

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA
CRIMINAL DIVISION "X"

CASE NO: 50-2017-CF-008722-AXXX-MB

STATE OF FLORIDA

vs.

SHEILA KEEN-WARREN,
Defendant

**EXHIBITS IN SUPPORT OF DEFENDANT'S MOTION IN LIMINE
TO ADMIT EVIDENCE OF THIRD-PARTY CULPABILITY**

The Defendant, Sheila Keen-Warren, through undersigned counsel, files the following Exhibits in Support of Defendant's Motion in Limine to Admit Evidence of Third-Party Culpability, filed on February 22, 2023 [D.E. No. 952].

Exhibit No.	Document	Date	Original Page Nos.	Exhibit Page Nos.
1	Excerpt from Detective Williams's Supplemental Report No. 31	August 31, 1991	11-13	1-4
2	Excerpt from Detective Williams's Supplemental Report No. 33	October 31, 1991	8-14	5-12
3	Jeffrey Libby Interview Transcript	October 4, 1991	1-22	13-35
4	Photos of Jeffrey Libby's Notes	October 4, 1991	1-2	36-38
5	Excerpts from Detective Williams's Supplemental Report No. 34	December 15, 1991	6-7, 18	39-42
6	Excerpt from Detective Williams's Supplemental Report No. 40	May 13, 1993	18-19	43-45
7	Excerpt from Detective McCann's Supplemental Report No. 64	April 5, 2022	7	46-47
8	Edward Bahr Interview Transcript	May 5, 2021	1-41	48-89

9	Memorandum in Support of Defendant's Motion to Continue Trial, Motion to Extend Deadlines, and Motion to Compel Discovery and Comply with Discovery Rules	March 31, 2022	1-10	90-100
10	Edward Bahr Deposition Transcript	September 24, 2022	1-93	101-95

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service to Reid Scott, Assistant State Attorney, at RScott@sa15.org; Aleathea McRoberts, Assistant State Attorney, at AMcRoberts@sa15.org; Amy Morse, Esq., Attorney for the Defendant, at Amy@MorseLegal.com; and Jesse W. Isom, Esq., Attorney for the Defendant, at Jesse@RosenfeldLegal.com, on this 25th day of February, 2023.

/s/ Jesse W. Isom

Jesse W. Isom, Esq.

LAW OFFICES OF GREG ROSENFELD, P.A.

EXHIBIT 1

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===09/01/91===

REPORT DATE 09/01/91

DISPOSITION: OPEN

AT THE TIME OF THE SHOOTING INCIDENT WERE REINTERVIEWED BY THE STATE ATTORNEY'S OFFICE. THIS OCCURRED WHILE I WAS ON VACATION. FOUR WITNESSES INCLUDING JOSEPH AHRENS, WENDALL PRATT, JOANNE PRATT, AND MINDY PEREZ WERE ALL INTERVIEWED AND SHOWN THE CLOWN COSTUME THAT WAS PURCHASED FROM SPOTLIGHT CAPEZIO. ALL FOUR OF THESE WITNESSES HAD DIFFERENT DESCRIPTIONS OF THE CLOWN COSTUME ON THE DAY OF THE SHOOTING AND ALL THE WITNESSES STATED THE COSTUME THAT WAS SHOWN TO THEM WAS NOT THE ONE THE CLOWN WAS WEARING. FOR FURTHER DETAILS REFER TO THE COURT REPORTED STATEMENTS OF THOSE SUBJECTS.

ON 08-23-91 AT APPROXIMATELY 1445 HRS. I WAS CONTACTED BY DET. PHIL GRIFFITH OF THE PALM BEACH COUNTY SHERIFF'S OFFICE. DET. GRIFFITH INFORMED ME THAT HE HAD RECEIVED A TELEPHONE CALL FROM DET. STEVE REECE OF THE PORTLAND, MAINE POLICE DEPARTMENT, TELEPHONE NUMBER 207-874-8908. DET. REECE TOLD DET. GRIFFITH ABOUT AN INMATE IN THE MAINE STATE PRISON SYSTEM. THE INMATE HAD IMPLICATED HIMSELF AS A SUSPECT IN THE HOMICIDE OF MARLENE WARREN THROUGH AN INFORMANT INMATE. I, SUBSEQUENTLY, CONTACTED DET. REECE WHO HAD INFORMED ME THAT A SUBJECT KNOWN AS EDWARD JOSEPH BAHR III, W/M, DOB 09-20-62, IS CURRENTLY IN THE MAINE STATE PRISON SYSTEM. DET. REECE STATED THAT THIS INMATE BAHR HAD SPOKE TO ANOTHER INMATE AND INFORMED THE SECOND INMATE THAT HE (BAHR) IS RESPONSIBLE FOR THE KILLING OF A WOMAN IN THE WELLINGTON AREA. BAHR FURTHER TOLD THIS INMATE THAT HE HAD SHOT THE WOMAN FOR HER HUSBAND WHO OWNS A CAR LOT KNOWN AS BARGAIN MOTORS IN WEST PALM BEACH, FLORIDA BECAUSE OF A PENDING DIVORCE. BAHR FURTHER STATED TO THE INMATE THAT A FEMALE BIKER TYPE HAD OBTAINED A CLOWN COSTUME FROM A SPOTLIGHT COSTUME SHOP IN WEST PALM BEACH, FLORIDA. BAHR INFORMED THE INMATE THAT AT THE TIME OF THE SHOOTING HE HAD OBSERVED A YOUNG MALE COME OUT OF ONE OF THE SIDE ROOMS POSSIBLY A BEDROOM IMMEDIATELY AFTER HE SHOT THE WOMAN. BAHR STATED HE LOOKED AT THE SUBJECT BUT DID NOT SHOOT HIM AND JUST LEFT. THIS INMATE WHO HAD BEEN SPEAKING TO BAHR HAD SUBSEQUENTLY RELAYED ALL THIS INFORMATION TO DET. REECE WHO I WAS SPEAKING WITH. DET. REECE ALSO INFORMED ME THAT THE SUBJECT BAHR IS FROM THE FLORIDA AREA BUT DOES NOT KNOW EXACTLY WHERE FROM.

ON 08-23-91 AT APPROXIMATELY 1500 HRS. I CONTACTED PALM BEACH COUNTY CRIMINAL INTELLIGENCE UNIT OF THE SHERIFF'S OFFICE AND REQUESTED ANY BACKGROUND INFORMATION ON THIS SUBJECT EDWARD JOSEPH BAHR.

ON 08-24-91 AT 1500 HRS. I ARRIVED BACK TO WORK AT THE PALM BEACH COUNTY SHERIFF'S OFFICE AND FOUND OUT THE SUBJECT EDWARD JOSEPH BAHR HAD RESIDED IN THE PALM BEACH COUNTY AREA ACCORDING TO THE PALMS COMPUTER RECORDS FROM 1986 THROUGH 1991 MAKING HIM POSSIBLY IN THE AREA AT THE TIME OF THE MURDER. FURTHER INVESTIGATION REVEALED THAT BAHR WAS NOT A MEMBER OF THE OUTLAW MOTORCYCLE CLUB BUT WAS A WANT TO BE MEMBER. OTHER INTELLIGENCE INFORMATION ON THE SUBJECT ALSO INDICATED THAT HE HAD LIKED TO BRAG ABOUT THINGS HE NEVER COMMITTED IN THE PAST INCLUDING A HOMICIDE HE HAD STATED HE HAD COMMITTED IN THE FT. LAUDERDALE/METRO DADE AREA. I WAS INFORMED BY

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CIU ANALYSIS THAT SEVERAL DETECTIVES HAD BEEN TO MAINE STATE PRISON TO INTERVIEW THIS SUBJECT AND WAS UNABLE TO VERIFY ANY OF THE INFORMATION HE HAD STATED. IT IS UNKNOWN AT THIS TIME IF THE SUBJECT IS INVOLVED IN THIS CASE OR MERELY STATING FACTS THAT HE HAD READ IN THE NEWSPAPER ARTICLES THAT WERE PRINTED IN THE LOCAL PAPERS.

ON 08-26-91 AT APPROXIMATELY 1500 HRS. I RECONTACTED DET. REECE IN PORTLAND, MAINE. DET. REECE INFORMED ME THAT THE SUSPECT BAHR HAD BEEN ARRESTED ON MAY 17TH, 1991 FOR AN ARMED ROBBERY IN WHICH HE HAD CUT A WOMAN WHILE STEALING \$5.00 FROM HER IN MAINE. AFTER HIS ARREST BAHR INFORMED THE ARRESTING DETECTIVES THAT HE HAD ONE POUND OF COCAINE HIDDEN IN A WOODED AREA. BAHR WAS TAKEN TO THIS AREA. HOWEVER, THE COCAINE WAS NEVER FOUND. DET. REECE ALSO INFORMED ME THAT AT THE TIME OF HIS ARREST BAHR WAS WITH ANOTHER SUBJECT, RICHARD SCHOOLS, W/M, AND TWO FEMALES LATER IDENTIFIED AS CARLA LUCK, AND MELODY VEST. THE TWO FEMALES APPARENTLY HAD BEEN PICKED UP BY BAHR WHILE HE WAS IN BEAVER DAM, VIRGINIA. HOWEVER, SCHOOLS AND THE FEMALES WERE NOT INVOLVED IN THE ROBBERY FOR WHICH BAHR WAS CHARGED. DET. REECE INFORMED ME THAT BAHR IS CURRENTLY SERVING TIME AND HIS PROJECTED EARLIEST RELEASE DATE FROM THE MAINE STATE PRISON SYSTEM IS JUNE 10, 1993. REECE THEN INFORMED ME THAT THE MAINE STATE PRISON IS APPROXIMATELY 2 HRS. FROM PORTLAND, MAINE LOCATED IN A TOWN CALLED THOMASTON, MAINE. REECE PROVIDED ME WITH THE TELEPHONE NUMBER OF [REDACTED] AND STATED THAT MAJOR JONES WOULD BE THE PERSON TO CONTACT IF I NEEDED TO GO TO THAT LOCATION.

IT SHOULD ALSO BE NOTED THAT UPON CHECKING BAHR THROUGH OUR LOCAL COMPUTER SYSTEM HIS LAST KNOWN ADDRESS IN THE PALM BEACH COUNTY AREA AS OF 02-91 WAS 3804 PATIO COURT IN LAKE WORTH, FLORIDA.

I AT THIS TIME AM UNABLE TO MAKE ANY CONNECTION WHATSOEVER BETWEEN THE SUSPECT EDWARD JOSEPH BAHR AND/OR MICHAEL WARREN.

ON 08-27-91 AT APPROXIMATELY 1600 HRS. I CONTACTED PALM BEACH COUNTY JAIL RECORDS IN AN EFFORT TO DETERMINE IF THE SUSPECT BAHR HAD BEEN INCARCERATED IN THE PALM BEACH COUNTY JAIL DURING THE MONTH OF MAY 1990. THIS MET WITH NEGATIVE RESULTS AND THE INVESTIGATION REVEALED THAT BAHR WAS NOT IN CUSTODY AT THAT TIME.

I THEN CONTACTED THE DEPARTMENT OF CORRECTIONS AND SPOKE WITH ALFRED THOMPSON TO DETERMINE IF BAHR WAS INCARCERATED IN ANY STATE CORRECTIONAL FACILITY DURING MAY 90. THIS ALSO PROVED NEGATIVE AND THAT SUSPECT WAS NOT IN CUSTODY AT THAT TIME.

ON 08-28-91 AT APPROXIMATELY 1600 HRS. I WAS RECONTACTED BY DET. REECE OF THE PORTLAND, MAINE POLICE DEPARTMENT. DET. REECE STATED THAT HE HAD BEEN RECONTACTED BY THE INFORMING INMATE WHO STATED THAT THE CLOWN COSTUME THAT WAS OBTAINED FROM THE COSTUME SHOP WAS NEVER RETURNED. THE INMATE ALSO TOLD DET. REECE THAT THE HUSBAND OF THE MURDER VICTIM HAD MET THE SUSPECT AT THE MERMAID BAR AND MADE A DEAL WITH HIM CONCERNING THE MURDER IN THE BACKROOM. ACCORDING TO THE INFORMANT BAHR WAS PAID HALF THE MONEY

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PRIOR TO THE KILLING AND THEN THE REMAINING HALF AFTER THE KILLING WAS COMPLETED. THE INMATE ALSO STATED THAT BAHR WAS LIVING AT 3804 PATIO COURT AT THAT TIME. ACCORDING TO THE INMATE BAHR WAS ASSISTED IN THIS MURDER BY ANOTHER SUBJECT KNOWN AS NORMAN RHISINGER, AKA SPIDER, WHO IS A MEMBER OF THE OUTLAW MOTORCYCLE CLUB. THE INMATE STATED THAT THIS SUBJECT NORMAN RHISINGER HAD DRIVEN THE VEHICLE USED IN THE MURDER AND THAT BAHR WAS DROPPED OFF AT THE RESIDENCE, COMMITTED THE MURDER, AND WAS SUBSEQUENTLY PICKED UP BY RHISINGER. DET. REECE THEN INFORMED ME OF THE NAME JEFF LIBBY AND STATED THAT LIBBY IS THE INMATE WHO WAS PROVIDING HIM WITH ALL THIS INFORMATION. I INFORMED REECE THAT I WOULD RECONTACT HIM IN THE EVENT I AM SENT TO MAINE TO FOLLOW UP THIS INFORMATION.

