

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
VOLUNTARY STATEMENT

DR/EVENT 930118-1767

TYPE CRIME SEXUAL ASSAULT

DATE OCCURRED: _____

TIME OCCURRED: _____

LOCATION OF OCCURRENCE: _____

NAME OF PERSON GIVING STATEMENT: TAMI ZOLD

RESIDENCE ADDRESS: 4264 SILVER DOLLAR #8 PHONE: 227-0496
LAS VEGAS, NV 89102

BUSINESS ADDRESS: N/A PHONE: N/A

DATE OF BIRTH: 11/11/76 BEST TIME TO CONTACT: N/A

BEST PLACE TO CONTACT: N/A

DETAILS: The following is the transcription of a voluntary statement tape recorded at the LVMPD Sexual Assault Detail located at 415 S. 6th Street #102 on 1/22/93 at 1210 hours. Persons present during this interview are TAMI ZOLD, OFFICER REBECCA SCHELL, Clark County School Police, and DET. K. PETRONEK, P#1948, LVMPD Sexual Assault Detail.

Q. Tami, we've been talking for awhile about an incident that occurred last week. Are you familiar with what I'm referring to?

A. Uhm-hum.

Q. And do you recall what night this happened?

A. Monday night.

Q. Okay. Do you recall the date by any chance?

A. No.

Q. Okay. Where were you at on Monday evening-- earlier in the evening?

A. At home.

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- Q. And who were you with at your house?
- A. Tara and Angie and my mom.
- Q. What's Tara's last name?
- A. It's like somethin' really long.
- Q. Okay. And do you know where she lives? Do you know her address?
- A. I don't know her address, but I know where she lives.
- Q. Okay. Do you know her phone number?
- A. Uh-huh.
- Q. What is that?
- A. It's 227-6...227-6079.
- Q. I'm sorry, 227?
- A. 6079.
- Q. Okay. Does she attend Clark?
- A. Uh-huh.
- Q. What grade is she in?
- A. She's in 10th.
- Q. Okay. Uh, you told me earlier that you had all been at your apartment on Silver Dollar, but that you, Tamara and Angie left, is that correct?
- A. Uh-huh.
- Q. And where did you go?
- A. We went to walk Tara home.
- Q. Or Tara, I'm sorry. What time did you leave?

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A. At about 8:30.

Q. And did you go directly from there to Tara's apartment complex?

A. Uh-huh.

Q. How long were you gone?

A. Uh--

Q. How long did it take you to get from there to Tara's?

A. About 20 minutes.

8:50

Q. Okay. And did you spend any time there when you arrived?

A. Maybe like 10 minutes.

9:00

Q. Okay. What time do you think you left the apartment complex to head back home?

A. Probably around nine.

Q. Okay. And who were you walking with at that time?

A. Angie.

Q. Okay. And you said you cut through the Clark County school campus, is that correct?

A. Uh-huh.

Q. And you got up to the area that's near 7-Eleven at Arville and--

A. Pennwood.

Q. Pennwood, correct?

A. Uhm-hum.

Q. As you were walking through-- through-- or walking back, did

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you notice any cars or any people or any vehicles or anything?

A. No. *black guy in car asking questions?*

Q. Okay. You said that you had seen a car parked in the lot.

A. Right.

Q. Was that near where you seen this person walking?

A. No, it was in the back of the parking lot.

Q. Okay. Did you see anybody in that car?

A. Couldn't see in 'cause the windows were foggy.

Q. Do you recall what color the car was?

A. It was like a bluish-gray.

Q. Do you recall what make it was?

A. Uhm, it looked like a-- oh, what are those called? Uhm, I forgot. But there's one outside-- right outside this building. And I looked at the name of it and it was like a Misa-- Nissan.

