCIDENT AT [redacted] BENT CREEK DRIVE. EAGER ALSO HAS A PERSONAL INVOLVEMENT IN THE INCIDENT [redacted]. I TOLD MR. EAGER THAT I WAS ATTEMPTING TO USE MY DISCRETION AND PROVIDE AN ALTERNATIVE FOR [redacted] IN THIS INCIDENT. I TOLD EAGER OF MY PROPOSAL TO HAVE [redacted] SUBMITTED FOR APPROVAL FOR THE YOUTH AID PANEL. MR. EAGER REQUESTED A SHORT TIME TO SPEAK TO [redacted] MR. EAGER INDICATED INITIALLY THAT HE WANTED A FEW DAYS TO DISCUSS THIS PROPOSAL, BUT I EXPLAINED THAT THIS WAS A ONE TIME OFFER AND THAT I WOULD TAKE THE APPROPRIATE STEPS FOR THE CRIMINAL CHARGE IF THE PROPOSAL IS NOT AGREED UPON NOW.

MR. EAGER SPOKE TO THE [redacted] FAMILY FOR A SHORT PERIOD OF TIME AND THEN RETURNED. [redacted] AGREED TO TALK TO ME. MR. EAGER EXPLAINED THAT TO HIS KNOWLEDGE [redacted] HAD NOT SEEN ANYBODY DRINK FROM THE VODKA BOTTLE. IT WAS ALSO BROUGHT TO MY ATTENTION THAT [redacted] ACTUALLY DRANK AN ALCOHOLIC BEVERAGE AT [redacted] RESIDENCE BEFORE [redacted] LEFT FOR THE NIGHT WITH ANDREW DEIHM.

I THEN ASKED [redacted] ABOUT THIS AND [redacted] CONFIRMED THAT [redacted] DID NOT SEE ANYBODY DRINK FROM THE VODKA BOTTLE AS I HAD EARLIER THOUGHT AND PRESUMED THAT [redacted] WOULD BE ABLE TO ASSIST WITH THE PROSECUTION OF THE DEIHMS.

MONDAY, DECEMBER 29, 2003;

BASED ON THE FACTS OF THIS INVESTIGATION I WILL BE FILING CRIMINAL CHARGES AGAINST ANDREW R. DEIHM AND MAGGIE DEIHM FOR PURCHASE, CONSUMPTION, POSSESSION OR TRANSPORTATION OF LIQUOR OR MALT OR BREWED BEVERAGES (S) 6308 (A[redacted]

SUPPLEMENTAL REPORTS / ATTACHMENTS SUBMITTED

PERSONS INVOLVED PAGE _XX___ YES ____ NO __1__ # PAGES
VEHICLE INFORMATION PAGE ____ YES _XX___ NO ____ # PAGES
PROPERTY SUPPLEMENT____ YES _XX___ NO ____ # PAGES
M.O. DATA SHEET ____ YES _XX___ NO
ALARM ____ YES _XX___ NO
OTHER ATTACHMENTS: _XX___ YES ____ NO __1__ # PAGES
(ID SPECIFICS)_SIGN-OFF FORM ___ _____

OFFICER ASSIGNED FOLLOW-UP / INSTRUCTIONS:

CASE STATUS

____ OPEN-ACTIVE PATROL FOLLOW-UP
____ OPEN-ACTIVE CRIM. INV. FOLLOW-UP
____ OPEN-ACTIVE ADMIN. FOLLOW-UP
____ OPEN- INACTIVE
____ OPEN-SUSPENDED
____ CLOSED-UNFOUNDED
_X___ CLOSED BY ARREST OR REFERRAL OIC SAD
____ CLOSED BY EXCEPTIONAL CLEARANCE
____ CLOSED-NFA

CC: _____ DVA (Lt. Sing) _____ DETS _____ DTF __X____ Lt. Wagner

_____ OTHER (SPECIFY):

Entered By: SCOTT A DIERWECHTER, On 12/28/2003 21:08:20
Edited By: GLENDA E RILEY, On 01/14/2004 14:13:34

Title: 2003-MT-16645

EVENT NO.: 0312037411 REPORT NO. 2003 -MT -16645

NATURE: CRIMINAL TRESPASS CHANGED TO:

NARRATIVE: 2045 HRS SATURDAY DECEMBER 28, 2003-BUCHKOSKI-

I RESPONDED TO [redacted]ENT CREEK DRIVE TO ASSIST OFFICERS BLANTZ AND ONDA WITH AN INVESTIGATION INTO NUMEROUS TOWNSHIP YOUTHS BEING FOUND INSIDE THIS HOME. NONE OF THE HOMEOWNERS WERE HOME WHEN THEY WERE FOUND HIDING INSIDE THE BASEMENT. A BOTTLE OF "BANKER'S CLUB" VODKA WAS FOUND PARTIALLY CONSUMED NEAR WHERE THE YOUTHS WERE FOUND HIDING.

