

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street

York, Pennsylvania 17405

Phone 717-846-1234

1 of 6

CASE NO.

CODE SECTION	CRIME <b>HOMICIDE</b>	DATE CRIME REPORTED <b>APRIL 19, 1998</b>	LOCATION <b>233 E. PHILA. ST. 2ND FLR.</b>
VICTIM'S NAME - LAST, FIRST, MIDDLE (PRINT IF SUB)		ADDRESS	PHONE
<b>ASCENCIO, MIRIAM &amp; SANTANA, MANUEL</b>		<b>233 E. PHILA/ 471 E PRINCESS</b>	<b>N/A / 848-3987</b>

On April 19, 1998 at approximately 1225 hours

233 E. Phila. St. 2nd flr. rear apartment for a report of an unknown male sleeping there, and who was unknown to the complainants. I arrived at 1228 hours, and spoke with **Mr. & Mrs. Rice** who advised that they were the ones responsible for calling. The Rice's live at that address, but at the second floor front apartment. They advised that there was a man "sleeping on the floor of the rear apartment. They did not know this man and did not believe that he lived there. They offered to let me walk through their aptment to get to the rear apartment. While walking through their aptment they advised that they had heard ~~whispering and arguing and fighting last night~~ sometime between 2330 hours and 0500 hours. They were not sure of the nature of the disturbance because the people involved were speaking spanish. They also advised that they heard glass breaking. Once outside on the balcony (east side of the building) I observed pieces of broken glass on the balcony floor. As I got closer to the door I observed a broken window pane on the lower left hand corner of the exterior door. There was jagged pieces of glass still in the pane and I saw what appeared to be blood on that glass. There was an ivory miniblind on the inside of the door and that also had what appeared to be blood on it. I pushed the blind away and saw a hispanic male lying on the floor of the apartment. He was approximately five feet from the door. He was lying on his back, leg bent and mouth partially open. I reached inside the door and unlocked the deadbolt and entered the apartment. Once inside I noticed more broken glass on the floor in front of the door. I looked at the man and determined that he was deceased. He was not responsive and had blood on his hands and chest and stomach area. He also had an unknown object in his mouth. As I turned,

INVESTIGATING OFFICERS <b>WILLIAMS/WARD/HOSE</b>	RECORDING OFFICER <b>DANIELS</b>	NO. <b>199</b>	DATE AND TIME <b>4/19/98</b>	ENTERED
OTHER ACTION	COPIES TO	OR (LEAVE BLANK)		
<input type="checkbox"/> YES	<input type="checkbox"/> DETECTIVE	<b>632</b>		
<input type="checkbox"/> NO	<input type="checkbox"/> JUVENILE			
	<input type="checkbox"/> PATROL			
	<input type="checkbox"/> DIST. ATTY			
	<input type="checkbox"/> OTHER			
	<input type="checkbox"/> SO/PO			
REVIEWED BY		DATE		
<i>[Signature]</i>		<b>MAR 21 1999</b> 2-17-99		

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street York, Pennsylvania 17406  
Phone 717-846-1234

CASE NO.

2 of 6

CRIME SECTION	CRIME HOMICIDE	DATE CRIME REPORTED APRIL 19, 1998	LOCATION 233 E. PHILA. ST 2ND FLR R
VICTIM'S NAME - LAST, FIRST, MIDDLE (FIRM IF BUS.) ASCENCIO, MIRIAM / SANTANA, MANUEL		ADDRESS 233 E. PHILA ST / 411 E. PRINCESS	PHONE N/A / 848-3