Q. Okay. Did you-- did you recognize that car as being-- belonging to anybody you knew?

A. Uh-uh.

Q. Okay. As you continued walking towards your house, did you see anybody walking?

A. No, just him.

Q. Okay. When you say him, where was he coming from?

A. He was coming from like I don't know where, but from 7-Eleven towards us.

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- Q. Okay. Did it look like he had come from the 7-Eleven store or--
- A. No. It looked like he was comin' from out of nowhere. I don't know where he was coming from.
- Q. Okay. When you first seen him, was he already on school property?
- A. Yeah.
- Q. Or was he still over at 7-Eleven?
- A. He was on school property.
- Q. How far away from him were you when you first seen him?
- A. Like, uhm-- I don't know. Like far kinda.
- Q. Okay. And did he do anything unusual or anything that made you feel uneasy?
- A. Uh-uh.
- Q. Okay. Where was he walking towards?
- A. He was walking towards us.
- Q. Okay. Did he say anything to you?
- A. Uhm-uhm. Not until he grabbed us.
- Q. Okay. Prior to that, there was no-- he didn't say anything to you?
- A. Uhm-uhm.
- Q. Did-- when you seen him walking towards you, was there anything unusual about him that you observed?
- A. Just that he was walking fast. But he was wearin' joggin'

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pants and stuff, so I thought he was just walking.

Q. Okay. When-- did Angie make any comment to you about him?

A. Yeah. She was like, "He looks scary." And I was like, "He's just walking."

Q. Okay. After he got closer to you, what did he do?

A. He started walking straight in front of us and he wasn't like turning at all. So we started to turn and he turned like with us. And then he just grabbed us.

Q. Okay. Did he grab both of you?

A. Yeah, he grabbed me first.

Q. Okay. And where did he grab you at? What part of your body?

A. Like my arm.

Q. Okay. Do you know where he grabbed Angie?

A. Her arm.

Q. After he got ahold of you, what did-- what did he do then?

A. Then he just told us-- well, then I said, "What are you doin'?" And then he just was like, "Shut up. Don't say anything or I'll kill you and don't look at me." And that's what he was sayin'.

Q. Okay. Did he do anything then?

A. Uh-uh.

Q. Okay. You said at some point he pulled your shirt up over your head.

A. When we got over to behind the bushes.

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Q. Okay. So prior to that, did you have an opportunity to look at him?

X (A. No, because he wouldn't let us look up. But I seen him. I just don't remember really good what he looks like.

Q. Okay. He walked you over towards the bushes. After he got you there, what did he do?

A. He told us to get down on the ground on our stomachs. And then he put our coats over our heads. We couldn't see.

Q. Okay. After he got your coat over your head, what did he do then?

A. Then, uh, he just asked us which one of us knew Damon, and we said, "Both of us." And he said, "What relation are you to him?" We said, "Friends." And he was like, "Well, he's not a good person to be hangin' around with. I'm gonna kill him." And we didn't say anything.

Q. Did he say why?

A. Uh-uh, not until after he raped me.

Q. Okay. After he-- after he made those comments to you, then what did he do?

A. Then he was just tellin' us to be quiet and stuff. Then he, uhm, said-- I said somethin' to him. I don't know what I said. And he hit me in my back. And then I felt him taking my shoelace off my shoe and he tied my hands together. And then he turned me over and I said somethin' again, like,

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somethin'. Then he hit me in my stomach, told me to shut up
and that he'd kill me if I didn't.

Q. When he hit you, did he punch you? Did he slap you? Did he
poke you?

A. I don't know.

Q. Did it hurt?

A. Kinda.

Q. Do you know if it left any marks?

A. It didn't.

Q. Okay. Uh, the other officer asked you earlier, did it knock
your breath out when he hit you in the stomach?

*Suggestive
question*

A. Uh-uh.

Q. Were either one of you screaming or making any noise that he
kept telling you to be quiet?

A. I said somethin'. I don't know what I said.

Q. Okay. Was Angie making any noise or talking?

A. Uh-uh. She was just like breathing hard, like she was crying
or somethin'.

Q. Okay. When he tied your hands, did he tie 'em in front of
you? Back of you?

A. He tied 'em over my head.

Q. Over your head?

A. Like--

Q. Okay, you're laying down.

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A. Right, on my stomach.