I STOOD BY WITH BLANTZ AND ONDA WHILE BOTH SPOKE WITH THE HOMEOWNERS AND [redacted], IN REGARDS TO [redacted] POSSIBLY GIVING PERMISSION FOR THE YOUTHS TO BE THERE.

BLANTZ STATED THAT SEVERAL OF THE KIDS FOUND INSIDE THE HOME STATED THAT [redacted] HAD GIVEN THEM PERMISSION TO "HANG OUT" AT [redacted] HOUSE WHILE [redacted] AND [redacted] PARENTS WERE AWAY. BLANTZ BEGAN TO CALL THE PARENTS OF SEVERAL OF THE YOUTHS WHILE I ASSISTED BY INTERVIEWING TWO OF THE YOUTHS WHO WERE 18 YEARS OLD AND COULD BE QUESTIONED WITHOUT A PARENT PRESENT.

I WENT INTO THE BASEMENT WHERE OFFICER SCOTT NEFF WAS WAITING WITH ALL OF THE KIDS. I ASKED ONE, ANDREW DEIHM, TO SPEAK WITH ME ON THE OTHER SIDE OF THE LARGE UNFINISHED BASEMENT. I READ HIM HIS MIRANDA WARNINGS AND HE AGREED TO SPEAK TO ME AND ANSWER QUESTIONS.

I ASKED DEIHM HOW HE CAME TO BE THERE. HE STATED THAT HE AND [redacted] AND [redacted] WERE AT WENDY'S EARLIER. AT THAT TIME THEY DISCUSSED THE FACT THAT [redacted] AND HIS PARENTS WERE GOING TO THE MCCASKEY [redacted] GAME. DEIHM ASKED [redacted] IF THEY COULD "HANG OUT" AT [redacted] PLACE WHILE THEY WERE AWAY. DEIHM STATED THAT [redacted] SAID THAT [redacted] WOULD LEAVE ONE OF THE DOORS OPEN FOR THEM AND ALSO GAVE HIM [redacted] GARAGE OPENER KEYPAD CODE. WHEN I ASKED DEIHM WHICH DOOR THAT THEY CAME IN, HE REFUSED TO ANSWER. I ASKED IF HE HAD BEEN DRINKING AND HE SAID HE WAS NOT. I EXPLAINED TO HIM THAT I COULD SMELL A MODERATE ODOR OF ALCOHOLIC BEVERAGE ON HIS BREATH DESPITE BEING TWO FOOT AWAY AND DESPITE THE FACT THAT DEIHM WAS CHEWING GUM. HE AGAIN DENIED HAVING DRANK ANY ALCOHOLIC DRINKS.

I ASKED DEIHM WHERE THE VODKA CAME FROM. HE SAID HE DID NOT WANT TO ANSWER THAT QUESTION. I ASKED WHO BROUGHT IT. HE AGAIN REFUSED TO ANSWER THE QUESTION. WHEN I ASKED HIM AGAIN WHO WAS PRESENT WITH HE AND [redacted] WHEN THE CONVERSATION TOOK PLACE ABOUT THEM "HANGING OUT" THERE, HE REFUSED TO ANSWER. I CONCLUDED MY INTERVIEW BY INFORMING DEIHM THAT HE

WOULD BE CHARGED WITH UNDERAGE DRINKING BASED ON THE FACT THAT ALCOHOLIC DRINKS WERE FOUND IN CLOSE PROXIMITY TO HIM AND THAT HE HAD AN ODOR ON HIS BREATH.

NEXT, I INTERVIEWED DEIHM'S TWIN SISTER, MAGGIE. I READ HER MIRANDA AND SHE ALSO AGREED TO ANSWER QUESTIONS. I ASKED HER WHO GAVE THEM PERMISSION TO BE AT THE SCOVILLE HOME. SHE SAID THAT [redacted] DID. I ASKED IF SHE KNEW THIS FIRST HAND AND SHE SAID THAT HER BROTHER TOLD HER THAT IS WHAT HAPPENED. MAGGIE WAS ALSO CHEWING GUM AND I COULD ALSO DETECT A MODERATE ODOR ON HER BREATH AS WELL. I ASKED IF SHE HAD BEEN DRINKING AND SHE DENIED IT. I ADVISED HER I COULD SMELL IT AND, IF NEED BE, WE COULD BRING A DEVICE TO THE PREMISES THAT WOULD TELL US DEFINITIVELY IF SHE WAS DRINKING. SHE SAID, "FINE." I ADVISED HER SHE WOULD BE CHARGED AS WELL.

I CONCLUDED MY INTERVIEW SINCE I WAS GETTING NO COOPERATION FROM HER AS WELL AND WENT UPSTAIRS TO ASSIST OFFICER BLANTZ WITH THE PARENTS OF THE CHILDREN.