FURTHER LOCAL INVESTIGATION OF THE SUBJECT BAHR INDICATED THAT HE HAD A FLORIDA DRIVERS LICENSE BEARING D/L NUMBER B600-230-62-3400 LISTING AN ADDRESS OF 30 ABACO DRIVE IN PALM SPRINGS, FLORIDA. THAT LICENSE WAS ISSUED 02-85 AND SUBSEQUENTLY EXPIRED IN 88. THE LICENSE WAS ALSO SUSPENDED AND REVOKED.

ALL POLICE REPORTS INVOLVING BAHR WERE ALSO PULLED AND CHECKED. HIS TELEPHONE NUMBER WAS SUBSEQUENTLY CROSS REFERENCED WITH THE PHONE NUMBERS OBTAINED AS A RESULT OF A SUBPOENA PERTAINING TO MICHAEL WARREN'S BUSINESS AND MOBILE PHONE. CRIMINAL INTELLIGENCE UNIT CHECKED THESE NUMBERS AND WERE UNABLE TO LOCATE ANY CALLS FROM MICHAEL WARREN TO THIS SUBJECT'S RESIDENCE. RELATIVES OF BAHR'S ALSO LISTED IN PREVIOUS POLICE REPORTS. PHONE NUMBERS WERE ALSO CHECKED AS WELL AS HIS FATHER'S BUSINESS KNOWN AS ED'S LOCKSMITH. THOSE PHONE NUMBERS WERE ALL CHECKED AGAINST THOSE OF BARGAIN MOTORS INCLUDING MICHAEL WARREN'S MOBILE PHONE AND HOME PHONE. NO PHONE CALLS COULD BE CONNECTED TO BAHR FROM WARREN AT THIS TIME.

ON 08-30-91 AT APPROXIMATELY 1630 HRS. I RECEIVED A MESSAGE FROM DET. REECE PERTAINING TO INMATE LIBBY IN THE MAINE STATE PRISON SYSTEM. DET. REECE'S MESSAGE INDICATED THAT INMATE LIBBY WOULD LIKE TO SPEAK WITH ME. DET. REECE'S MESSAGE REQUESTED ME TO CALL MAJOR JONES AT 207-354-2535 SO THAT HE COULD SET UP THE PHONE CALL.

ON 08-30-91 AT APPROXIMATELY 1700 HRS. I DID CONTACT THE MAINE STATE PRISON AT THE ABOVE LISTED NUMBER. HOWEVER, MAJOR JONES HAD LEFT FOR THE DAY. I LEFT A MESSAGE FOR MAJOR JONES TO CONTACT ME AND I WILL ATTEMPT TO RECONTACT HIM ON 09-03-91 DUE TO A LONG HOLIDAY WEEKEND SO THAT THE TELEPHONE CALL CAN BE SET UP WITH MR. LIBBY.

I ALSO SUBMITTED A MEMO REQUEST TO TRAVEL TO MAINE SO THAT I CAN INTERVIEW BOTH LIBBY AND THE SUSPECT BAHR CONCERNING THIS INVESTIGATION.

IT ALSO SHOULD BE NOTED THAT IN THIS SUPPLEMENTAL REPORT I HAD MENTIONED THE FACT THAT MICHAEL WARREN HAD BEEN STOPPED ON A TRAFFIC CITATION AND STATED THAT HE WAS RESIDING WITH HIS MOTHER ON S. OCEAN BLVD. I ATTEMPTED TO CONTACT MR. WARREN SEVERAL TIMES AT THAT LOCATION TO SERVE CIVIL PROCESS FOR THE FLORIDA ATTORNEY GENERALS OFFICE. HOWEVER, EACH TIME I WENT TO

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===10/14/91===

REPORT DATE 10/14/91

DISPOSITION: OPEN

CONTACT JAMIE SWEENEY AT HIS HOME. JAMIE SWEENEY INFORMED ME THAT HE ACTUALLY SAW NOTHING CONCERNING THE CLOWN. HOWEVER, HE STATED THAT ONE OF HIS EMPLOYEES FRED SMITH, DID SEE A CAR DRIVE BY THAT DAY WITH A CLOWN IN IT. FRED SMITH HAS SINCE MOVED FROM FLORIDA TO ATLANTA GEORGIA AREA. JAMIE SWEENEY STATED THAT FRED SMITH HAD COMPLAINED THAT DEPUTIES HAD BEEN BOTHERING HIM AND HAD QUESTIONED HIM SEVERAL TIMES CONCERNING WHAT HE SAW ON THE DAY OF THE SHOOTING. [REDACTED] STATED THAT FRED SMITH IS A W/M, APPROXIMATELY 19 YEARS OF AGE. I ASKED [REDACTED] IF HE HAS ANY INFORMATION CONCERNING WHERE HIS CURRENT ADDRESS IS IN ATLANTA GEORGIA OR ANY FURTHER INFORMATION CONCERNING ANY RELATIVES HE MAY HAVE IN PALM BEACH COUNTY. [REDACTED] STATED THAT HIS APPLICATION IS POSSIBLY ON FILE AT THE CORPOINT OFFICES. SWEENEY ALSO INFORMED ME THAT HE ACTUALLY SAW FRED SMITH BEING QUESTIONED BY UNIFORMED OFFICERS CONCERNING THIS INVESTIGATION. HOWEVER, HE COULD NOT PROVIDE ME WITH THE NAMES OF THE OFFICERS.

ON 10/01/91, AT 1320 HOURS, I CONTACTED PERSONNEL DIRECTOR MARY BIGGS, AT CORPOINT DEVELOPMENT, TELEPHONE NUMBER [REDACTED]. I INFORMED MARY BIGGS THAT I WAS ATTEMPTING TO CONTACT A FORMER EMPLOYEE IDENTIFIED AS FRED SMITH AND ANY HELP SHE COULD PROVIDE ME WOULD BE GREATLY APPRECIATED. MARY BIGGS INFORMED ME THAT FRED SMITH HAS A FATHER-IN-LAW BY THE NAME OF TOM HARRISON WHO STILL WORKS FOR CORPOINT. BIGGS WAS RELUCTANT TO GIVE ME ANY INFORMATION OVER THE PHONE CONCERNING HIS WHEREABOUTS OR PHONE NUMBER, BUT DID STATE THAT SHE WOULD LEAVE A MESSAGE FOR [REDACTED] TO CALL ME. I INFORMED BIGGS THAT I MAYBE OUT OF TOWN IF HE TRIES TO CONTACT ME, SO IN THE EVENT THAT HE CAN'T CALL ME, TO CONTACT LT. STEVE NEWELL.

ON 10/04/91, AT APPROXIMATELY 0820 HOURS, I ARRIVED AT THE PORTLAND MAINE POLICE DEPARTMENT. THERE I MET WITH INVESTIGATOR JAMES DANIELS, WHO IS A HOMICIDE INVESTIGATOR WITH THE PORTLAND POLICE DEPARTMENT. I ALSO SPOKE TO DET. STEVE REESE WHO IS FAMILIAR WITH THIS CASE. WHILE AT THE PORTLAND MAINE POLICE DEPARTMENT, I DID PICK UP COPIES OF POLICE AND INCIDENT REPORTS AND OTHER DOCUMENTATION INVOLVING THE SUBJECT EDWARD BAHR. AFTER REVIEWING THIS INFORMATION AND TALKING WITH DETECTIVES, IT WAS DETERMINED THAT BAHR HAD BEEN ARRESTED WHILE TRAVELING THROUGH MAINE AND HAD NOT STAYED ANYWHERE IN MAINE. BAHR DID NOT HAVE ANY ASSOCIATES WHAT SO EVER IN MAINE, BUT COULD BE INTERVIEWED. AFTER OBTAINING THIS INFORMATION, I THEN LEFT THE PORTLAND POLICE DEPARTMENT AND PROCEEDED NORTH TO THOMASTON MAINE, WHERE THE MAINE STATE PRISON IS LOCATED.

I ARRIVED AT THE MAINE STATE PRISON AT APPROXIMATELY 1100 HOURS. THERE, I MET WITH CAPT. MAHONEY AND LT. OFARRELL, WHO OFFERED ME ASSISTANCE IN INTERVIEWING SEVERAL INMATES. THE FIRST INMATE I INTERVIEWED WAS INMATE JEFFREY L. LIBBY, W/M, DOB 02/20/63. DURING MY INTERVIEW WITH LIBBY, IT WAS DETERMINED THAT HE HAD NOT BEEN IN FLORIDA FOR SEVERAL YEARS AND HAD BEEN SERVING TIME SINCE 1986 IN THE MAINE STATE PRISON. LIBBY STATED THAT HE HAS SOME RELATIVES IN BROOKSVILLE FLORIDA NEAR TAMPA AREA, BUT HAS NOT HAD ANY COMMUNICATION WITH

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CASE NO. 90112660

SUPPLEMENT 33 OFFENSE REPORT

CASE NO. 90112660

==10/14/91==

REPORT DATE 10/14/91

DISPOSITION: OPEN

THEM CONCERNING THIS CLOWN MURDER CASE. LIBBY ALSO STATED THAT HE HAS IN THE SEGREGATION UNIT AND DOES NOT HAVE ACCESS TO ANY TELEVISION. LIBBY STATED IN HIS TAPED STATEMENT THAT AROUND 07/17/91, EDWARD BAHR HAD BEEN BROUGHT INTO THE SEGREGATION UNIT AND THAT HE HAD BRIEFLY SPOKE TO HIM AT THAT TIME. LIBBY FURTHER STATED THAT ON 27, AND 28, OF AUGUST 1991, HE HAD TALKED TO EDWARD BAHR MORE IN DEPTH ABOUT CRIMES BAHR HAD BRAGGED ABOUT COMMITTING. LIBBY STATED THAT BAHR AT THAT TIME, HAD JUST BEEN BROUGHT BACK AND INTO THE SEGREGATION UNIT AFTER BEING SENTENCED TO THREE YEARS. LIBBY GAVE ME FULL DETAILS OF WHAT BAHR HAD TOLD HIM AND FOR FURTHER INFORMATION, REFER TO THE TAPED STATEMENT ITSELF. LIBBY ALSO HAD SOME HAND WRITTEN NOTES CONCERNING WHAT BAHR HAD TOLD HIM. LIBBY ALLOWED ME TO KEEP THE ORIGINALS AND HE RETAINED THE COPIES OF THE HANDWRITTEN NOTES. LIBBY ALSO PROVIDED ME WITH A NEWSPAPER ARTICLE FROM THE TIMES RECORD IN BRUNSWICK MAINE, DATED 09/19/91. IN WHICH BAHR IS QUOTED IN AN ARTICLE AND HIS PICTURE APPEARS IN THE ARTICLE. THE ARTICLE MAINLY DEALS WITH BAHR TALKING ABOUT HOW MELO THE MAINE STATE PRISON IS AND NOTHING SIGNIFICANT ABOUT THIS CASE. THE HAND WRITTEN NOTES THAT WERE TAKEN BY LIBBY WILL GO AS FOLLOWS: "ED STATED THAT ABOUT ONE TO ONE AND A HALF YEARS AGO, HE WAS HIRED AS A HITMAN TO KILL A WOMAN WHO LIVED IN THE WILLINGTON COMMUNITY IN WEST PALM FLORIDA. ED STATED IN BROAD DAYLIGHT HE DRESSED AS A CLOWN, THEN APPROACHED THE DOOR OF THE RESIDENCE, KNOCKED, SAID DELIVERY, SHE OPENED THE DOOR ED SAID HA HA, POINTED THE PISTOL AT HER FACE AND KILLED HER. ED STATED AFTER HE SHOT THE WOMAN, HE SAW A MALE FIGURE RUN OUT OF THE OTHER ROOMS WHICH WAS IN HIS TWENTIES OR SO. ED STATED THAT THE GUY HAD A STEP-SON AND THAT HE WAS TO INHERIT FROM HIS MOTHER. ED STATED THAT HE HAD A GIRL FROM THE OUTLAW ASSOCIATION GO INTO SPOTLIGHT COSTUMES ON U.S. ROUTE NUMBER ONE, DIXIE HIGHWAY IN WEST PALM AND PURCHASE A CLOWN OUTFIT. HE SAID THE CLOWN HAT HAIR WAS GREEN IN COLOR AND THAT THE OUTFIT WAS NEVER RETURNED. ED STATED THAT THE LETTERS ON TOP OF THE STORE AREA WAS ORANGE IN COLOR". PAGE NUMBER TWO OF THE HANDWRITTEN NOTES CONTINUED, "ED STATED HE WAS HIRED BY A GUY WHO RAN BARGAIN MOTORS IN WEST PALM. HE SAID TWO WEEKS PRIOR TO THE HIT A GUY HAD CAME TO THE MERMAIDE BAR IN WEST PALM, LOOKING TO HIRE A HITMAN. ED STATED AN ASSOCIATE OF HIS ESCORTED THIS GUY TO THE BACK OF THE BAR BEHIND CLOSED DOORS WHERE ED WAS AT THE TIME. ED STATED THIS GUY OFFERED HIM A SUBSTANTIAL AMOUNT OF MONEY TO KILL HIS WIFE AND THAT HE WANTED HER DEAD BECAUSE SHE WAS GETTING A DIVORCE RIGHT OFF AND WAS GOING TO TAKE OVER THE CAR DEALERSHIP. ED SAID HE WAS PAID HALF THE AMOUNT ONE WEEK PRIOR AND THE OTHER HALF WHEN THE HIT WAS COMPLETE. ED STATED THE CAR HE USED CAME FROM BARGAIN MOTORS AND NORMAN RIGHSINGER WAS DOING THE DRIVING. ED STATED HE DID THE HIT IN BROAD DAYLIGHT SO NOTHING WOULD LOOK SUSPICIOUS. ED STATED THAT HE THREW THE GUN OUT OF THE PASSENGER'S SIDE SHORTLY AFTER LEAVING THE SCENE AND THAT THE GUN LANDED IN A FLOWER GARDEN OR NEAR FLOWERS. WAS LIVING AT 3804 PATIO COURT AT THE TIME. ED STATED THAT HE KNEW POLICE COULD PLACE HIM IN THE AREA. (HAPPENING) HEIDI SHERYL TYPE OF CLOTHES WOMEN WEARING, TYPE OF