Q. Okay. And what you're saying is then your arms are up over the top of you?

A. Yeah.

Q. So if you were-- stood up, your hands would fall in front of you, correct?

A. Uhm-hum.

Q. Your hands were not tied behind your back?

A. Uh-uh.

Q. Okay. When he tied you-- after he tied your hands, did he-- did he tie a knot? Was it tight?

A. It was tight.

Q. Did it hurt?

A. Uh-huh.

Q. Did he tie Angie up?

A. Nope.

Q. Did he say anything more to Angie?

A. Uh-uh.

Q. Okay. After he tied your hands, what did he do then?

A. Then he told me to turn over and he pulled my shirt up and-- I don't know if he pulled my shirt up first. Yeah, he did. He pulled up my shirt-- all the way up. And then he was kissin' on my chest and my stomach. And then he took off my shoes and my pants and my underwear. And then--

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- RS He took them completely off?
- A. Yeah.
- Q. Okay. When you say he pulled up your shirt, did you have another shirt on in addition to the one he put over your head?
- A. Yeah. I had on a flannel and then a shirt underneath it.
- Q. Okay. The flannel shirt, was that-- is that a button-up shirt?
- A. Uh-huh.
- Q. And the other shirt that you had on, was that a button-up or pullover or--
- A. No, pullover.
- Q. T-shirt type or sweat shirt?
- A. It was like a material of a T-shirt, but it was long sleeve and it had a hood on it.
- Q. Okay. Were you wearing a bra that night?
- A. Uhm-uhm.
- Q. Okay. You said he was, I think the words you used was "kissing on your chest." Uh, are you referring to your breast?
- A. Uhm-hum.
- Q. Did he-- what did he do to your breast? Can you describe for me what he did?
- A. Just kissed on 'em.
- Q. Okay. Did he take them into his mouth?

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A. Yeah.

Q. Did he bite them?

A. No.

Q. Did he touch 'em with your hand-- with his hands?

A. I think.

Q. You don't recall him biting them or doing anything like that?

A. Uhm-uhm.

Q. Okay. You said he was kissing you on your stomach.

A. Uhm-hum.

Q. Okay. Did you have your pants on at that time?

A. Uhm-hum.

Q. Uhm, did he bite you anywhere on your stomach or do anything like that?

A. Uhm-uhm.

Q. Okay. You said he removed your pants, is that correct?

A. Uh-huh.

Q. Okay. Were you still laying on your back, your stomach, or what position were you in when he removed your pants?

A. I was on my back.

Q. On your back? Did you still have the shirt over your head?

A. Uh-huh.

Q. Or were you able to see at this point?

A. No, I couldn't see.

Q. Okay. Where were your hands at while he was doing that?

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- A. Over my head.
- Q. Okay. Did he tell you to leave your hands there or was that just something you did?
- A. It was just somethin' I did.
- Q. Okay. After he removed your pants and your underwear, what did he do?
- A. Uhm, he ate me out.
- Q. Okay. When you say ate you out, can you explain to me what you mean by that?
- A. He-- oral sex.
- Q. Okay. Did he put his tongue on your vagina?
- A. Uhm-hum.
- Q. Okay. Did he penetrate your vagina with his tongue?
- A. Uhm-hum.
- Q. How many times do you think he put his tongue inside of you?
- A. I don't know.
- Q. How long did this take place? Over what period of time that he--
- A. Like 10 minutes.
- Q. That he had his mouth down there?
- A. Yeah.
- Q. Okay. Uh, during the course of that time, was he continually doing something to you or was he--
- A. No.

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Q. Was he continually putting his mouth on you?