I saw the naked legs of another person. I walked towards them and saw another body lying face up, just inside the bedroom doorway. That was a hispanic female who was partially clothed. She had extensive injury to her head. She was naked from the waist down. Her pants were placed on her face, partially covering it. She also appeared to have injury to her neck where there was a great deal of blood pooling there. The female was lying between the bedroom doorway. At that point, I left the bedroom and saw that PO Good had arrived and we checked the rest of the apartment. There was a bathroom to the front of the apartment but it looked undisturbed. I contacted county control and advised them to send a supervisor and call the on-call detectives to our location. PO Good and I left the apartment until Sgt. Hill and County Coroner Bloss arrived. Both went inside and observed the crime scene. Sgt. Hill advised that the female lying on the floor was who I remembered as the tenant of the apartment from a previous call some time ago (burglary report 10/5/97) I advised him that the male victim was not the same male who identified himself as the husband of the female victim at the time of the previous report. I told him that the male who identified himself as the female victim's husband was a heavier set man, with thick dark hair, thick mustache and appeared to be Mexican. Sgt. Hill advised PO Good to secure the scene and for me to start a crime scene log. I went back and spoke with the Rice's who advised that they did not know the husband and wife who lived at the rear apartment. They knew them to see them, but did not socialize with them. But they did say that they were more familiar with the wife than the husband. I asked them again to explain what they heard the previous night. Kathy Rice advised that she heard "excited" voices...she was unsure how many but at least two voices talking

INVESTIGATING OFFICERS WILLIAMS/WARD/HOSE	RECORDING OFFICER DANTELS	NO. 199	DATE AND TIME 4/19/98	ENTERED
OTHER SECTION <input type="checkbox"/> YES <input type="checkbox"/> NO	COPIES TO <input type="checkbox"/> DETECTIVE <input type="checkbox"/> JUVENILE <input type="checkbox"/> DIST. ATTY <input type="checkbox"/> SO/PO	<input type="checkbox"/> PATROL <input type="checkbox"/> OTHER	CR (LEAVE BLANK)  633	REVIEWED BY <i>[Signature]</i> DATE 3/17/99

MAR 18 1999  
MAR 23 1999  
3/17/99

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street

York, Pennsylvania 17405

Phone 717-846-1234

CASE NO.

3 of 6

CODE SECTION	CRIME HOMICIDE	DATE CRIME REPORTED 4/19/98	LOCATION 233 E. PHILA. ST. 2ND FLR RE
VICTIM'S NAME - LAST, FIRST, MIDDLE (FIRM IF BUS.) ASCENCIO, MIRIAM & SANTANA, MANUEL		ADDRESS 233 E. PHILA. ST/ 471 E. PRINCESS	PHONE N/A / 8483

very quickly. She also heard glass break, but is unsure what she heard first. Her husband was watching TV at the time and went to bed around 11:00 P.M. She was not sure if the disturbance was domestic related...but that she just had a feeling that it was. ~~It was sometime after midnight, but couldn't be sure of the exact time.~~ I asked them if the had heard other disturbances from the rear apartment in the past and they said not really. They advised that they woke up around 9:00 A.M. and ~~did not hear any movement in the rear apartment and later decided to check it because of the disturbance last night.~~ They went back to the apartment to find that the door window had been broken and that there was an unknown male "sleeping" on the apartment floor. ~~They went to a payphone and called 911.~~ I asked them if they recognized any of the voices and they said they believed one was the female victim's voice but were unsure if the other voice was her husband's. I asked them why didn't they call 911 last night when they heard this disturbance and they said that they ~~didn't have a phone.~~ Shortly after talking with the Rice's a hispanic male drove onto the east side of the apartment building. He identified himself as the son of the woman who lived upstairs in the rear apartment. He asked what was going on. I referred him to Sgt. Hill, who requested county to contact the spanish speaking chaplain. I went to the first floor apartment and spoke with Isabelo Morell, who spoke very little english. I could make out that he had been home last night and that he had heard fighting upstairs. I asked him to stand-by until we could get a spanish speaking officer to the scene to interview him. I advised DI/C Williams of the situation and he notified PPO Miller to respond to the scene for translation purposes. PPO Miller arrived and we interviewed Morell. Morell advised that he had heard fighting and

INVESTIGATING OFFICERS WILLIAMS/WARD/HOSE	RECORDING OFFICER DANIELS	NO. 199	DATE AND TIME 4/19/98	ENTERED
OTHER COPIES TO <input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> DETECTIVE <input type="checkbox"/> JUVENILE <input type="checkbox"/> DIST. ATTNY <input type="checkbox"/> SO/PO	<input type="checkbox"/> PATROL <input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER
CR (LEAVE BLANK) 634			REVIEWED BY <i>[Signature]</i>	
			DATE MAR 18 1999 MAR 23 1999	

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street

York, Pennsylvania 17405

Phone 717-846-1234

CAGE NO.