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GUN USED IN CAR/SODIUM PENATHOL TELEGRAM DELIVERY." THE ABOVE INFORMATION WAS CONTAINED IN THE HANDWRITTEN NOTES GIVEN TO ME BY LIBBY. THIS NOTE WAS SUBSEQUENTLY PLACED INTO EVIDENCE ALONG WITH THE TAPE STATEMENT OF LIBBY.

AFTER CONCLUDING MY INTERVIEW WITH LIBBY, HE WAS RETURNED TO HIS SEGREGATION UNIT AT THE MAINE STATE PRISON.

ON 10/04/91, AT 1240 HOURS, EDWARD JOSEPH BAHR, W/M, DOB, 09/20/62, WAS BROUGHT DOWN FROM THE SEGREGATION UNIT, SO THAT HE COULD BE INTERVIEWED. THE INTERVIEW WITH BAHR AS WELL AS LIBBY WAS CONDUCTED IN THE CHIEF OF SECURITY OFFICE INSIDE THE MAINE STATE PRISON. WHEN BAHR ENTERED THE ROOM, I INTRODUCED MYSELF TO HIM AS A DETECTIVE FROM PALM BEACH COUNTY FLORIDA. AFTER SAYING THIS TO BAHR, HE BECAME SOMEWHAT NERVOUS AND HE SAT DOWN. I BEGAN MY INTERVIEW WITH BAHR WITH SOME SMALL TALK AFTER READING HIM HIS MIRANDA RIGHTS. BAHR DID SIGN A MIRANDA RIGHTS CARD AT 1242 HOURS.

I THEN ASKED BAHR HOW HE LIKED IT IN THE MAINE STATE PRISON AND BAHR INFORMED ME THAT IT WAS TOO MELLOW FOR HIM AND THERE ARE HARDLY EVER ANY PROBLEMS AS FAR AS FIGHTS GO IN THE PRISON. I ASKED BAHR WHAT HE DID FOR A LIVING WHEN NOT IN PRISON AND BAHR STATED THAT HE IS A MECHANIC. I ASKED BAHR IF HE HAD EVER DONE ANY WORK FOR USED CAR LOTS AND BAHR REPLIED YES. I ASKED BAHR IF HE HAD EVER DONE ANY WORK FOR BARGAIN MOTORS AND HE ALSO REPLIED YES. I ASKED BAHR WHO THE OWNER OF BARGAIN MOTORS IS AND HE REPLIED MICHAEL WARREN. I THEN TOLD BAHR THE REASON I WAS HERE IS THAT I WAS INVESTIGATING THE DEATH OF MICHAEL WARREN'S WIFE. I THEN TOLD EDWARD BAHR THAT I BELIEVE HE HAS SOME INFORMATION THAT COULD ASSIST US IN THIS INVESTIGATION. I TOLD BAHR THAT I HAD RECEIVED INFORMATION CONCERNING HIS POSSIBLE INVOLVEMENT IN THIS MURDER AND THAT I KNEW HE HAD BEEN BRAGGING ABOUT COMMITTING THIS CRIME. I THEN OFFERED BAHR AN OUT BY STATING THAT IF HE WAS JUST UP HERE IN PRISON BRAGGING ABOUT SOMETHING HE DIDN'T DO TO IMPRESS JAIL GUARDS AND OTHER INMATES, TO TELL ME NOW AND THAT I WOULD NOT WASTE MY TIME TALKING TO HIM. BAHR DECLINED TO ANSWER ME AT THIS TIME AND DID NOT TAKE ADVANTAGE OF THE OUT THAT I HAD OFFERED HIM. BAHR THEN STATED TO ME, THAT HE WOULD TELL ME EVERYTHING HE KNOWS CONCERNING THIS IF I COULD PROMISE HIM THAT HE WOULD NOT GET THE ELECTRIC CHAIR. I THEN INFORMED BAHR, THAT I COULD NOT PROMISE HIM THAT AND THAT WOULD BE SOMETHING THAT THE STATE ATTORNEY'S OFFICE WOULD HAVE TO DECIDE. BAHR THEN INFORMED ME THAT HE THINKS HE WOULD LIKE TO SPEAK TO AN ATTORNEY BEFORE HE ANSWERS ANYMORE QUESTIONS. I THEN ASKED BAHR WHO HIS ATTORNEY IS AND HE TOLD ME HIS ATTORNEY IS IDENTIFIED AS NEAL A. DUFFET. BAHR THEN PROVIDED ME WITH THE ADDRESS OF 22 MONUMENT SQUARE IN PORTLAND MAINE, 04101 AND TELEPHONE NUMBER 775-1515, AS THE ADDRESS AND TELEPHONE NUMBER FOR HIS ATTORNEY DUFFET.

I THEN CONTACTED DUFFET ON BAHR'S BEHALF, HOWEVER DUFFET WAS NOT IN THE OFFICE. I DID SPEAK TO DUFFET'S SECRETARY MARY, WHO INFORMED ME THAT NEAL DUFFET HAD STOPPED REPRESENTING BAHR IN JULY. MARY STATED THAT NEAL DUFFET IS NO LONGER REPRESENTING NEAL BAHR UNLESS BAHR WOULD LIKE TO RETAIN HIM. MARY ALSO INFORMED ME THAT DUFFET WAS AWAY AT A SEMINAR AND COULD NOT BE

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REACHED TODAY.

AFTER COMPLETING MY PHONE CALL WITH DUFFET, I THEN ASKED BAHR IF HE WOULD LIKE ME TO CONTACT THE PUBLIC DEFENDER WHO COULD ASSIST HIM. BAHR STATED YES. I THEN ATTEMPTED TO LOCATE A PUBLIC DEFENDER'S OFFICE. HOWEVER I LEARNED THAT THERE WAS NO PUBLIC DEFENDER'S OFFICE IN MAINE AND THAT PRIVATE ATTORNEYS ARE ASSIGNED TO REPRESENT DEFENDANTS AFTER THEIR ARRAIGNMENTS.

I THEN CONTACTED THE INMATE LEGAL ADVOCATE OF THE MAINE STATE PRISON, WHOSE NAME IS ROBERT ASKIN. ROBERT ASKIN WAS BROUGHT DOWN TO THE CHIEF OF SECURITY'S OFFICE WHERE HE WAS ALLOWED TO SPEAK WITH BAHR FOR A FEW MOMENTS TO SEE IF HE COULD ASSIST HIM. ASKIN SPOKE TO BAHR FOR SEVERAL MINUTES THEN CAME OUT OF THE ROOM AND LEFT.

I THEN RETURNED TO THE INTERVIEW ROOM WITH EDWARD BAHR. BAHR STILL STATED THAT HE NEEDED AN ATTORNEY AT WHICH TIME, I CONTACTED THE PALM BEACH COUNTY PUBLIC DEFENDER'S OFFICE AND SPOKE WITH SECRETARY LINDA SMITH. THIS CALL WAS PLACED AT 1315 HOURS. LINDA SMITH INFORMED ME THAT ALL THE PUBLIC DEFENDERS ARE CURRENTLY OUT OF THE OFFICE RIGHT NOW AT LUNCH. LINDA SMITH INFORMED ME THAT SHE WOULD HAVE ONE OF THE PUBLIC DEFENDERS CALL ME AT MY NUMBER AS SOON AS THEY RETURNED.

BAHR WAS PRESENT IN THE ROOM WHILE I WAS ATTEMPTING TO MAKE CONTACT WITH THE PUBLIC DEFENDER'S OFFICE. DURING THE INTERUM, MYSELF AND BAHR SAT IN THE CHIEF OF SECURITY'S OFFICE WAITING FOR THE PUBLIC DEFENDER TO RETURN MY CALL. NOT KNOWING HOW LONG THE CALL WOULD BE, BAHR WAS NOT TAKEN BACK TO HIS CELL. WHILE SITTING IN THE INTERVIEW ROOM, BAHR ENGAGED ME IN THE CONVERSATION AND ASKED ME WHAT TYPE OF GUN DO I CARRY WHEN I GO TO WORK AND I INFORMED BAHR THAT I CARRY A 9MM SMITH AND WESSON. BAHR THEN STATED TO ME, THAT HE LIKES 357 WITH .38 LOADS IN THEM BECAUSE HE CAN SHOOT QUICKER AND HAS LESS RECOIL. I THEN MADE A STATEMENT TO BAHR CONCERNING HIS TATOOS IN WHICH I TOLD HIM, "I SEE YOU HAVE ALOT OF TATOOS" AND TOLD BAHR I WOULD BE AFRAID OF PUTTING TATOOS ON MY BODY AND BAHR STATED TO ME THAT THE TATOOS ARE NOT A PROBLEM, BECAUSE HE CAN COVER THEM UP WITH MAKE-UP IF HE WANTS TO DO SOMETHING. BAHR STATED THAT HE WAS WEARING MAKE-UP COVERING UP HIS TATOOS WHEN HE COMMITTED THE ROBBERY IN MAINE. HE STATED HE HAS DONE THIS IN THE PAST AND SOMETIMES IT CAUSES CONFUSION WHEN THE VICTIMS TRY TO IDENTIFY HIM AND SEE THAT BIG SPIDER WEB TATOO ON HIS FACE.

ON 10/04/91, AT APPROXIMATELY 1415 HOURS, THE TELEPHONE DID RING AT WHICH TIME I ANSWERED IT AND THE PERSON ON THE LINE IDENTIFIED HERSELF AS NANCY JARDINI, WHO STATED SHE IS AN ATTORNEY WITH THE PALM BEACH COUNTY PUBLIC DEFENDER'S OFFICE. I THEN EXPLAINED TO JARDINI WHY I CONTACTED THE PALM BEACH COUNTY PUBLIC DEFENDER'S OFFICE AND LET HER SPEAK TO THE SUBJECT EDWARD BAHR. DURING BAHR'S CONVERSATION WITH JARDINI, I HAD LEFT THE ROOM. AFTER BAHR COMPLETED HIS TELEPHONE CONVERSATION WITH HER, APPROXIMATELY FIVE MINUTES LATER HE EXITED THE ROOM AND TOLD ME HE WAS DONE. I THEN WENT BACK IN AT WHICH TIME JARDINI WAS STILL ON THE TELEPHONE. I SPOKE TO JARDINI A SECOND TIME, AT

WHICH TIME SHE ADVISED ME NOT TO SPEAK WITH MR. BAHR ANYMORE AND SHE ADVISED HIM NOT TO SAY ANYTHING FURTHER. AT THIS TIME, THE INTERVIEW WITH BAHR WAS COMPLETED AND BAHR LEFT THE CHIEF OF SECURITY'S OFFICE AND WAS RETURNED TO HIS CELL.