A. Yeah.

Q. Okay. Was there any conversation on his part? Did he say anything to you while he was doing that?

A. Just to shut up and stuff because I kept tryin' to scoot back.

Q. Okay. Were you saying something?

A. I don't know.

Q. Okay. But he kept saying to shut up?

A. Or somethin'. That's all I remember him saying the whole time.

Q. Okay. Uh--

A. Oh! He asked me if I was scared.

Q. While he was doing that to you?

A. No. I don't know when. Somewhere during that time. I think after.

Q. Okay. Did he penetrate you with his fingers at that time?

A. Uh-uh.

Q. Okay. Did he try and put his-- did he put his fingers inside of you anywhere else?

A. No, not until afterwards.

Q. Okay. Up to this point, he didn't?

A. Right.

Q. Okay. After he engaged in oral sex with you, then what did he do?

*shut up but
not marks on but
on rest of back only
supposedly left shoulder*

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- A. Then he-- he had sex with me.
- Q. Okay. And you say he had sex with you. Can you tell me what he did?
- A. He put his private part inside of me.
- Q. Okay. And when you say private part, you're referring to his penis?
- A. Uh-huh.
- Q. And he put that into your vagina?
- A. Uh-huh.
- Q. Okay. When-- when he, uh-- after he engaged in oral sex with you, did he still have his pants on?
- A. I think so.
- Q. Okay. Do you know what point he pulled his pants down or took them off?
- A. Probably right before he was gonna put it in me.
- Q. Okay. Did, uh-- do you remember him standing up to do that or was he kneeling down?
- A. I don't know.
- Q. Was he laying in the grass-- or in the dirt with you? What position was he in while he was engaging in the oral sex?
- A. I don't know. He was just down there. I couldn't see anything.
- Q. Okay. Did he ever ask you to do anything to him?
- A. No.

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Q. Did he ever have you do anything to him?

A. No.

Q. When-- after-- whatever point he took his pants off, uh, and he was going to engage in intercourse with you, uh, was his penis hard when he tried to put it in?

A. Uhm-hum.

Q. It was already hard?

A. Yeah.

Q. Okay. Did-- did he have any problem at all putting it inside of you?

A. Yeah.

Q. Pardon me?

A. Yes.

Q. Yes? Uh, did he have to force it to make entry?

A. Yeah.

Q. Okay. When he was entering you, how did that feel?

A. It hurt.

Q. Okay. Uh, do you know if you were physically injured by this?

A. I don't think so.

Q. Don't think so?

A. _____

Q. How long do you think he was inside of you?

A. For like 10 minutes.

~~Q. Okay.~~ Did he ejaculate?

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A. Uh-huh.

Q. During this time, did he ever ask you-- did he ever give you instructions as to what he wanted you to do? He wanted you to move, or to lay there. Anything?

A. Uhm-uhm.

Q. Did he make any comment to you about what you were doing or weren't doing?

A. No.

Q. Did he make any comment to you about your body?

A. No.

Q. Did he call you names or use any vulgarity towards you?

A. Uh-uh. The only thing he said to me the whole time was, "Are you scared? You should be."

Q. Okay. After he ejaculated inside of you, what did he do then?

A. Then he took it out and he took me over by-- where the water was comin' out of the gutter. And he cleaned me off with it.

Q. Okay. Did he get dressed before he took you over? Do you know if he--

A. Probably.

Q. Do you recall?

A. Couldn't see.

Q. Okay. But was there a time lapse from the time he pulled his penis out of you until he got you up to take you over there?

A. Probably like a minute, yeah.

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- Q. Okay. When he got you over to the gutter, can you explain to me what he did then?
- A. Then he washed me off with water.
- Q. Okay. And the water was coming from the rain gutter?
- A. Uh-huh.
- Q. When he washed you off, did he just wash the outside? Or what did he do?
- A. And inside.
- Q. Okay. Did he put his fingers inside of you?
- A. Uhm-hum.
- Q. Do you recall how many fingers he used?
- A. I don't know.
- Q. Okay. Do you recall how many times he put his fingers inside of you?
- A. I don't know-- a few.
- Q. How did that feel when he was doing that to you?
- A. It felt gross.
- Q. Okay. Did he have you spread your legs while he was doing that?
- A. A little bit.
- Q. Did he tell you to do that or did he ask you to do that or--
- A. Yeah, he told me to. He didn't really tell me to. I don't know. He just sorta did it for me kinda.