4 of 6

CODE SECTION	CRIME HOMICIDE	DATE CRIME REPORTED APRIL 19, 1998	LOCATION 233 E. PHILA. ST. 2ND FLR REA
VICTIM'S NAME - LAST, FIRST, MIDDLE (FIRM IF BUS) ASCENCIO, MIRIAM/ & SANTANA, MANUEL		ADDRESS 233 E. PHILA./471 E. PRINCESS	PHONE N/A / 848-3987

arguing upstairs late last night. He was sure that this was between 2:30 A.M. and 3:00 A.M.

because he looked at the clock, while watching TV. He advised that he knew the female as

"Miriam" and the male who he believed to be her husband, "Manuel". He said that they had

domestic problems. He said that have had arguments for some time, but that he doesn't get

involved in their personal business. He said he saw the male and female on the

door of the apartment demanding to be let inside. He believes he was very angry and upset b

because he heard banging on the floor, Miriam's screams and cries for help

from "Miriam". He said she screamed and begged for help to call the police. He heard some

more fighting and then he heard nothing. So he figured that everything was over and that

everything was okay. He did say that he heard a car horn beep a couple of times and he look

out and saw a gray station wagon on the side lot of the apartment building. He did not see t

driver, nor did he see anyone get in or out of the car. He does know that the car was not th

long. It drove away a short time after he heard the horn beep. He advised that his friend

Heriberto could give us more information about the previous night because Heriberto was out

with Miriam and a group of friends last night. Morell went to get his friend Heriberto and

brought him to the crime scene. Again, myself and PPO Miller interviewed Heriberto who spoke

little english. We spoke with Heriberto Roque DOB 4/11/53 of 459 Walnut St Phone #843-4652

at approximately 1430 hours in the crime scene van. Roque advised that he worked with Miriam

at Fypon. He worked second shift. He said that last night a group of 100 workers went out

together at Swizzles. He said that he walked from his house to Swizzles and arrived at 2:30

hours and saw Miriam and "Manuel" and two other men and another woman talking together. He

INVESTIGATING OFFICERS WILLIAMS/WARD/HOSE	RECORDING OFFICER DANIELS	NO. 199	DATE AND TIME 4/19/98	ENTERED
THER ON <input type="checkbox"/> YES <input type="checkbox"/> NO COPIES TO <input type="checkbox"/> DETECTIVE <input type="checkbox"/> JUVENILE <input type="checkbox"/> DIST. ATTY <input type="checkbox"/> SO/PO <input type="checkbox"/> PATROL <input type="checkbox"/> OTHER	CR (LEAVE BLANK)  635	REVIEWED BY <i>[Signature]</i>	DATE 3-17-99	

MAR 18 1999  
MAR 23 1999

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street

York, Pennsylvania 17405

Phone 717-846-1234

CASE NO.

5 of 6

CODE SECTION	CRIME HOMICIDE	DATE CRIME REPORTED 4/19/98	LOCATION 233 E. PHILA. ST. 2ND FLR. RE		
VICTIM'S NAME - LAST, FIRST, MIDDLE (FIRM IF BUS.) ASCENCIO, MIRIAM & SANTANA, MANUEL		ADDRESS 233 E. PHILA/	RESIDENCE 471 E. PRINCESS ST	BUSINESS N/A	PHONE 848-39

~~Interviewed Nelson and Miriam to be there only as friends and co-workers.~~ He said he saw nothing between the two of them that lead him to believe that they were there romantically. He said that they were drinking and dancing together with everyone else. He was not sure what they were drinking, but he did not think that it was hard liquor. He thought Miriam was a little drunk or feeling good, but that she was not staggering drunk or acting unusual. He did not know too much about her marital problems with Milton. But he knew that they were separated....that Miriam was living somewhere else...possibly around the spanish store on Queen St. (457 S. Queen St.) He said that Miriam told him on a previous occasion that ~~Milton had a bad drug problem and he was stealing things from the apartment and selling them to get drugs for himself.~~ He said ~~she was upset by this because she was working hard and he was doing nothing but stealing from her.~~ ~~she got tired of him and told him to leave and she did.~~ ~~That was the last time he saw either one of them.~~ That was the last time he saw either one of them.