WHILE UPSTAIRS, I WAS APPROACHED BY A MALE WHO IDENTIFIED HIMSELF AS GEORGE EAGER . HE INFORMED ME HE WAS AN ATTORNEY AND HE WANTED TO KNOW WHY WE TOLD THE SCOVILLE'S THAT [redacted] COULD BE CHARGED WITH "FURNISHING" IF HE GAVE THE KIDS PERMISSION TO BE IN THE HOME. AT THAT POINT, WE HAD A DISCUSSION ABOUT WHAT CONSTITUTES "FURNISHING ALCOHOL TO MINORS" AND I ADVISED EAGER WE WERE ACTIVELY TRYING TO SORT THE SITUATION OUT. [redacted]

I STOOD BY WHILE OFFICER BLANTZ MET WITH SEVERAL OF THE KIDS AND THEIR PARENTS. HE RELEASED THE KIDS WHOSE PARENTS HAD COME FOR THEM. BOTH DEIHMS LEFT WITH ONE OF THE SETS OF PARENTS. I LEFT WITHOUT ANY FURTHER CONTACT WITH ANY OF THE PARENTS OR KIDS.

SUPPLEMENTAL REPORTS / ATTACHMENTS SUBMITTED

PERSONS INVOLVED PAGE ____ YES _X__ NO ____ # PAGES
VEHICLE INFORMATION PAGE ____ YES _X__ NO ____ # PAGES
PROPERTY SUPPLEMENT____ YES _X__ NO ____ # PAGES
M.O. DATA SHEET ____ YES _X__ NO
ALARM ____ YES _X__ NO
OTHER ATTACHMENTS: ____ YES _X__ NO ____ # PAGES
(ID SPECIFICS)_____

OFFICER ASSIGNED FOLLOW-UP / INSTRUCTIONS:

CASE STATUS

____ OPEN-ACTIVE PATROL FOLLOW-UP
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____ CLOSED-UNFOUNDED
_X__ CLOSED BY ARREST OR REFERRAL OIC SAD
____ CLOSED BY EXCEPTIONAL CLEARANCE
____ CLOSED-NFA

CC: _____ DVA (Lt. Sing) _____ DETS _____ DTF __X____ Lt. Wagner

_____ OTHER (SPECIFY):

Entered By: SCOTT A DIERWECHTER, On 12/29/2003 03:25:15
Edited By: GLENDA E RILEY, On 01/14/2004 14:13:34

Title: 2003-MT-16645

EVENT NO.: 0312037411 REPORT NO. 2003-MT-16645

NATURE: CRIMINAL TRESPASS CHANGED TO:

NARRATIVE:
2225 HRS, SUNDAY, DECEMBER 28, 2003, OFF NEFF

I RESPONDED TO [redacted] BENT CREEK DRIVE ON SATURDAY, DECEMBER 27, 2003, AT APPROXIMATELY 2030 HRS, AFTER HEARING OFFICERS BLANTZ AND ONDA OBSERVING SOMEONE IN A HOUSE WHERE THEY RECEIVED A LOUD PARTY COMPLAINT. THE OCCUPANTS IN THE HOUSE WERE REFUSING TO ANSWER THE DOOR.

UPON ARRIVAL, I MET THE HOMEOWNER TO THE REAR OF THE HOUSE AND I INQUIRED TO THE LOCATION OF THE OTHER OFFICERS. HE INFORMED ME THEY WERE IN THE BASEMENT AND ASKED IF I WOULD LIKE TO GO INSIDE AND JOIN THEM.

I MET OFFICER BLANTZ AND ONDA IN THE BASEMENT OF THE HOME. THEY HAD EIGHT JUVENILES IN THE BASEMENT WHO WERE APPARENTLY PARTYING INSIDE THE HOME. OFFICER BLANTZ ASKED ME IF I WOULD MIND STAYING WITH THE JUVENILES IN THE BASEMENT WHILE HE WENT UPSTAIRS TO FIGURE OUT EXACTLY WAS GOING ON.

WHILE WATCHING THE KIDS, I THOUGHT I SAW MOVEMENT IN THE ONE CORNER OF THE BASEMENT. I CONTINUED TO WATCH THE CORNER AND AGAIN SAW WHAT APPEARED TO BE A HEAD POP UP AND DROP BACK DOWN. I WALKED OVER TO THE CORNER AND FOUND [redacted] HIDING BETWEEN SOME SHELVES AND THE WALL. I ASKED FOR [redacted] PERSONAL INFORMATION AND THEN SENT [redacted] OVER TO SIT WITH THE OTHER KIDS. I ASKED [redacted] HOW [redacted] PLANNED ON GETTING OUT OF THE HOUSE AND [redacted] REPLIED THAT [redacted] WAS GOING TO SLEEP THERE. [redacted] WAS HOPING WE WOULD JUST LEAVE.