IT SHOULD BE NOTED THAT NO TAPE RECORDER OR ANY RECORDING DEVICES WERE USED DURING MY INTERVIEW WITH EDWARD BAHR. BAHR'S SIGNED MIRANDA CARD WAS SUBSEQUENTLY TURNED INTO EVIDENCE.

AFTER COMPLETING MY INTERVIEW WITH BAHR, I THEN REQUESTED LT. O'FARRELL IF I COULD INTERVIEW ANY OTHER INMATES WHO WERE IN THE SEGREGATION UNIT WITH BAHR. O'FARRELL THEN BROUGHT DOWN THE FOLLOWING INMATES WHO I INTERVIEWED. I FIRST INTERVIEWED WAYNE ARTHUR CUNNINGHAM, AT 1515 HOURS. CUNNINGHAM IS A W/M, DOB. 06/13/50. CUNNINGHAM KNOWS BAHR, BUT STATED THAT BAHR HAD SAID NOTHING TO HIM CONCERNING ANY MURDERS.

AT 1540 HOURS, I INTERVIEWED INMATE MICHAEL J. LAFOLLETTE, W/M, DOB, 08/26/51, LAFOLLETTE STATED THAT HE DOES KNOW BAHR AND HAS SPOKEN TO HIM IN THE PAST. HOWEVER, BAHR DID NOT SAY ANYTHING ABOUT ANY MURDERS IN FLORIDA. LAFOLLETTE DID SAY THAT BAHR STATED THAT HE WAS WANTED FOR A MURDER IN VIRGINIA, BUT DID NOT SAY ANYTHING CONCERNING FLORIDA.

AT 1555 HOURS, I INTERVIEWED BLINE PIERCE, W/M, DOB, 09/01/62. PIERCE STATED HE HAD JUST BEEN TRANSFERRED IN TO THE SEGREGATION UNIT AND HAS NEVER TALKED TO BAHR.

AT 1600 HOURS, I INTERVIEWED CRAIG PETTINGILL, W/M, DOB, 05/28/65. PETTINGILL STATED THAT HE DOES NOT KNOW EDWARD BAHR, NOR HAS HE SPOKEN WITH HIM.

THE INTERVIEWS WITH THE OTHER SEGREGATION INMATES WERE NOT TAPE RECORDED. BASICALLY CORDIAL AND VERY BRIEF.

AFTER CONCLUDING MY INTERVIEWS, I AGAIN MET WITH PRISON OFFICIALS AND OBTAINED SOME PHONE NUMBERS THAT EDWARD BAHR HAD PLACED LONG DISTANCE CALLS TO, FROM THE MAINE STATE PRISON. THOSE NUMBERS ARE AS FOLLOWS: (407)547-1053 (407)968-2710, (407)547-4547, (407)968-2910. I WILL LATER ATTEMPT TO DETERMINE WHO'S TELEPHONE NUMBERS THESE ARE AND TO SEE IF THEY HAVE ANY SIGNIFICANCE IN THIS INVESTIGATION.

I ALSO OBTAINED FROM THE MAINE STATE PRISON, PRISONER INFORMATION SHEETS CONCERNING EDWARD BAHR, AS WELL AS SOME OF THE OTHER INMATES WHOM I'VE INTERVIEWED.

IT ALSO SHOULD BE NOTED, THAT PRIOR TO LEAVING THE MAINE STATE PRISON, I CONTACTED THE CUMBERLAND COUNTY JAIL, LOCATED IN PORTLAND MAINE TO SEE IF D/S HEIDI BIGOLO AND CHERYL CORBIN WERE WORKING. IT SHOULD BE NOTED, IF IT HADN'T BEEN MENTIONED, THAT DURING THE STATEMENT OF LIBBY, LIBBY INFORMED ME THAT BAHR HAD ALSO BRAGGED ABOUT THIS TO TWO FEMALE D/S IN CUMBERLAND COUNTY JAIL. THAT BEING HEIDI BIGOLO AND CHERYL CORBIN, WHO MAY ALSO HAVE INFORMATION CONCERNING BAHR'S DEALINGS IN FLORIDA.

UPON CONTACTING THE CUMBERLAND COUNTY JAIL, I DID SPEAK WITH D/S PATRICK

MCKINNEY. MCKINNEY INFORMED ME THAT GUARD HEIDI BIGOLO WAS CURRENTLY ON BEREAVEMENT LEAVE AND NOT AVAILABLE TO BE INTERVIEWED. HE FURTHER STATED THAT CHERYL CORBIN WORKS THE 11:00 P.M.. TO 7:00 A.M. SHIFT AND IS DO IN THIS EVENING.

ON 10/04/91, AT APPROXIMATELY 2300 HOURS, I ARRIVED AT 122 FEDERAL STREET IN PORTLAND MAINE, WHICH IS THE CUMBERLAND COUNTY JAIL. UPON MY ARRIVAL THERE I MET WITH D/S CHERYL CORBIN, W/F, DOB, 12/29/69. I THEN BRIEFLY INFORMED CORBIN OF WHO I WAS AND WHY I NEEDED TO SPEAK WITH HER AND THE CIRCUMSTANCES OF MY INTERVIEW.

CORBIN WAS THEN INTERVIEWED AND A TAPE RECORDING OF THE INTERVIEW WAS MADE. CORBIN INFORMED ME THAT SHE DOES REMEMBER THE SUBJECT EDWARD BAHR, BEING IN THE CUMBERLAND COUNTY JAIL. CORBIN STATED THAT BAHR DID SPEAK TO HER AND HEIDI BIGOLO, ANOTHER CORRECTIONS OFFICER. CORBIN STATED THAT SHE DOES NOT KNOW WHAT BAHR MAY HAVE SAID TO HEIDI, BUT DOES REMEMBER WHAT HE HAD SAID TO HER. CORBIN STATED TO ME, THAT BAHR DID BRAG ABOUT TWO KILLINGS THAT HE HAD PARTICIPATED IN, ONE BEING IN FLORIDA AND ONE BEING IN VIRGINIA BEACH, IN WHICH WOMEN WERE THE VICTIMS. CORBIN DOES NOT REMEMBER BAHR ACTUALLY STATING THAT HE KILLED THEM, BUT INDICATED THAT HE DID. CORBIN DOES NOT REMEMBER IF BAHR SAID WHAT CITY IN FLORIDA THE KILLING OCCURRED. CORBIN DID STATE THAT BAHR HAD MADE DEATH THREATS AGAINST OTHER CORRECTIONAL OFFICERS WHILE IN THE COUNTY JAIL. CORBIN ALSO EXPLAINED TO ME THAT BAHR HAD TOLD HER ABOUT HIS TATOOS AND TOLD HER SPECIFICALLY ABOUT A TATOO HE HAD AROUND HIS NECK. THAT BEING A TATOO OF A CHAIN WITH LINKS IN IT. CORBIN STATED THAT BAHR EXPLAINED TO HER THAT EACH LINK WAS FOR A JOB WELL DONE AND DURING THE CONVERSATION, INDICATED TO CORBIN, THAT EACH LINK WAS FOR A MURDER OR KILLING THAT BAHR HAD SUPPOSEDLY COMPLETED. CORBIN STATED THAT BAHR DID NOT ACTUALLY SAY THIS, BUT LED HER TO BELIEVE THIS.

I THEN ASKED CORBIN IF SHE REMEMBERS ANOTHER INMATE BY THE NAME OF CARLA JO LUCK, WHO HAD BEEN ARRESTED WITH BAHR FOR THE ARMED ROBBERY IN MAINE. CORBIN STATED THAT SHE DOES REMEMBER CARLA LUCK AND THAT SHE HAD BEEN DISCHARGED FROM THE COUNTY JAIL ON OR ABOUT THE 25TH OR 26TH OF AUGUST 1991. CORBIN STATED THAT LUCK HAS KEPT IN TOUCH WITH HER OCCASIONALLY BY WRITING LETTERS TO HER SINCE HER RELEASE. CORBIN THEN PROVIDED ME WITH A PHONE NUMBER AND ADDRESS FOR CARLA LUCK FROM THE LETTERS SHE RECEIVED FROM LUCK. CORBIN STATED THAT LUCK HAD BECAME FRIENDLY WITH HER WHILE STAYING AT THE CUMBERLAND COUNTY JAIL. CORBIN STATED THAT SHE DOES NOT KNOW ANY SPECIFIC DETAILS CONCERNING WHAT CARLA LUCK MAY KNOW ABOUT EDWARD BAHR'S ACTIVITIES, BUT DID STATE THAT LUCK WOULD PROBABLY TALK TO ME IF I CALLED HER. CORBIN ALSO STATED THAT HEIDI BIGOLO WHO ALSO WORKS THE MIDNIGHT SHIFT WITH HER IS ON BEREAVEMENT LEAVE AND CURRENTLY OUT OF STATE AND WILL NOT RETURN FOR A FEW MORE DAYS.

I LEFT A BUSINESS CARD WITH CORBIN, ASKING HER TO GIVE IT TO D/S BIGOLO AND HAVE HER CONTACT ME WHEN SHE RETURNS TO WORK. FOR FURTHER DETAILS, REFER

TO THE TAPED STATEMENT OF CHERYL CORBIN.

ON 10/07/91, WHILE ENROUTE BACK TO FLORIDA, I WENT TO BEAVERDAM VIRGINIA IN AN ATTEMPT TO CONTACT CARLA LUCK, AT THE ADDRESS GIVEN TO ME BY D/S CORBIN. THAT ADDRESS WAS ROUTE 2, BOX 300 BEAVERDAM VIRGINIA 23015, TELEPHONE NUMBER GIVEN TO ME WAS (804)449-6558. WHILE IN BEAVERDAM VIRGINIA, AT APPROXIMATELY 1000 HOURS, I TELEPHONED THE TELEPHONE NUMBER OF 449-6558 AND SPOKE TO A WOMAN WHO STATED THAT CARLA LUCK DOES RESIDE AT THAT RESIDENCE, HOWEVER SHE WAS NOT AT HOME AT THIS TIME, BECAUSE SHE WAS BABYSITTING IN ANOTHER PART OF THE STATE FOR RELATIVES, BUT WOULD RETURN TO HER HOME WITHIN A FEW DAYS. I LEFT MY NAME AND TELEPHONE NUMBER AND REQUESTED THEM TO HAVE CARLA LUCK CALL ME WHEN SHE RETURNS HOME.

ON 10/12/91, I RETURNED TO WORK AT THE PALM BEACH COUNTY SHERIFF'S OFFICE WHERE ALL EVIDENCE GATHERED DURING MY TRIP TO MAINE, WAS PLACED INTO EVIDENCE. INFORMATION OBTAINED DURING THE TRIP WILL BE INVESTIGATED AND SUPPLEMENTAL REPORTS WILL FOLLOW. I WILL ALSO ATTEMPT TO MAKE CONTACT WITH THOSE PERSONS WHO HAVE NOT YET BEEN SPOKEN TO OR INTERVIEWED.

I WILL ALSO ATTEMPT TO DETERMINE IF INMATE AT THE PALM BEACH COUNTY JAIL, THOMAS DRUZOLOWSKI WILL AGREE TO A POLYGRAPH EXAMINATION CONCERNING HIS STATEMENT. THIS CASE IS DECLARED OPEN, SUPPLEMENTAL REPORTS WILL FOLLOW.
DET. W. WILLIAMS #3034/PT TRS. 10/13/91
DICTATED 10/12/91, AT 1215 HOURS

00593002390

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EXHIBIT 3

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1 Statement of: Jeffrey Livvy
2 Re: State of Florida vs. Sheila Keen
3 Case No.: 2017CF008722AMB
4 Date: October 4, 1991
5 Taken by: Det. Bill Williams
6 Key: DG = Det. Bill Williams
7 JL = Jeffrey Livvy
8 US = Unidentified Speaker
9 - - -
10 DW: See if it's gonna work. Testing one, two, three,
11 testing. All right. This is Det. Bill Williams of
12 the Palm Beach County Sheriff's Office. This will
13 be an interview with Jeff -- Jeffrey Livvy in Maine
14 State Prison up in Thomaston, Maine. The date is
15 now October the 4th, 1991, and the time is 11:10 by
16 my watch. This will be -- I'm going to take a
17 statement from you. I'm going to try to swear you
18 in. Can you raise your right hand. Do you swear
19 that the following statement you're going to give me
20 will be the truth, the whole truth, and nothing but
21 the truth, so help you God?
22 JL: Yes, I do.
23 DW: Okay. Move this a little closer.
24 JL: All right.
25 DW: So we don't have to do it twice. All right. You've

1 been in prison for how long, sir?