Sgt. Hill advised PPO Miller and myself to go to PHQ and speak with the victim's son. I turned over the crime scene log to Sgt. Hill who advised that he would continue it. Once at PHQ we along with the police chaplain advised the victim's son Jaime Cancel and his wife Yolanda Ruelas that his mother Miriam was killed sometime over night. Jaime immediately accused Milton and his brother Noel Montalvo as the responsible parties. (See PPO Miller's supplement) Shortly after speaking with Jaime, Angel Antonio Santos of 126 S. Edgar St. came to PHQ looking to verify what he had heard on the street, that Miriam was killed at her home. Santos advised me that ~~he and his girlfriend~~ Patricia Ascencio (niece to Miriam) were at Noel & Kath

INVESTIGATING OFFICERS WILLIAMS/WARD/HOSE	RECORDING OFFICER DANIELS	NO. 199	DATE AND TIME 4/19/98	ENTERED
OTHER TION	<input type="checkbox"/> YES COPIES TO	<input type="checkbox"/> DETECTIVE	OR (LEAVE BLANK)	
<input type="checkbox"/> NO	<input type="checkbox"/> JUVENILE	<input type="checkbox"/> PATROL	636	
<input type="checkbox"/> SO/PO	<input type="checkbox"/> DIST. ATTNY	<input type="checkbox"/> OTHER	REVIEWED BY <i>[Signature]</i>	
<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER	DATE 2-17-99		<i>[Signature]</i>

# City of York Police Department

## SUPPLEMENT (Complaint Report)

50 West King Street

York, Pennsylvania 17405

Phone 717-846-1234

6 of 6

CASE NO.

CODE SECTION	CRIME HOMICIDE	DATE CRIME REPORTED APRIL 19, 1998	LOCATION 233 E. PHILA. ST. 2nd FLR REA
VICTIM'S NAME - LAST, FIRST, MIDDLE (FIRM IF BUS.) ASCENCIO, MIRIAM & SANTANA, MANUEL		ADDRESS 233 E. PHILA. /	RESIDENCE 471 E. PRINCESS ST
		BUSINESS N/A	PHONE 848-

house (452 S. George St) last night at 0030 hours. Santos, Ascencio, Noel and Kathy were at the apartment. Santos said that sometime after they arrived, Milton showed up and that he was visibly upset and agitated. He said that Milton asked Noel for twenty dollars and Noel refused to give it to him. Then Milton asked Angel for twenty dollars and Angel told him no. Santos advised that Milton was sweating profusely and seemed hyped. He said that Milton & Kathy & Noel were talking about the van...that Milton had sold it to Kathy and she no longer wanted it because Milton had some White girl in it that was selling and or using drugs in it. Kathy felt that the police would be looking for the van because she had no idea what Milton and this girl were doing with it. Milton left the apartment about 15 - 20 minutes before Ascencio and Santos. They left at 0200 hours. Santos said Milton left by himself and did not say where he was going.

*check*

*Needs \$ for GAS etc*

*Here que se fuearon de mi apartamento Patricia Ascencio y Angel Santos-Tony's*

INVESTIGATING OFFICERS WILLIAMS/WARD/HOSE	RECORDING OFFICER DANIELS	NO. 199	DATE AND TIME 4/19/98	ENTERED
THER <input type="checkbox"/> YES COPIES <input type="checkbox"/> DETECTIVE <input type="checkbox"/> ON <input type="checkbox"/> NO <input type="checkbox"/> JUVENILE <input type="checkbox"/> PATROL <input type="checkbox"/> <input type="checkbox"/> DIST. ATTY <input type="checkbox"/> OTHER <input type="checkbox"/> <input type="checkbox"/> SOFD <input type="checkbox"/> OTHER <input type="checkbox"/>	OR (LEAVE BLANK)  637		MAR 18 1999 MAR 23 1999 REVIEWED BY <i>[Signature]</i> DATE 7-22-99	