THE KIDS SPOKE VERY LITTLE AS I WATCHED THEM AND I ESCORTED A FEW OF THEM TO THE BATHROOM WHEN NECESSARY. ANDREW DIEHM, WHO LATER REFUSED TO ADMIT TO DRINKING ANY ALCOHOL, USED THE RESTROOM THREE TIMES DURING THE NINETY MINUTES OR SO I WAS WATCHING THEM.

I LEFT THE RESIDENCE AFTER THE PARENTS ARRIVED AND MY ASSISTANCE WAS NO LONGER NEEDED.

SUPPLEMENTAL REPORTS / ATTACHMENTS SUBMITTED

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|---|---|---|---|
| PERSONS INVOLVED PAGE | ____ YES | __X__ NO | ____ # PAGES |
| VEHICLE INFORMATION PAGE | ____ YES | __X__ NO | ____ # PAGES |
| PROPERTY SUPPLEMENT | ____ YES | __X__ NO | ____ # PAGES |
| M.O. DATA SHEET | ____ YES | __X__ NO | |
| ALARM | ____ YES | __X__ NO | |

OTHER ATTACHMENTS: ____ YES __X__ NO ____ # PAGES
(ID SPECIFICS)_____

OFFICER ASSIGNED FOLLOW-UP / INSTRUCTIONS:

CASE STATUS

____ OPEN-ACTIVE PATROL FOLLOW-UP
____ OPEN-ACTIVE CRIM. INV. FOLLOW-UP
____ OPEN-ACTIVE ADMIN. FOLLOW-UP
____ OPEN- INACTIVE
____ OPEN-SUSPENDED
____ CLOSED-UNFOUNDED
_X___ CLOSED BY ARREST OR REFERRAL OIC SAD
____ CLOSED BY EXCEPTIONAL CLEARANCE
____ CLOSED-NFA

CC: _____ DVA (Lt. Sing) _____ DETS _____ DTF __X____ Lt. Wagner

_____ OTHER (SPECIFY):

Entered By: GLENDA E RILEY, On 01/21/2004 10:44:27
Edited By: GLENDA E RILEY, On 01/21/2004 10:44:28

Title: 2003-MT-16645

NATURE: CRIMINAL TRESPASS CHANGED TO:

REFERENCE: CRIMINAL TRESPASS AT [redacted] BENT CREEK DRIVE, THE JOHN BRADLEY AND JOANNE M. SCOVILL RESIDENCE. THE SCOVILL'S DECLINED TO HAVE ANY CRIMINAL ACTION TAKEN AGAINST THE INDIVIDUALS, BUT IT WAS LEARNED THAT ANDREW R. DEIHM AND MAGGIE ANNE DEIHM ALONG WITH [redacted] DID CONSUME AN ALCOHOLIC BEVERAGE (VODKA: BANKERS CLUB VODKA 40 %, 80 PROOF)

NOTE: VODKA BOTTLE AND TWO PHOTOS OF BOTTLE WERE PLACED INTO EVIDENCE UNDER #E19345.

NARRATIVE: MONDAY, DECEMBER 29, 2003 OFF BLANTZ

THE FILE FOLDER FOR [redacted] HAD BEEN RETURNED TO THE DESK OF SGT. BALDWIN FOR OIC DIERWECHTER TO RETURN TO ME TO PROCEED WITH THE CRIMINAL PROSECUTION OF THE 6308 VIOLATION AGAINS[redacted] WITH A NOTE THAT I WOULD BE UNABLE TO [redacted]

I WAS OFF UNTIL WEDNESDAY, DECEMBER 31, 2003. WHEN I RETURNED I SPOKE TO OIC DIERWECHTER AND WAS TOLD THAT I SHOULD SPEAK TO LT. WAGNER TO VERIFY THE REASON THAT [redacted] HAD BEEN REFUSED [redacted]. IT WAS ORIGINALLY THOUGHT THAT THERE WOULD BE NO PROBLEM WITH HIM BEING PLACED [redacted]

1725 HRS, MONDAY, JANUARY 05, 2003

[redacted]

I THEN REVIEWED THE INFORMATION OF THIS CASE AND BASED ON THE FACTS WITH THE NINE INDIVIDUALS AT THE SCOVILL RESIDENCE AND ALCOHOL BEING IN CLOSE PROXIMITY I WOULD NEED TO ATTEMPT TO TALK TO THE FIVE OTHER JUVENILES TO SEE WHETHER OR NOT THEY WOULD FIRST SPEAK TO ME AND SECOND IF I COULD DETERMINE THE INDIVIDUAL THAT BROUGHT OR SUPPLIED THE ALCOHOL. I WOULD TAKE ACTION AGAINST THAT INDIVIDUAL AND NOT THE ENTIRE GROUP. THE GROUP WOULD BE CHARGED FOR 6308 AS FAR AS CONSTRUCTIVE POSSESSION OF THE BOTTLE. I AM NOT SURE OF THE RESPONSE I WILL GET, BUT I FEEL THAT IT IS NECESSARY TO DETERMINE WHAT INVOLVEMENT EACH PLAYED IN THIS INCIDENT.