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- Q. Okay. What-- why do you think he did that to you?
- A. I don't know. Maybe for-- to make sure there wasn't any evidence or somethin'. I didn't know at the time why until I went to the hospital.
- Q. After-- after he washed you off, what did he do then?
- A. Then he, uhm, told me that this is what Damon did to his sister and she's crazy because of it, and that he doesn't mean any harm by it.
- Q. When this assault took place, where were you in respect to where Angie was at?
- A. I was like around the corner.
- Q. Okay. How far away from you-- from Angie were you?
- A. Like 6 feet.
- Q. Okay. Now is that when he was washing you off?
- A. Right.
- Q. Okay. Where were you at when the assault took place?
- A. Right next to her.
- Q. Okay. Did he-- when he was gonna wash you off, did he say what he was doing?
- A. Nope.
- Q. Okay. Did he pick you up and take you or--
- A. He just told me to get up and like guided me over there.
- Q. Okay. And Angie still was layin' on the ground?
- A. Uh-huh.

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Q. What was the weather out like that night?

A. It wasn't really too-- it was kinda cold, but not really. It was-- just got done raining.

Q. Okay.

RS When you-- when he walked you over there, were your hands still up above your head, or did you bring 'em down?

A. I brought 'em down.

RS Were you able to see his face then?

A. Uhm-uhm. *Yes no identification given*

Q. Where were your clothes at?

A. By Angie still.

Q. Okay. When he undressed you, do you know what he did with your clothes?

A. No.

Q. Set 'em down? Did he throw 'em, do you know?

A. I don't know.

Q. You said he took off your pants and your panties?

A. Uhm-hum.

Q. And your shoes?

A. Uhm-hum.

Q. Did he take your socks off?

A. Uhm-uhm.

Q. Your socks you were able to leave on?

A. Uhm-hum.

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- Q. Okay. After he washed you off, where did he take you then?
- A. Back over by Angie.
- Q. Okay. And is that where your clothes were?
- A. Yeah.
- Q. How did you get dressed?
- A. He dressed me.
- Q. Okay. What did he put back on you?
- A. My underwear and my pants.
- Q. Okay. Did he say anything to you during this?
- A. He just told me-- he was asking me if I know what he looked like, and I said no. And he said, "Don't lie." And I said, "All I know is you have a beard." And he said, "Well, maybe that's too much. Maybe I should kill you." And then I don't know what he said after that. He was sayin' there's a God and then there's evil or somethin'. And then he told me not to tell the cops or that he'd kill me. He knows where I live, he was sayin'. And then he told me just to get back down on the ground. He didn't really say anything to Angie, but he was like, "If there's any cops involved, I'll kill you guys. And your friend already knows about it." So like for me to tell her. Then he said, "Count to 100 and when you're done, you can leave."
- Q. Your friend already knows about it. What friend was he referring to?

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A. Angie.

Q. Okay.

A. No! That I already knew about it.

Q. Oh.

A. He was sayin' it to Angie.

Q. Okay. How do you know Damon?

A. 'Cause I used to live next door to him.

Q. Okay. And are you and Damon just friends? Is that your relationship?

A. Yeah.

Q. Okay. If this guy was walking from the area of 7-Eleven towards where you were at--

A. I don't know if he was at 7-Eleven.

Q. No, I said from the area of the 7-Eleven.

A. Oh.

Q. From that general direction.

A. Right.

Q. Did, uh-- did he act like he knew who you were walking through that parking lot?

A. Uhm-uhm.

Q. Do you think he knew who you were?

A. Yeah.

Q. What makes you think that?

A. 'Cause he said he's been watching us.

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- Q. Okay. When did he tell you that?
- A. When we got over behind the bushes.
- Q. He said he was watching you?
- A. Uhm-hum.
- Q. Did he say how long he'd been watching you?
- A. He said he's been waiting for this for a long time.
- Q. Okay. Did you get the impression he was watching you this particular night or--
- A. All the time.
- Q. All the time. Why do you think he picked you instead of Angie?
- A. I don't know. I don't know why. If-- I think he was lying about Damon. Uhm, I mean I know Damon did not rape his sister, but-- but when he was-- maybe it was 'cause I had on Damon's flannel and he doesn't like Damon or somethin'. There could be lots of reasons. Maybe he liked me and I didn't know who he was. And maybe he thought Damon was my boyfriend.
- Q. Did he call Damon by name?
- A. He said Damien. He didn't say his name right. But nobody says his name right.
- Q. Okay. So obviously he knew who Damon was, in your opinion?
- A. Uhm-hum.
- Q. Have you ever seen this guy before?
- A. No.