2 JL: I've been in prison for approximately five years, a

3 little bit more than five years.

4 DW: In this place here?

5 JL: No, I've been here four years.

6 DW: Okay. What are you doing time for?

7 JL: I'm doing time for murder.

8 DW: Okay. How many years in?

9 JL: 60.

10 DW: 60 years. Okay. Before we start, I'm going to go

11 through some basic stuff. What's your full name?

12 JL: Jeffrey L. Livvy.

13 DW: L-I-V-V-Y?

14 JL: Yes.

15 DW: And your date of birth?

16 JL: 2/20/63.

17 DW: What's your social security number?

18 JL: [REDACTED]

19 DW: Where does your mother and father reside?

20 JL: My mother is in Brooksville, Florida. She's

21 residing at 8102 Fort Gate Avenue in Brooksville,

22 Florida.

23 DW: Where is Brooksville?

24 JL: I think it's an hour away from Tampa. I've never

25 been to Brooksville.

1 DW: You've never been there?
2 JL: No.
3 DW: You ever been to Florida?
4 JL: I've been to Florida, yes. I've been to Clearwater.
5 DW: How long ago?
6 JL: Let's see, I've been to Clearwater, I've been to pen
7 else as park, county. It was about -- I think
8 it was 1979 was the last time I was in Florida.
9 DW: You've been jailed here since three years?
10 JL: 1986, July 11, 1986.
11 DW: That's when you got sentenced?
12 JL: No, that's when I --
13 DW: Arrived here?
14 JL: Yes.
15 DW: Okay.
16 JL: I arrived here in '87, August 23, so --
17 DW: Okay. Do you have any other relatives that live in
18 Florida?
19 JL: Not that I know of.
20 DW: Okay. How about your father?
21 JL: My father, I don't know where he is right now.
22 DW: Okay. Him and your mother are not married?
23 JL: They were divorced. They have been divorced for at
24 least 15, 16 years.
25 DW: Okay.

1 JL: (Inaudible.)
2 DW: Okay. Do you have any brothers or sisters?
3 JL: I got one brother and one sister.
4 DW: And where do they live?
5 JL: They live -- as far as I know, my brother is going
6 to college part-time, and my sister is living with
7 my mother.
8 DW: In Brooksville?
9 JL: Yes.
10 DW: Okay. Your brother that's going to college, what's
11 his name?
12 JL: Randy.
13 DW: Randy. Same last name?
14 JL: Yes.
15 DW: And your sister's name?
16 JL: Lisa.
17 DW: Okay. Where is your brother going to college?
18 JL: I'm not sure exactly. I think it's Tampa
19 University, but I can't be positive.
20 DW: Okay. He basically lives with your mom, too?
21 JL: Off and on, I'm not sure. I haven't -- I talk to my
22 mom all the time, but I'm not sure about his status.
23 I haven't really asked about his status. I haven't
24 really asked about my sister's status. I know that
25 my sister does have a boyfriend, and she lives with

1 him, too. So I don't know if she lives more with
2 him than she does with my mother now.

3 DW: Okay. Do you have any contacts whatsoever in Palm
4 Beach County?

5 JL: No, I don't.

6 DW: In Florida, West Palm?

7 JL: No, I do not.

8 DW: How did you ever come to meet this Det. Reese?

9 JL: Det. Reese, he came down to interview me about
10 another case, Tommy (Inaudible), him and special
11 agent (Inaudible) Special Agent Peter Perry, and
12 it was about a case involving a six-count
13 indictment, and I had called the Cumberland County
14 District Attorney's Office and talked (Inaudible)
15 who was in charge of that, the district attorney who
16 was in charge of that case, and told him I had
17 information. I also wrote a couple of letters
18 (Inaudible.)

19 DW: How long ago was this?

20 JL: Oh, I'd say this was around seven, eight months ago,
21 I guess.

22 DW: Okay. Did you have occasion to come in contact with
23 Det. Reese again over this inmate (Inaudible)?

24 JL: I -- as soon as I got the information -- not as soon
25 as I got it, but when I got the information, I wrote

1 things down, and it was like, I would say, almost a
2 month later before I decided to get involved in
3 this. I called Det. Steve Reese, because he was the
4 only one I knew of, an FBI agent, and I wanted to
5 play it safe, so when I called him, I asked him
6 if -- if he would contact -- contact -- Peter Perry
7 contact me, and I had information on (Inaudible.)

8 DW: Okay.

9 JL: And subsequently he did, Peter Perry did contact me.
10 I discussed a few details over the phone with him.
11 I was reluctant at that time to give him everything,
12 because I didn't want to be committed at that point,
13 but then as time went on, I -- in corresponding with
14 Steve Reese (Inaudible) call me, I've been feeling
15 pretty comfortable with him, so --

16 DW: Okay. Do you know of any other police agencies that
17 came up here from Florida to interview Bahr or you
18 concerning any other murders we talked about?

19 JL: No.

20 DW: So I'm the first, right?

21 JL: Yes, you're the first (Inaudible.)

22 DW: When did you first meet Bahr?

23 JL: I first met Bahr on -- I didn't actually meet him.

24 I knew of him on 7/17/91. He was brought up to the
25 unit.

1 DW: That's when you first met him?

2 JL: Yes, uh-huh. (Inaudible.) I've never met him

3 person-to-person. He was not allowed to have

4 contact (Inaudible.) Of course, my situation, my

5 contact is restricted from all inmates because of my

6 (Inaudible) status. So just as far as talking

7 through glass, when I was out (Inaudible), the doors

8 have glass windows, and I talked to him and seen his

9 face, you know, not about the case but about, you

10 know, just bullshit, you know, and so if you want to

11 call it meeting, I don't know.

12 DW: When did you first sit down and actually when did

13 he discuss with you this -- this case in South

14 Florida about the clown?

15 JL: On 8/27, 8/28.

16 DW: What happened on the 27th?

17 JL: I know he told me basically what I told you on the

18 phone. Did you want me to go through everything?

19 DW: Yeah, if you could.

20 JL: Okay. I would say -- I want to say that maybe

21 before the 27th he may have told me a few more

22 things, but to my best recollection, he told me

23 things on the 27th, 28th mostly.

24 DW: Okay.

25 JL: And it was at nighttime, and we had been staying up

1 late, and he wanted to talk, so I talked to him, and
2 we got in a discussion about the crimes that he had
3 done. Now, on the 27th and 28th, he had been
4 brought back from Cumberland County, I guess,
5 because he was just sentenced for a -- what was it,
6 an armed robbery. He got three years. And so when
7 he came back, shortly after the -- well, it was
8 around the 1st of August, he came back and was
9 placed back in that cell. At around the end of
10 August, 27th, 28th, we stayed up late at night, them
11 two nights, and he had talked about the case and
12 told me that he had committed another murder,
13 basically. So I in a roundabout way was asking him
14 about, so, what have you been doing all your life
15 and this and that, and he just kind of (Inaudible)
16 well, the biggest thing I've ever done and the most
17 exciting thing I've ever done is (Inaudible) clown
18 suit. So at that point I said, what do you mean.
19 So he started rambling on about it, and I was asking
20 him in roundabout ways, so what happened next, this
21 and that. Basically what he told me was that about
22 a year, year and a half ago, he was hired as a
23 hitman to kill a woman in the Wellington area in
24 West Palm Florida, and he stated that in broad
25 daylight he dressed up as a clown, that he went up

1 to this residence where this woman was living and
2 had knocked on the door and said delivery, and she
3 opened the door, he pointed a gun to her face and
4 said, ha-ha, and shot her in the face. He said
5 after he shot her, he saw a male figure running out
6 of the other room. He said he was approximately
7 between 20 and 22. At this point he stated also
8 that this guy that hired him had a stepson, and that
9 the step son was to inherit from his mother. At
10 this point he told me that the costume that
11 he bought was purchased by a girl who was associated
12 with the Outlaw association, and that she had went
13 into Spotlight Costumes, and that was located off
14 US1, Dixie Highway in West Palm, and had purchased a
15 clown outfit, and that the clown hair was green.
16 He said that -- he said that the suit was never
17 returned, and that the letters on top of the store
18 were orange in color. At this point he went on to
19 say that the guy that hired him ran Bargain Motors.
20 He said that approximately -- let me see, I want to
21 get this straight. He said approximately two weeks
22 before the hit, this guy had came to Mermaid bar in
23 West Palm and was looking for a hitman. Ed stated
24 that one of his friends, associates, whatever you
25 want to call him, escorted Ed back to the bar where

1 he was behind a closed door, and Ed then stated that
2 this guy had offered him a substantial amount to
3 kill his wife. He said he wanted -- that he wanted
4 his wife dead because he was to divorce -- get a
5 divorce, she was divorcing him (Inaudible) and she
6 was to take over the car dealership. At this point
7 Eddie said that he received one half of the
8 substantial amount. I tried to get the amount out
9 of him, but he wouldn't tell me. He said he did
10 receive one half of the amount one week prior to the
11 hit and the other half after the hit was completed.
12 He said that the car that was used was from Bargain
13 Motors, and that it was lent to him by the same guy
14 that hired him. I tried to get the make of the car
15 out of him. He wouldn't tell me that. At this
16 point he told me that Norman Reisenger -- a guy by
17 the name Norman Reisenger was doing the driving for
18 him. He said he did the hit in broad daylight
19 because he thought that nobody would think that was
20 looking conspicuous in any way, nobody could suspect
21 anything. Now, I can't be positive on this, but I'm
22 85 percent positive, just going back and thinking,
23 that I think he said the package was a telegram, but
24 I -- I can't be positive if he said a telegram or
25 flowers. I can't be positive if it was -- I should

1 have wrote everything down, but I didn't. I was
2 more or less listening, and afterwards I wrote
3 things down. At this point -- let me see now. At
4 this point he said that -- oh, jeez.

5 DW: Take your time.

6 JL: (Inaudible.) Break out my notes here for a minute.
7 I also have a newspaper article which I did take out
8 a recent newspaper which I thought you'd be
9 interested in.

10 DW: A local paper up here?

11 JL: Yes. I'm trying to remember exactly what he said to
12 me. He said -- oh, yeah, he said that he --
13 he resided at 3804 Callo Court at the time, and
14 he stated -- he stated something about he was scared
15 that the police would be able to place him in the
16 area at that time. And I said why is that, I mean,
17 how can they place you in the area at that time when
18 you're involved in the motorcycle association,
19 you're all over the place. He says, well, there was
20 something that happened, he said. I tried to get
21 that out of him several times, what happened.
22 He didn't tell me about it. I didn't want to look
23 suspicious, and I think he kind of in a roundabout
24 way felt that I was, you know -- you know, getting
25 some information out of him, but basically that's

1 all he told me, and that he was scared of the sodium
2 pentothal test, he was scared of West Palm
3 detectives coming up and questioning him, and
4 basically that's all he told me, at that -- at that
5 point.

6 DW: Did he mention something to you about disposing of a
7 firearm or something?

8 JL: Oh, yes, okay. He did say that shortly after he did
9 the shooting and got in the car, and as they were
10 driving away, shortly afterwards, he chucked the gun
11 out of the window. He was on the passenger side,
12 and Norman Reisenger was doing the driving. He
13 chucked the gun out, and it landed in a flower
14 garden or next to flowers, he said. He said it was
15 before he got out of the Wellington area. I said,
16 well, Eddie, why didn't you go back and get the gun?
17 He said, well, I wasn't going to take that chance.
18 He said I was kind of scared and we were nervous at
19 the time and we didn't know who saw us and this and
20 that, and Norman took off kind of fast, and, you
21 know, and basically (Inaudible.)

22 DW: (Inaudible) or anything like that?

23 JL: I tried to get that out of him. He wouldn't tell
24 me. He said it was a pistol. He said it was
25 something common. I don't know what it was.

1 He didn't tell me.

2 DW: Has any -- has anybody made any deals with you from
3 my agency or down in Florida for you to cooperate
4 with us or talk to us?