2020 HRS - 2050 HRS,

I SPOKE TO JACQUELINE FOGARTY BY PHONE AT [redacted]

[redacted]. I EXPLAINED THE REASON FOR MY CALL AND THAT THE ISSUE OF HOW THE VODKA BOTTLE CAME TO BE IN CLOSE PROXIMITY TO ALL NINE OF THE TEENAGERS AT THE SCOVILL RESIDENCE. I RELATED THAT I WOULD NOT MAKE ANY PROMISES OR THREATS TO OBTAIN THE INFORMATION, BUT I WOULD LIKE TO KNOW OR DETERMINE HOW THE VODKA CAME TO BE IN THE BASEMENT AREA AND WHO BROUGHT THE ITEM TO THE SCOVILL RESIDENCE.

JACQUELINE RELATED THAT SHE AND HER HUSBAND HAD SPOKEN TO [redacted] SINCE THE INCIDENT AND [redacted] CONTINUES TO TELL THEM THAT [redacted] AND MAGGIE DEIHM AND [redacted] HAD ONLY ARRIVED A SHORT TIME BEFORE THE DOORBELL TO THE SCOVILL RESIDENCE HAD SOUNDED. [redacted] ALSO TOLD JACQUELINE THAT SHE HAD NOT BEEN DRINKING AND THAT [redacted] DID NOT KNOW THE BOTTLE WAS PRESENT UNTIL AFTER THE POLICE HAD REMOVED THE BOTTLE FROM THE REAR WALL.

I THANKED JACQUELINE FOR HER COOPERATION AND RELATED THAT I WOULD BE CONTACTING HER IF THERE WERE TO BE ANY CHARGES FILED [redacted]

2059 HRS, I SPOKE TO TODD LEWIS BY PHONE AT [redacted]. I EXPLAINED THE SAME INFORMATION THAT I HAD TO MRS. FOGARTY AND THAT I WAS HOPING TO IDENTIFY THE INDIVIDUAL(S) THAT BROUGHT THE VODKA TO THE SCOVILL RESIDENCE. TODD RELATED THAT HE WOULD TALK TO [redacted] AND GET BACK TO US WHEN THAT IS DONE.

2102 HRS, I SPOKE TO JUANITA PEREZ BY PHONE AT [redacted]. I ATTEMPTED TO EXPLAIN TO HER THAT [redacted], BUT SHE IMMEDIATELY GAVE ME THE CELL NUMBER OF [redacted], SAMUEL SILVA. SAMUEL'S NUMBER WAS [redacted] PEREZ RELATED THAT I SHOULD SPEAK TO SAMUEL ABOUT [redacted].

2103 HRS, I CALLED THE NUMBER GIVEN TO ME BY PEREZ AND THE PHONE WAS ANSWERED BY SAMUEL AND THEN HUNG UP. IT APPEARED THAT I HAD ENTERED THE VOICE MAIL PORTION OF SAMUEL'S CELL PHONE. I MADE NO FURTHER CALLS TO THE [redacted] FAMILY.

2105 HRS, I SPOKE TO MARK GIMBER BY PHONE AT [redacted]. I EXPLAINED THE SAME ISSUES TO MARK AS I HAD TO FOGARTY AND LEWIS. I ALSO REITERATED THAT [redacted] WAS NOT UNDER ARREST AND THAT [redacted] DID NOT HAVE TO SAY ANYTHING TO ME IF [redacted] DID NOT WISH TO TALK TO ME. I EXPLAINED THAT I WAS ATTEMPTING TO RESOLVE THIS ISSUE, BUT I WAS NOT HAVING MUCH ASSISTANCE WITH THE OTHER PARENTS OR THEIR RESPECTIVE CHILDREN. MARK STATED THAT HE DID NOT KNOW MUCH ABOUT THIS INCIDENT AND UNTIL HE SPOKE TO THE FAMILY ATTORNEY HE DECLINED TO SAY ANYTHING FURTHER. I DID NOT ASK MR. GIMBER ANY FURTHER QUESTIONS.

2115 HRS, I SPOKE TO ANTHONY KURTZ BY PHONE AT [redacted]. ANTHONY AGREED TO COOPERATE AND TOLD ME THAT HE AND HIS WIFE HAD SPOKEN TO [redacted] AND [redacted] TOLD THEM THAT [redacted] WAS NOT DRINKING AND DID NOT KNOW HOW THE VODKA CAME TO BE IN THE BASEMENT OF THE SCOVILL RESIDENCE.

I THEN EXPLAINED TO ANTHONY THAT UNLESS I RECEIVED ANY FURTHER INFORMATION ABOUT HOW THE BOTTLE CAME TO BE IN THE SCOVILL BASEMENT I WOULD BE FILING ADDITIONAL CHARGES OF UNDERAGE DRINKING AGAINST THE

ENTIRE GROUP.