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- Q. Is he white? black?
- A. He looks black, but he talks like he's Mexican.
- Q. Okay. Did he ever talk in a foreign language or did he just speak English?
- A. Speaked English.
- Q. What makes you think he's Mexican or talks Mexican? What gives you that--
- A. It's his accent.
- Q. Okay. A-- a Mexican accent?
- A. Uh-huh.
- Q. Okay. Did he use language that sounded Mexican or just the tone of his voice?
- A. Just the tone and accent.
- Q. Okay. You said he made a comment to you about Damon being Mexican. Can you tell me what that was?
- A. He said, "That's what you get for hangin' around Mexicans."
- Q. Okay. Did he say anything else to you that we haven't talked about?
- A. Not that I can remember.
- Q. Did he make any other comments to you, any requests from you, anything like that?
- A. No.
- Q. How do you feel about all this?
- A. ~~I feel mad.~~

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Q. Okay. How did you feel that night when this was happening to you?

A. Scared.

Q. Are you still scared?

A. Uhm-hum.

Q. What would you like to do as a result of this?

A. Move.

Q. Where would you like to move to?

A. Uhm, Wisconsin. Or if not, just to a different house.

Q. Okay. How long have you felt that you've wanted to move from where you're at?

A. For a long time. Not really. I don't know. I change my mind on and off.

Q. I'm sorry, what?

A. I just change my mind on and off.

Q. Okay. Did you-- you said you'd moved back to Wisconsin here awhile ago to live with your father?

A. Uh-huh.

Q. Uh, why did you go back to Wisconsin?

A. 'Cause I was homesick.

Q. Do you like Vegas?

A. No.

Q. How long have you been here?

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A. Umm, altogether about eight months. No, almost a year. Not including the four months that I left home, so probably about eight months.

Q. Okay. But you moved here about a year ago and then you went back for a period of time?

A. Uhm-hum.

Q. Now you're here?

A. Right.

Q. Uh, you said Angie lives with you?

A. Uh-huh.

Q. Does Angie wanna go to Wisconsin also?

A. Yeah.

Q. Have you and Angie talked about goin' back there?

A. If it would be possible, we said that we would.

Q. You'd like to go?

A. Uh-huh.

Q. How do you feel about-- does your mom-- is your mom willing to go back there?

A. No. She's not even willing to move out of our apartment.

Q. Okay. Uh, how long have you wanted to leave-- at least leave your neighborhood there?

A. Since it happened.

Q. Okay. Did you wanna leave before then?

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A. Well, one time-- a long time ago. But that was only because like I was mad at somebody who lived around us, but--

Q. Okay. Is there anything else that you can think of that we talked about the first time that we haven't talked about this time?

A. Uhm-uhm.

Q. Is there anything you'd like to add to this statement?

A. No.

Q. Is everything you've told us today true and correct to the best of your ability?

A. Uhm-hum.

Q. Okay. Do you have any questions?

RS Umm, you indicated earlier that you-- that you're not in school, correct?

A. Uhm-hum.

RS Okay. And you've been here in Vegas for eight months?

A. Not including the months that I was gone.

RS Okay. Is there any particular reason why you haven't enrolled or--

A. Because I missed a lot of school already this year. And there's no way I can pass this year anyways.

Q. Does Angie attend school?

A. Yeah.

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Q. Okay.

THIS STATEMENT IS CONCLUDED. SAME PERSONS PRESENT.

KP/RS:cc
93D742

I HAVE READ THIS STATEMENT CONSISTING OF 27 PAGE(S) AND AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED
HEREIN. THIS STATEMENT WAS COMPLETED AT 415 S. 6TH STREET #102 ON THE 22ND DAY OF JANUARY AT 1238 HOURS, 1993.

WITNESS: _____

WITNESS: _____

SIGNATURE OF PERSON GIVING STATEMENT