5 JL: No, I came forward voluntarily and divulged this
6 information.

7 DW: And you don't want any special treatment for helping
8 us out?

9 JL: No.

10 DW: Okay. Is there any way that you can benefit by
11 telling this stuff to us now?

12 JL: What do you mean "benefit"?

13 DW: I mean is anybody paying you to tell us this?

14 JL: No, what I'm telling you is the absolute truth, and
15 I've come forward because I'm a righteous person, a
16 just person, and I'm trying to do the right thing,
17 basically show a human interest and concern and to
18 do something positive in the course and in the
19 interest of justice.

20 DW: Okay. Would you be willing, if necessary, to come
21 forward and testify in court if -- if necessary on
22 this?

23 JL: With the provisions that my protection is very
24 secure, because like I said, Eddie is part of a,
25 from my understanding, a large association, the

1 Outlaw association, and he's got a lot of
2 connections, and I have no doubt that when he finds
3 out that I am going to testify, he'll have me --
4 he'll try to have me taken out or put a hit on me,
5 I'm sure.

6 DW: You mentioned earlier something about the guy who
7 hired his son was supposed to inherit the money from
8 the dead mother?

9 JL: The mother, yes.

10 DW: Did he say anything more about that, like was
11 it like just the conversation, was it like that's
12 okay, because the kid's going to get rich, so don't
13 worry about it or -- I'm just trying to figure out
14 what his maybe mindset was at the time?

15 JL: He joked around and said -- because I asked him a
16 question about -- um, what did I ask him? I asked
17 him, um, where the money came from that this guy had
18 paid him with, and he kind of laughed and joked
19 around, and -- and said, well, how do you know for
20 sure that this guy -- this guy paid me off. This
21 guy paid me off from his pocket, he said, or
22 something like that, and then he said how do you
23 know it wasn't the stepson, because he was due to
24 inherit some, you know, money from his mother.
25 He put it in that sort of sense. It's like -- it

1 was like the feeling I got was that the stepson knew
2 of it going down, but I don't know, basically,
3 that's just my feeling.

4 DW: Okay. You also mentioned something when you met
5 this guy at the Mermaid bar, he had an associate of
6 his bring him back to the back room or something?

7 JL: Yes.

8 DW: Did he mention who his associate was, would that
9 have been Norman or someone else?

10 JL: I don't think it was Norman, because Norman is
11 wanted by the FBI, so -- and he didn't tell me who,
12 no. He just said one of his associates. I asked
13 him what was in the back room, what they did back in
14 the back room, he said it was always firearms back
15 there in case something went down. He said it was
16 always people back there, and that's where we did
17 all our dealings with drugs, because they were in
18 the drug trade, the Outlaw association is in the
19 drug trade, and he's really -- the Outlaws -- he's
20 not in the Outlaw -- he's not in the Outlaw
21 association, he works for the Outlaw association,
22 he said, and these are the murders that he told me
23 about were set up by Norman Reisenger, and that's
24 when he told me about him. He told me about him in
25 July, on 7/17, and a little bit of information on

1 the 27th and the 28th.

2 DW: Okay. Since the 28th, have you spoken to him again?

3 JL: I don't believe so, no. After that, I think he got
4 a little bit suspicious and stopped talking. Of
5 course, he was hearing things from other quarters
6 that I was testifying during a murder trial and so
7 forth, so I think he got a little skeptical.

8 DW: (Inaudible)?

9 JL: Yeah, and I know recently, because where I am on my
10 court, his court is right across from me, and his
11 windows, we can see each other, and he looks at me
12 and gives me a dirty look like (Inaudible.)
13 He don't say nothing, he don't seem like the type --
14 I don't feel as though he's the type of guy that
15 will say, "you're dead," I think he just does it,
16 you know. But I do -- in my mind, I think he's
17 (Inaudible), and I do believe or I did believe him
18 on those stories, and I think Eddie is the kind of
19 guy that would tell you something only if he knows
20 it, because he's not really educated, highly
21 educated, and he tells a lot of stories, and I feel
22 as though they're true, I mean -- (Inaudible.)

23 DW: Okay. Did he mention about any other murders that
24 he may have done in Palm Beach County?

25 JL: No, he said -- the only murder he told me about was

1 in -- in Florida was in Cocoa Beach, Florida.

2 DW: Okay. Have you spoken to any detectives from Cocoa
3 Beach?

4 JL: I've been trying to get Steve Reese to -- get Steve
5 Reese sent them a telegram (Inaudible) authorities a
6 telegram of what I have said to Steve Reese in
7 relation to those murders, and I guess the last time
8 I called him, which was last week, I think it was
9 last Tuesday, I believe it was. He told me that
10 he hasn't heard nothing from them yet. I said,
11 well, Steve, I'll tell you what, I said a little
12 while ago, about six weeks ago, a detective from
13 Virginia called here and called Major Jones, and
14 I haven't seen Major Jones for six weeks, but I've
15 been trying to writing letters, trying to get that
16 number to call this detective, and the number was an
17 804 area code, and he said that was Virginia, and
18 I said the detective's name was Frank. So the
19 officer came to my cell and said, well, Major Jones
20 just called us and said he wants you to call this
21 detective, and I was on the same side with Ed at the
22 time, and I said I can't talk to you here
23 (Inaudible) Ed's room, so he took the paper away.
24 So I got a glance at it. He took the paper away,
25 and they -- they called Major Jones, and Major Jones

1 said well, we'll get back to that later, and
2 he never got back to me. So I've been trying
3 desperately to get in contact with the Virginia
4 police, but where I am up here, and I'm isolated,
5 all I can do is write letters.

6 DW: You've never been to Virginia yourself?

7 JL: No, I never have.

8 DW: How about Cocoa Beach?

9 JL: No.

10 DW: Never been to Palm Beach County?

11 JL: Never been to Palm Beach County. I've been to
12 Clearwater, Pinellas County, (Inaudible), right
13 around that area.

14 DW: That was -- '79 was the last time you were in
15 Florida?

16 JL: Yes.

17 DW: Have you seen or heard anything about this case that
18 I'm -- that we're talking about involving this clown
19 on television (Inaudible)?

20 JL: No, I've been up in segregation since July 2, 1991,
21 and where I am, you've got no access to any
22 television at all.

23 DW: No TV?

24 JL: No TV.

25 DW: And July 2nd is when you went there?

1 JL: Yes.

2 DW: And they don't let you out at all to watch

3 television?

4 JL: They let you out in the corridor to -- there's no

5 television up there in segregation at all. They've

6 got a little radio up there, and that's it for the

7 cops, and -- but I'm out 45 minutes a day, and I get

8 a shower 15 minutes a day, and that's it.

9 DW: I've -- I've heard this case was shown on national

10 TV on a Current Affair program. I was just

11 wondering if you happened to catch that show?

12 JL: No, I did not.

13 DW: (Inaudible)?

14 JL: I try -- as a matter of fact, I was going to call

15 Steve Reese today, but I didn't, because I'm only

16 allowed one legal phone call a day, but I was going

17 to call him next week and ask him when that aired,

18 because I'm kind of -- because when I called him a

19 while back, he said it aired recently, and --

20 DW: Yeah, they've been showing a lot of reruns. The

21 first time it aired was a few months back.

22 JL: Yeah, but I've never seen it, so --

23 DW: How about Bahr, does he have access to a television?

24 JL: No, not that I know of. He's on the south side

25 segregation, which has got 11 cells, and, you know,

1 handcuffed every time he goes somewhere. There's a
2 little bit more freedom up here. It's a bigger
3 court.

4 DW: So you've got 60 years. When is your earliest
5 possible release date?

6 JL: The last time I know, the last (Inaudible) release
7 date I got in the mail was 2026.

8 DW: That's a long time?

9 JL: It is a long time.

10 DW: Okay. I think that will conclude. Now, is
11 everything you told me the truth and accurate to the
12 best of your knowledge?

13 JL: Yes, it is.

14 DW: And like I said, you would be willing to testify
15 if we could give you some type of protection, right?

16 JL: A lot of protection. With a guy like Bahr, a lot of
17 protection.

18 DW: Do you have any problems with me making copies of
19 your notes?

20 JL: No, as a matter of fact, I'll --

21 DW: I don't want to take your originals, but --

22 JL: Well, I'm trying to think here.

23 DW: And this newspaper --

24 JL: I have no problem with that, no. As a matter of
25 fact, you can have that newspaper article.

1 DW: All right.

2 JL: And (Inaudible) copy of that, I don't see why not.

3 You want a copy of -- well, this is just a log.

4 DW: (Inaudible.)

5 JL: Sure.

6 DW: All right. This will conclude the taped statement.

7 Now the time is 11:34 by my watch, a.m.

8 (End of recording.)

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CERTIFICATE

- - -

I, Matthew J. Haas, Court Reporter and
Transcriptionist, do hereby certify that I was authorized to
and did listen to and stenographically transcribe the
foregoing recorded proceedings and that the transcript is a
true record to the best of my professional ability.

Dated this 4th day of June, 2019.



MATTHEW J. HAAS
Court reporter

EXHIBIT 4

NOT A CERTIFIED COPY

EDWARD BARR (WILLINGTON, MURDER)
(7-17-91)(8-27 8-28)

(407)471-2350

Det. BILL WILLIAMS
3228 GUNCLUB RD
West Palm/Wilmington

ED STATED THAT ABOUT 1 TO 1 1/2 YEARS AGO, HE WAS HIRED AS A HITMAN TO KILL A WOMEN WHO LIVED IN THE WILLINGTON COMMUNITY IN WEST PALM, FLORIDA. ED STATED IN BROAD DAYLIGHT, HE DRESSED AS A "CLOWN", THEN APPROACHED THE DOOR OF THE RESIDENCE, (KNOCKED SAID DELIVERY, SHE OPEN THE DOOR, ED SAID HAH, pointed the PISTOL AT HER FACE AND KILLED HER. ED STATED AFTER HE SHOT THE WOMEN, HE SAW A MALE FIGURE RUN OUT OF THE OTHER ROOMS WHICH WAS IN HIS 20'S OR 30'S. ED STATED THAT THE GUY HAD A STEPSON AND THAT HE WAS TO INHERIT FROM HIS MOTHER.

ED STATED HE HAD A GIRL FROM THE OUTLAW ASSOCIATION GO INTO SPOTLIGHT COSTUMES, ON US. RT #1 DIXIE HIGHWAY IN WEST PALM, AND PURCHASE A CLOWN OUTFIT. HE SAID THE CLOWN HAT HAIR WAS GREEN IN COLOR AND THAT THE OUTFIT WAS NEVER RETURNED. ED STATED THE LETTERS ON TOP OF THE STORE AREA WAS ORANGE IN COLOR.

ED BARR
(7-17-91) (8-27-28)
WILLINGTON MURDER,

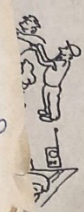
Ed stated he was hired by a guy who ran Bargin Motors in West Palm. He said (2) weeks prior to the "HIT" A guy had came to the mermaid BARR in West palm, looking to hire a hit man. Ed stated AN ASSOCIATE OF his Escorted this guy to the BACK OF the BAR Behind closed doors where Ed was at the time. Ed stated this guy offered him A SUBSTANTIAL AMOUNT OF money to KILL his wife AND that he wanted Her DEAD because she was getting A divorce RIGHT OFF AND WAS going to take over the CAR dealership. Ed said He was PAID 1/2 the AMOUNT (1) week prior AND the other 1/2 when the HIT was complete. Ed stated the CAR He used came from Bargin Motors AND Norman Risenger was doing the DRIVING. Ed stated He did the HIT in "BROAD DAYLIGHT" So nothing would look suspicious. Ed stated that He threw the gun out of the passenger side shortly AFTER leaving the scene, AND that the gun LANDED in A Flower GARDEN OR NEAR Flowers. WAS Living AT 3804 PATIO COURT AT the time. Ed stated THAT He knew Police could place him in the AREA (HAPPENING) (Hei oi, chery) type of clothes women wearing / Gun used AND CAR

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EXHIBIT 5

NOT A CERTIFIED COPY

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OFFENSE INDICATOR: OFFENSE 1 VICTIM NUMBER: 1
VICTIM TYPE: ADULT
RESIDENCE TYPE: COUNTY RESIDENCE STATUS: FULL YEAR
EXTENT OF INJURY: FATAL
INJURY TYPE(1): GUNSHOT
INJURY TYPE(2): NOT APPLICABLE
VICTIM TREAT TAKEN: PALMS WEST HOSPITAL
PHYSICIAN: DR. DOYEN (E.R.)
ROBBERY PREMISES: MISCELLANEOUS
VICTIM RELATION: UNDETERMINED