2125 HRS, I SPOKE TO GEORGE EAGER BY PHONE AT [redacted]. EAGER WAS ADVISED THAT [redacted] THIS WOULD MEAN THAT CRIMINAL CHARGES WOULD BE COMING AGAINST [redacted] I ALSO EXPLAINED THAT I ALSO FELT THAT UNLESS I RECEIVED COOPERATION FROM THE OTHER INDIVIDUALS AT THE SCOVILL RESIDENCE I WOULD ALSO BE FILING CHARGES AGAINST ALL OF THE REMAINING JUVENILES AS TO THEIR CONSTRUCTIVE POSSESSION OF THE VODKA BOTTLE. I INDICATED AS WITH THE OTHER PARENTS THAT I WAS NOT FORCING THEM OR TRYING TO SCARE ANY OF THEIR CHILDREN INTO GIVING ME FALSE INFORMATION, BUT ONLY WANTED TO FIND THE TRUTH OUT ABOUT HOW THE ALCOHOL CAME TO BE NEAR ALL OF THE INDIVIDUALS.

EAGER BECAME ON THE OFFENSIVE AND STARTED TO STATE THAT HE FELT THIS WAS VERY UNPROFESSIONAL OF ME TO FILE CHARGES AGAINST ALL OF THE KIDS AT THE SCOVILL RESIDENCE. HE EVEN WENT AS FAR AS SAYING, "DO YOU ACTUALLY THINK JUDGE MILLER WILL FIND ANY OF THESE KIDS GUILTY OF 6308 FOR CONSTRUCTIVE POSSESSION".

I TRIED TO EXPLAIN TO EAGER THAT JUDGE MILLER WOULD NEED TO MAKE HIS OWN DECISION ABOUT THE CASES IF I WOULD FILE THE CHARGES. EAGER THEN WENT ON TO EXPLAIN THAT HOW DID I KNOW THAT IT WAS NOT [redacted] BENT CREEK DRIVE) THAT SUPPLIED THE BOTTLE OR HAD IT HIDDEN IN THE BASEMENT.

I THEN TOLD MR. EAGER THAT I DID NOT WISH TO ARGUE WITH HIM ON THE PHONE AND THAT IF HE DID NOT WISH TO SPEAK TO ME OR [redacted] HAD NOTHING FURTHER TO TELL ME THIS WOULD BE THE END OF THIS CONVERSATION. MR. EAGER WENT ON TO TELL ME THAT IF I WERE TO BRING THESE CHARGES AGAINST [redacted] THE OTHER KIDS THAT HE WOULD FIGHT THEM TO THE END AND ALSO THAT HE WOULD FILE EVERY CIVIL SUIT AGAINST THE DEPARTMENT AND MYSELF FOR THE MANNER IN WHICH I HANDLED THIS INCIDENT.

I ENDED THE PHONE CALL BY TELLING MR. EAGER THAT IF HE [redacted] HAD ANYTHING FURTHER TO TELL ME THAT [redacted] COULD CONTACT ME AT THE NUMBER I HAD PROVIDED ON MY BUSINESS CARD. WHEN THE INVESTIGATION WAS COMPLETE I WOULD CONTACT HIM TO EXPLAIN WHAT CHARGES IF ANY WERE BEING FILED [redacted]

2145 HRS, I RECEIVED A PHONE MESSAGE TO CONTACT [redacted]

2155 HRS, I SPOKE TO [redacted] BY PHONE AND [redacted] RELATED THAT [redacted] WOULD LIKE TO TALK TO ME ABOUT THE INCIDENT AT BENT CREEK. I ASKED IF THIS WOULD BE A GOOD TIME TO TALK OR BECAUSE OF THE HOUR IF THEY WOULD LIKE ME TO MEET WITH THEM ON TUESDAY AFTER 1800 HRS. [redacted] RELATED THAT [redacted] SPOKE TO [redacted] PARENTS AND THEY AGREE THEY WOULD LIKE TO HANDLE THIS MATTER TONIGHT.

2210 HRS. - 2318 HRS. I SPOKE TO [redacted] ALONG WITH HER PARENTS AT THEIR RESIDENCE [redacted] AND HER PARENTS RELATED THAT ON THE NIGHT OF THE INCIDENT THEY WERE MORE THAN WILLING TO COOPERATE WITH THE POLICE, BUT THEY FOLLOWED THE REST OF THE PARENTS AND JUVENILES OUT OF THE SCOVILL RESIDENCE.

I EXPLAINED TO THE LEWIS'S THAT [redacted] WAS NOT UNDER ARREST AND THAT IF [redacted] DID NOT WISH TO TALK TO ME THAT WAS FINE. I WAS ATTEMPTING TO RESOLVE THE ISSUE OF HOW THE VODKA CAME TO BE AT THE SCOVILL RESIDENCE AND WHO AMONG THE GROUP OF NINE ACTUALLY KNEW ABOUT THE VODKA.