VICTIM NUMBER: 1 OFFENDER NUMBER: 1
HOMICIDE CIRCUMSTANCES: UNKNOWN CIRCUMSTANCE
JUSTIFIABLE CIRCUMSTANCES: NOT APPLICABLE
JUSTIFIABLE CODE: NOT APPLICABLE
AGENCY: PB COUNTY SHERIFF OFFICER NAME: D/S GARCIA, D/S ZUBACH
SUPERVISOR ON SCENE: DETECTIVES WILLIAMS/KELLEY.
WHERE BODY FOUND: 15470 TAKEOFF PLACE, WPB, FL.
OFFICER VIEWED BODY AT: SCENE, HOSPITAL, M/E OFFICE
BODY I.D. BY: [REDACTED]
AMBULANCE: INTERCITY FIRE RESCUE: STATION 32
REMOVAL SERVICES: M/E/O
PRONOUNCE BY: DR. BARON AT: PALMS WEST HOSPITAL
DOCTOR EXAMINING PRIOR DEATH: DR. BARON DATE: 900528
DOCTOR'S ADDRESS: PALM WEST HOSPITAL
CAUSE OF DEATH: GUNSHOT WOUND TO THE HEAD.
DEATH'S CERTIFICATE SIGNED BY: M/E
BODY RELEASED TO: MEDICAL EXAMINER DATE: 900528
NEAREST RELATIVE: [REDACTED] HUSBAND MICHAEL WARREN
MEDICAL HISTORY: UNKNOWN

ON 10/14/91, AT APPROXIMATELY 0745 HOURS, I WAS CONTACTED BY HEIDI BIGELOW, W/F. DOB, 10/10/71, WHO RESIDES AT 209 U.S. HIGHWAY ONE APT #3, IN SALMOUTH MAINE, 04105. BIGELOW IS A CORRECTIONS OFFICER WITH THE CUMBERLAND COUNTY SHERIFF'S OFFICE IN PORTLAND MAINE. BIGELOW INFORMED ME THAT SHE HAD ON OCCASION, IN TALKING TO THE SUBJECT EDWARD BAHR WHILE HE WAS INCARCERATED IN THE CUMBERLAND COUNTY JAIL DURING THE SPRING OF 1991. BIGELOW DID STATE THAT BAHR HAD TALKED ABOUT BEING AN ENFORCER FOR THE OUTLAWS MOTORCYCLE CLUB. BIGELOW FURTHER STATED THAT BAHR BRAGGED HE WAS INTO DRUGS AND WOULD KILL HIS MOTHER IF THE MONEY WAS RIGHT. ACCORDING TO BIGELOW, BAHR ALSO BRAGGED ABOUT BEING ACCUSED OF KILLING A GIRL WHO WAS SUBSEQUENTLY FOUND IN THE TRUNK OF A CAR. BIGELOW DID NOT KNOW WHERE THIS OCCURRED. BAHR ALSO BRAGGED ABOUT BEING

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CASE NO. 90112660
==12/16/91==

7 PALM BEACH COUNTY SHERIFF'S OFFICE
SUPPLEMENT 34 OFFENSE REPORT

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CASE NO. 90112660

DISPOSITION: OPEN

WANTED FOR FORGERY AND THREE MURDERS. BIGELOW BELIEVED BAHR STATED THE MURDERS HAD OCCURRED IN FLORIDA. BIGELOW COULD NOT REMEMBER ANYTHING ELSE THAT SEEMED IMPORTANT CONCERNING WHAT BAHR HAD SAID, BUT STATED SHE WOULD THINK ABOUT IT FOR A FEW DAYS AND WRITE DOWN ANYTHING ELSE THAT SHE DOES REMEMBER AND WILL GET BACK IN TOUCH WITH ME.

ON 10/15/91, AT APPROXIMATELY 1000 HOURS, I CONTACTED DET. STEVE REESE IN AN EFFORT TO OBTAIN BOOKING PHOTOS OF THE SUSPECT EDWARD BAHR, CONCERNING THE BOOKING PHOTOS TAKEN AT THE CUMBERLAND COUNTY JAIL.

ON 10/15/91, AT APPROXIMATELY 1250 HOURS, I HAD THE OCCASION TO BE AT THE BARNETT BANK, LOCATED AT SOUTH DIXIE HIGHWAY IN THE CITY OF WEST PALM BEACH FLORIDA. WHILE THERE, I DID OBSERVE MICHAEL WARREN WHO HAPPENED TO BE IN THE BANK AT THE SAME TIME I WAS. AFTER LEAVING THE BANK, I WAS CONFRONTED BY MICHAEL WARREN WHO ENGAGED ME IN CONVERSATION CONCERNING THE CLOWN CASE. WARREN ASKED ME HOW THE CASE WAS GOING AND I EXPLAINED TO WARREN THAT IT IS STILL AN OPEN INVESTIGATION AND THAT THE SHERIFF'S OFFICE IS DOING EVERYTHING POSSIBLE. I ASKED WARREN IF HE WOULD LIKE TO COME TO THE SHERIFF'S OFFICE TO LOOK AT SOME PHOTOGRAPHS OF PEOPLE WHO MAY BE SUSPECTS IN THIS CASE. WARREN STATED THAT HE MAY DO SO. I GAVE WARREN A BUSINESS CARD AND ASKED HIM TO CALL ME THE FOLLOWING WEEK AND I WOULD BE MORE THAN HAPPY TO SHOW HIM WHAT THE PROGRESS OF THE INVESTIGATION WAS. WARREN THEN TALKED TO ME WITH SOME SMALL TALK ABOUT 30 TO 45 MINUTES. WARREN TALKED ABOUT HIS [REDACTED] WHO HAD DIED AND STATED THAT IT WOULD NOT BE UNREASONABLE TO THINK THAT MARLENE WARREN MAY HAVE HAD SOMEBODY KILL HER HERSELF AND SUGGESTED THAT MAYBE THE MURDER WAS ACTUALLY A SUICIDE ARRANGEMENT BY HIS WIFE. WARREN THEN MENTIONED THE ARREST OF SGT. SESSA. WARREN STATED THAT HE HAD HIRED A PRIVATE INVESTIGATOR TO FOLLOW THAT INFORMATION UP. WARREN FURTHER STATED THAT THE CREDIBILITY OF WITNESSES, ESPECIALLY JOHN MORAN MAY BE A SUSPECT, DUE TO THE FACT THAT JOHN MORAN FREQUENTS A BAR IN WEST PALM BEACH, KNOWN AS THE EL CID BAR WHICH IS FREQUENTED BY SGT. SESSA. WARREN THEN SHOWED ME A REPORT THAT WAS DONE BY A PRIVATE INVESTIGATOR ON SGT. SESSA. I HOWEVER WAS NOT ABLE TO READ IT, BECAUSE HE HAD FLASHED IT IN FRONT OF MY EYES. WARREN STATED THAT HE HOLDS NO GRUDGES AND WAS CONCERNED ABOUT WHO CONTACTED THE IRS ON HIM. WARREN STATED THAT WHOEVER CALLED THE IRS PROBABLY IS THE PERSON WHO HAD MURDERED [REDACTED] HE ALSO WAS CONCERNED THAT THE IRS WAS CONTACTED BEFORE OR AFTER DEATH. IT SHOULD BE NOTED THAT WARREN WAS DRIVING A WHITE FOUR DOOR CHEVROLET WITH A GREEN TEMPORARY TAG, BEARING THE NUMBER 6290668. THE VEHICLE RESEMBLED A CHEVY LUMINA OR CELEBRITY TYPE VEHICLE.

ON 10/21/91, AT APPROXIMATELY 1200 HOURS, I RECEIVED A LETTER FROM MAINE STATE PRISON INMATE JEFFERY LIBBY, DATED 10/13/91. THE LETTER INDICATED THAT LIBBY HAD BEEN TRANSFERRED TO A MEDIUM SECURITY CORRECTIONAL CENTER AT WINDHAM MAINE AND HIS NEW ADDRESS WAS NOW 17 MALLISON FALLS ROAD WINDHAM ME. 04062. IN THE LETTER LIBBY STATED THIS INFORMATION IN THE EVENT I NEEDED TO CONTACT HIM.

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DISPOSITION: OPEN

WAS HER COUNTY JAIL. BIGELOW REMEMBERS THAT BAHR STATED THAT HE WAS WANTED IN FLORIDA, IN NORTH CAROLINA AND BRAGGED ABOUT BEING WANTED IN NEVADA FOR MURDER. AS WELL AS A ROBBERY THAT HE COMMITTED IN RHODE ISLAND AND ALL HEIDI BIGELOW THINKS, BAHR BRAGGED ABOUT FIVE DIFFERENT MURDERS. ACCORDING TO BIGELOW, BAHR HAD BRAGGED ABOUT ATTEMPTING TO BREAK OUT OF THE CUMBERLAND COUNTY JAIL IN PORTLAND MAINE AND DID ATTEMPT TO TRY IT WITH A HACKSAW. BAHR DID SAW THROUGH SOME BARS OF HIS HOLDING CELLS. HOWEVER, THE ESCAPE WAS NEVER ACTUALLY ATTEMPTED AND THE DEPUTIES WERE VERY CONCERNED ABOUT EDWARD BAHR AS BEING A HIGH ESCAPE RISK. BAHR ALSO STATED THAT HE HAD BEEN ACCUSED OF KILLING A GIRL WHO WAS FOUND IN A TRUNK OF A CAR. BIGELOW ALSO STATED THAT WHEN HE PICKED UP A GIRL BY THE NAME OF CARLA IN VIRGINIA, HE STATED THAT HE HAD TO LEAVE THE AREA QUICK TO GET AWAY FROM THE VIRGINIA AND CAROLINA AREA. BAHR SEEMED TO BE PROUD OF THE CHARGES AGAINST HIM AND BRAGGED ABOUT ENJOYING IT. BIGELOW THOUGHT THAT THIS WAS UNUSUAL, DUE TO THE FACT THAT MOST INMATES DO NOT WANT TO TALK ABOUT THINGS THAT THEY ARE CURRENTLY BEING CHARGED WITH HOWEVER, BAHR SEEMED TO BRAG ABOUT IT. BIGELOW FURTHER STATED THAT SHE HAD CHECKED BAHR'S FILE AFTER WE LAST TALKED AND MOST OF THE INFORMATION THAT SHE TOLD ME WAS ALL SHE COULD REMEMBER. NOTHING ELSE WAS NOTED IN HIS FILE.

ON 11/07/91, AT 1850 HOURS, I CONTACTED CARLA LUCK'S STEP-MOTHER, AT TELEPHONE NUMBER (804)449-6558. SHE STATED THAT CARLA IS LIVING WITH HER GRANDMOTHER NOW AND DOES NOT THINK THAT CARLA WANTS TO TALK TO THE POLICE. I EXPLAINED TO CARLA'S STEP-MOTHER THAT CARLA IS NOT A SUSPECT IN ANY WAY, BUT MERELY MAY HAVE SOME INFORMATION CONCERNING EDWARD BAHR AND THAT I WOULD JUST LIKE TO SPEAK WITH HER. CARLA LUCK'S STEP-MOTHER PROVIDED ME WITH A TELEPHONE NUMBER OF (703)373-9661. I ATTEMPTED TO CONTACT CARLA LUCK AT THAT TELEPHONE NUMBER AT 1840 HOURS AND WAS UNSUCCESSFUL BECAUSE NO ONE ANSWERED.

ON 11/07/91, AT 2020 HOURS, I RECEIVED A CALL FROM GEORGE COLAVECCIO. COLAVECCIO STATED HE WOULD CHECK THE LITTLE LEAGUE RECORDS AND CALL ME BACK. ACCORDING TO COLAVECCIO, EDWARD BAHR DID COACH LITTLE LEAGUE IN 1990. COLAVECCIO STATES THAT HE DOES HAVE A TEAM ROSTER WHICH IS THE RINKER SPONSORED TEAM AND THAT IT WAS A T-BALL TEAM AND THAT THE T-BALL SEASON RAN FROM MARCH THROUGH JUNE OF 1990. ACCORDING TO COLAVECCIO, NAMES OF THE PLAYERS ARE ON THE ROSTER AS WELL AS TWO OTHER COACHES, THAT BEING A DAVID SANCHEZ AND CHERYL BAHR. ACCORDING TO COLAVECCIO, THE T-BALL GAMES ARE PLAYED ON SATURDAY.