[redacted] WITHOUT HESITATION STATED THAT [redacted] DID NOT DRINK ANY OF THE VODKA AND DID NOT EVEN KNOW THE VODKA WAS IN THE BASEMENT UNTIL THE POLICE OFFICER PULLED THE BOTTLE FROM THE FRAMED WALL. I THEN LEARNED FROM [redacted] THAT [redacted] HAD RECEIVED A CALL FROM MAGGIE DEIHM ABOUT GOING TO [redacted] HOUSE. [redacted] MAGGIE AND [redacted] WENT TO BENT CREEK DRIVE BY [redacted] BEING THE DRIVER. THEY WERE NOT CERTAIN OF WHERE [redacted] LIVED, BUT THEY SAW ANDREW'S CAR PARKED ON THE SIDE STREET, SO THEY PARKED BEHIND HIS CAR. THE THREE OF THEM ENTERED THE SCOVILL RESIDENCE BY WAY OF THE BACK DOOR. [redacted] STATED THAT WHEN IT WAS ASKED WHERE [redacted] WAS THEY WERE TOLD THAT [redacted] WAS AT THE [redacted] GAME, BUT [redacted] HAD GIVEN THEM PERMISSION TO BE AT THE HOUSE. ONLY A SHORT TIME WENT BY BEFORE [redacted] STATED THAT THE GROUP HEARD A KNOCK AT THE FRONT DOOR. ANDREW HAD GONE TO THE FRONT DOOR AND YELLED BACK TO THE GROUP THAT IT WAS THE POLICE. THE NEXT THING [redacted] REMEMBERS WAS THAT THE GUYS AT THE HOUSE WERE TELLING THE GIRLS TO GO DOWNSTAIRS, WHICH IS WHERE THE GROUP REMAINED UNTIL THE POLICE CAME DOWN THE STEPS AND ORDERED THE GROUP DOWN TO THE FLOOR.

[redacted] STATED THAT [redacted] DID NOT SEE ANYONE DRINK ANY TYPE OF ALCOHOL WHILE THEY WERE AT THE HOUSE AND AS [redacted] STATED EARLIER [redacted] DID NOT SEE THE BOTTLE OF VODKA UNTIL THE POLICE REMOVED IT FROM THE FRAMED WALL.

I THEN EXPLAINED TO THE LEWIS'S THAT NO ONE APPEARS TO KNOW HOW THE VODKA CAME TO BE INSIDE THE SCOVILL RESIDENCE. THE SCOVILL'S HAVE TOLD ME THAT THE BOTTLE OF VODKA DID NOT BELONG TO THEM OR [redacted]

I TOLD [redacted] THAT BECAUSE NO ONE ADMITTED TO BRINGING THE VODKA AND THE NEW ISSUE THAT SOME OF THE JUVENILES HAD ONLY ARRIVED AT THE SCOVILL RESIDENCE I WOULD LIKE TO PRESENT THIS INFORMATION TO THE ASSISTANT DISTRICT ATTORNEY TO GET THEIR OPINION.

1455 HRS, TUESDAY, JANUARY 06, 2004

I SPOKE TO ASSISTANT DISTRICT ATTORNEY (ADA) KELLY SEKULA. I EXPLAINED THE CIRCUMSTANCES INVOLVED IN THIS INCIDENT AND THE FACT THAT THERE HAD BEEN NO ADMISSION BY ANYONE OF DRINKING THE ALCOHOLIC BEVERAGE, BUT TWO OF THE 18 YEAR OLD ADULTS HAD A MODERATE ODOR OF AN ALCOHOLIC BEVERAGE ON THEIR RESPECTIVE BREATHS. THERE ALSO WERE NO OTHER SIGNS OF ALCOHOLIC BEVERAGES AT THE RESIDENCE. WE DISCUSSED THE CONSTRUCTIVE POSSESSION OF THE ALCOHOLIC BEVERAGE AND IT WAS AGREED THAT WITHOUT ANY OTHER SIGNS, ODOR ON BREATH, CANS, CUPS OR OTHER INDICATIONS OF AN UNDERAGE PARTY IT WOULD BE STRETCHING TO SHOW THAT EACH OF THE MINORS POSSESSED THE ONE BOTTLE OF VODKA.

1810 HRS, I RECEIVED A CALL FROM SAMUEL SILVA STATING THAT HE WAS RETURNING MY CALL FROM LAST EVENING. I THEN TOLD SAMUEL THAT [redacted] I THEN ADVISED SAMUEL THAT I HAD

SPOKEN TO AN INDIVIDUAL FROM THE DISTRICT ATTORNEYS OFFICE AND THEY AGREED THAT NO FURTHER CHARGES SHOULD BE FILED AGAINST ANY OF THE JUVENILES INVOLVED IN THIS INCIDENT.

1820 HRS, I HAD BEEN TALKING WITH ATTORNEY HOWARD KNEISLEY IN REFERENCE TO ANOTHER CASE HE WAS REPRESENTING AND HE STATED THAT HE WAS NOT FORMALLY HIRED AS LEGAL COUNSEL, BUT WAS ACTING AS A CONCERNED FRIEND FOR THE GIMBER FAMILY. KNEISLEY RELATED HE HAD RECEIVED A CALL FROM MARK GIMBER ABOUT THIS INCIDENT. I TOLD ATTORNEY KNEISLEY THAT I HAD BEEN PLANNING TO CONTACT ALL OF THE JUVENILES TO LET THEM KNOW THAT THERE WOULD BE NO FURTHER ACTION TAKEN IN THIS INCIDENT. ATTORNEY KNEISLEY STATED THAT HE COULD CONTACT MARK AND TELL HIM OF THE OUTCOME.

1915 HRS. - 1930 HRS. I WENT TO THE LEWIS RESIDENCE AT [redacted] HASKELL DRIVE AND SPOKE TO [redacted] AND EXPLAINED TO [redacted] AND [redacted] PARENTS THAT I WOULD NOT BE FILING A CHARGE AGAINST [redacted] FOR 6308 VIOLATION.

1940 HRS. 2015 HRS, I SPOKE TO [redacted] ALONG WITH HER PARENTS AT THEIR RESIDENCE AT [redacted] MILLER ROAD. I EXPLAINED THAT I HAD CONTACTED THE DISTRICT ATTORNEYS OFFICE AS I HAD TOLD THEM LAST EVENING AND IT WAS CONCLUDED THAT NO CHARGES WOULD BE FILED AGAINST [redacted]

2035 HRS, I LEFT A MESSAGE ON THE ANSWERING MACHINE OF ANTHONY KURTZ STATING THAT MY INVESTIGATION INTO THE INCIDENT ON BENT CREEK DRIVE HAS BEEN FINISHED AND THERE WOULD BE NO CHARGES FILED AGAINST [redacted] I TOLD ANTHONY THAT IF HE ANY QUESTIONS ABOUT THIS PHONE CALL TO PLEASE CONTACT ME.

2045 HRS, I SPOKE TO GEORGE EAGER SR. BY PHONE AND ADVISED HIM THAT THE INVESTIGATION HAD BEEN COMPLETED AND THAT THERE WOULD BE NO CHARGES BEING FILED AGAINST [redacted]

2200 HRS, I WAS ADVISED BY SGT. RUDZINKSI THAT HE HAD SPOKEN TO LT. WAGNER AND IT WAS DETERMINED THAT THE ACTION THAT SHOULD BE TAKEN IN THIS INVESTIGATION IS FOR THE TWO CHARGES THAT WERE ALREADY FILED AGAINST MAGGIE DEIHM AND ANDREW DEIHM ALONG WITH THE ADDITIONAL CHARGE THAT SHOULD BE FILED AGAINST [redacted] LT. WAGNER FELT THAT I MISUNDERSTOOD HIM EARLIER IN THE DAY WHEN HE THOUGHT THAT I WOULD BE GOING BACK TO THE ORIGINAL DECISION TO PROSECUTE [redacted] ALONG WITH THE DEIHM TWINS.

2214 HRS, I RETURNED A PHONE CALL BACK TO ANTHONY KURTZ, WHO JUST WANTED TO MAKE SURE THAT HE UNDERSTOOD MY MESSAGE THAT NO CHARGES WOULD BE FILED AGAINST [redacted]

WEDNESDAY, JANUARY 07, 2004

[redacted] CHARGES HAVE ALREADY BEEN PREVIOUSLY FILED AGAINST THE DEIHM TWINS.

SUPPLEMENTAL REPORTS / ATTACHMENTS SUBMITTED

PERSONS INVOLVED PAGE ____ YES _XX___ NO ____ # PAGES

VEHICLE INFORMATION PAGE ____ YES _XX___ NO ____ # PAGES
PROPERTY SUPPLEMENT____ YES _XX___ NO ____ # PAGES
M.O. DATA SHEET ____ YES _XX___ NO
ALARM ____ YES _XX___ NO
OTHER ATTACHMENTS: ____ YES _XX __ NO __ # PAGES
(ID SPECIFICS)_____

OFFICER ASSIGNED FOLLOW-UP / INSTRUCTIONS:

CASE STATUS

____ OPEN-ACTIVE PATROL FOLLOW-UP
____ OPEN-ACTIVE CRIM. INV. FOLLOW-UP
____ OPEN-ACTIVE ADMIN. FOLLOW-UP
____ OPEN- INACTIVE
____ OPEN-SUSPENDED
____ CLOSED-UNFOUNDED
__X__ CLOSED BY ARREST OR REFERRAL
____ CLOSED BY EXCEPTIONAL CLEARANCE
____ CLOSED-NFA

CC: _____ DVA (Lt. Sing) _____ DETS _____ DTF _____ Lt. Wagner

_____ OTHER (SPECIFY):