ON 11/08/91, AT APPROXIMATELY 1530 HOURS, I MADE COPIES OF TAPED INTERVIEWS OF SHEILA KEEN FOR HER ATTORNEY JOE FARRISH. I CONTACTED JOE FARRISH'S SECRETARY CHARLOTTE AND TOLD HER THAT I WOULD DROP OFF THE COPIED STATEMENTS ON TUESDAY, 11/12/91.

ON 11/08/91, I RECEIVED A LETTER FROM THE STATE ATTORNEY'S OFFICE CONCERNING INFORMATION FOR JOE FARRISH. THIS LETTER INDICATED THAT NOTHING OTHER THAN STATEMENTS WOULD BE DELIVERED TO FARRISH AS FAR AS DETAILS OF THIS INVESTIGATION. A COPY OF THE LETTER WAS PLACED IN THE HOMICIDE FILE UNDER MISCELLANEOUS.

EXHIBIT 6

NOT A CERTIFIED COPY

ON 02/04/93, AT 0930 HOURS, I AGAIN ATTEMPTED TO CONTACT GREGORY HANCOCK AND WAS SUCCESSFUL. HANCOCK INFORMED ME THAT SUSAN OWENS USED TO WORK FOR MOTZEL AND SANS ASSOCIATES, WHO ARE INTERIOR DECORATORS. SHE STATED THAT SHE HAD CLEANED THEIR HOUSE FOR THEM. ALTHOUGH HE DOES NOT KNOW WHERE SUSAN OWENS LIVES, SHE USED TO RESIDE AT 1604 WARF LANE, IN GREENACRES, FLORIDA, BUT I MAY BE ABLE TO LOCATE HER CURRENT WHEREABOUTS BY GOING TO MOTZEL SANS.

ON APPROXIMATELY 02/05/93, I ARRIVED AT MOTZEL SANS ASSOCIATES AT 7200 SOUTH FEDERAL HIGHWAY, IN HYPOLUXO, FLORIDA, AND FOUND OUT THAT SUSAN OWENS DID WORK FOR MOTZEL SANS. I WAS ADVISED THAT SHE GOES BY THE NAME OF SUSAN MASON AND AND HAS SINCE LEFT TO GO TO NORTH FLORIDA. I WAS PROVIDED WITH A POSSIBLE ADDRESS FOR SUSAN MASON AT ROUTE 6, P.O. BOX 778, ALPINE ROAD, IN CRESTVIEW, FLORIDA, ZIP 32536, THAT BEING A RESIDENCE OF A MAXINE HATFIELD.

I LEARNED THAT MASON LEFT THE EMPLOY OF MOTZEL SANS APPROXIMATELY JANUARY OF 1992. IT IS UNKNOWN IF SHE IS STILL AT THAT RESIDENCE OR NOT AND I WILL ATTEMPT TO CONTACT SUSAN MASON AT A LATER DATE AND IF SHE HAS INFORMATION REGARDING THIS CASE, THIS REPORT WILL BE SUPPLEMENTED.

ON FEBRUARY 3RD, 1993, I RECEIVED A MESSAGE TO CONTACT KEN ANDERSON OF THE ATTORNEY GENERAL'S OFFICE AT AREA CODE [REDACTED] EXTENSION 2203 REGARDING EDWARD BAHR, WHO IS BEING HELD IN AN ADULT CORRECTIONAL INSTITUTE IN CONNECTICUT.

AT APPROXIMATELY 0920 HOURS, ON 02/03/93, I DID CONTACT KEN ANDERSON, WHO INFORMED ME THAT A CELLMATE OF EDWARD BAHR HAS COME FORWARD AND STATED THAT EDWARD BAHR HAD BEEN BRAGGING IN PRISON THAT HE HAD BEEN HIRED TO KILL SOMEONE WEARING CLOWN SUIT IN WEST PALM BEACH, FLORIDA. THIS CELLMATE OF BAHR FURTHER STATED THAT THE HUSBAND OF THE VICTIM WHO WAS KILLED HAD PAID HIM \$5,000 OR \$10,000 AND PROVIDED HIM WITH A CLOWN COSTUME TO WEAR. ACCORDING TO THE CELLMATE HE POPPED THE VICTIM WITH A GUN AND SOMEONE SAW HIM DOING THIS. I THEN ASKED ANDERSON IF THE CELLMATE PROVIDING THIS INFORMATION WAS A SUBJECT KNOWN AS JEFFREY LIBBY AND ANDERSON REPLIED NO THAT IT WAS NOT LIBBY, BUT ANOTHER INDIVIDUAL WHOM HE WISHED TO KEEP ANONYMOUS AT THIS TIME.

I INFORMED ANDERSON THAT MOST OF THE STUFF THAT BAHR WAS BRAGGING ABOUT HAS BEEN PREVIOUSLY INVESTIGATED AFTER ANOTHER INMATE IN MAINE CAME FORWARD WITH INFORMATION CONCERNING BAHR. I ALSO INFORMED ANDERSON THAT BAHR COULD POSSIBLY BE A SUSPECT IN THIS CASE; HOWEVER, WE HAVE NO OTHER EVIDENCE INDICATING HIM IN THE CASE AND THAT THE FACTS THAT BAHR IS BRAGGING ABOUT IS INFORMATION THAT HAS BEEN PUBLISHED IN NEWSPAPER REPORTS AND ON TELEVISION IN THE SOUTH FLORIDA AREA.

I ASKED ANDERSON TO SEE IF HIS CELLMATE MAY HEAR FURTHER INFORMATION SUCH AS STUFF THAT HAD NOT BEEN PUBLISHED AND GET BACK WITH ME. ANDERSON

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STATED THAT HE WOULD TALK TO THE CELLMATE OF ED BAHR AND SEE IF THERE IS ANY OTHER INFORMATION HE CAN LEARN.

I INFORMED ANDERSON THAT IN THE EVENT BAHR MAKES ANY STATEMENTS TO HIS CELLMATE CONCERNING INFORMATION THAT IS NOT PUBLICALLY KNOWN I WOULD BE AVAILABLE TO INTERVIEW THIS CELLMATE. ANDERSON STATED THAT HE WOULD GET BACK WITH ME IF HE HEARD ANY FURTHER INFORMATION.

ANDERSON WAS UNAWARE THAT BAHR'S NAME HAD BEEN PREVIOUSLY BROUGHT TO OUR ATTENTION.

I THANKED ANDERSON FOR CALLING.

AS OF THE DATE OF THIS REPORT, I HAVE NOT RECONTACTED ANDERSON NOR HAVE I BEEN CONTACTED BY HIM CONCERNING ANY ADDITIONAL INFORMATION.

ON OR ABOUT MARCH 20TH, 1993, I RECEIVED INFORMATION FROM MIKE LEFRADO OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT CONCERNING A SUBJECT KNOWN AS JACK DOWNS. LEFRADO STATED THAT JACK DOWNS HAD PROVIDED THEM INFORMATION REGARDING SEVERAL AUTOMOBILE DEALERS AND BELIEVES DOWNS MAY HAVE SOME INFORMATION PERTAINING TO MY CLOWN MURDER AND STATED THAT DOWNS WOULD BE WILLING TO TALK TO ME AND PROVIDED ME WITH HIS ADDRESS AND PHONE NUMBER.

ON 03/24/93, AT 1005 HOURS, I WENT TO BEST MOBILE HOMES, LOCATED AT 6673B LAKE WORTH ROAD AND MET WITH JACK DOWNS. JACK DOWNS INFORMED ME THAT HIS DOB IS 01/09/43 AND THAT HE RESIDES AT 840 OCEAN DRIVE, APT. 201, IN JUNO BEACH, FLORIDA. ACCORDING TO JACK DOWNS HE HAD PREVIOUSLY SPOKEN TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT REFERENCE SOME USED CAR FRAUD AND THAT HE FORMERLY HAD WORKED FOR SEVERAL DIFFERENT CAR DEALERSHIPS. HE STATED THAT A SUBJECT BY THE NAME OF JEFF SCHWALMB (SCHWALM) WORKED AS A PAPER BUYER FOR FLORIDA NATIONAL BANK ON OR AROUND MAY OF 1990, WHICH WAS LOCATED IN THE FORUM BUILDING AT CONGRESS AND PALM BEACH LAKES BOULEVARD. ACCORDING TO DOWNS JEFF SCHWALMB WAS TAKING \$50.00 FOR EACH CREDIT APPROVAL. HE STATED THAT JEFF SCHWALMB IS A CRACK COCAINE ADDICT AND DROVE A WHITE COVETTE. HE STATED THAT JEFF SCHWALMB SUPPOSEDLY BRAGGED ABOUT HAVING A BLACK BELT IN KARATE AND WAS SUPPOSEDLY IN THE SPECIAL FORCES IN VIETNAM. ACCORDING TO JACK DOWNS THIS SUBJECT SCHWALMB ALSO MOONLIGHTED AS A CLOWN ALONG WITH HIS WIFE. HE STATED THAT SCHWALMB IS APPROXIMATELY IN HIS 30'S. 5'9", HAS A RECEDING HAIRLINE AND IS APPROXIMATELY 165 LBS. HE FURTHER STATED THAT HE WAS CLEAN SHAVEN THE LAST HE REMEMBERS. HE ALSO STATED THAT HE HAD LIGHT COLORED HAIR. JACK DOWNS DOES NOT KNOW WHERE SCHWALMB IS AT THIS TIME, BUT THINKS HE MAY BE A GOOD SUSPECT IN THIS CASE DUE TO THE FACT THAT HE WAS COMMITTING ILLEGAL ACTS FOR AUTO DEALERS TAKING THE MONEY FOR CREDIT APPROVAL AND BEING HOOKED ON CRACK COCAINE HE MAY STOOP TO ANY LENGTH FOR HIS ADDICTION.

DOWNS ALSO PROVIDED ME WITH OTHER INFORMATION CONCERNING CAR DEALERS AND OTHER FRAUDS THAT WERE BEING SCHEMED IN THE SOUTH FLORIDA AREA AND I

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EXHIBIT 7

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AND COMPARE TO SHEILA KEEN WARREN AND THE VICTIM, MARLENE WARREN. ON 2-17-2021, DETECTIVE SPRINGER MAILED THE ABOVE ITEMS ON MY BEHALF VIA UPS.

ON 3-16-2021, AT APPROXIMATELY 12:15 P.M., I MET WITH DEBORAH ZEE FIGUEROA AT HER RESIDENCE LOCATED AT 9200 SOUTH MILITARY TRAIL, BOYNTON BEACH. MS. ZEE CONFIRMED SHE WORKED FOR PAYLESS WHICH WAS ACTUALLY OWNED BY HER PARENTS AND WAS THEIR FAMILY BUSINESS. SHE STATED THAT AROUND 1993 THEIR BUSINESS CLOSED DOWN. SHE RECALLED THE INCIDENT INVOLVING THE WHITE LEBARON. SHE BELIEVED THAT THEIR COMPANY, PAYLESS DID SUE RON AND DON CARTER AND POSSIBLY MICHAEL WARREN / BARGAIN MOTORS. SHE COULD NOT RECALL THE OUTCOME AND ANY RECORDS WOULD HAVE BEEN THROWN OUT AND/OR DESTROYED. I DID INQUIRE WHETHER THE RENTAL CARS AT PAYLESS HAD ANY IDENTIFYING FEATURES SUCH AS STICKERS ON THEIR VEHICLES. SHE ADVISED THAT THEY DID HAVE A STICKER ON THE REAR OF THE VEHICLES. THREE PHOTOGRAPHS WERE SHOWN OF THE RECOVERED WHITE CHRYSLER LEBARON STOLEN FROM PAYLESS. SHE DID ONCE AGAIN CONFIRM THIS STICKER WOULD HAVE BEEN LOCATED ON THE BUMPER OF THE VEHICLE. THIS INFORMATION WAS TURNED OVER TO ASA REID SCOTT AND THE PHOTOGRAPHS WERE TURNED INTO EVIDENCE.

ON 3-30-21, I TESTIFIED IN A BOND HEARING AT THE PALM BEACH COUNTY COURTHOUSE. BOND WAS DENIED AND SHEILA KEEN WARREN WILL BE HELD IN CUSTODY UNTIL TRIAL WHICH IS SCHEDULED FOR SEPTEMBER 2021.

IT WAS DETERMINED THAT I WOULD SEND EDWARD BAHR'S FINGERPRINTS TO MATTHEW MARVINE FOR COMPARISONS AS WELL. ON 3-22-2021, I REQUESTED FINGERPRINTS FOR EDWARD BAHR W/M 9-20-1962, JACKET 0109762, PALMS # 4992050 FROM LATENT EXAMINER LEONARD PARSONS. I WAS SUBSEQUENTLY PROVIDED WITH EDWARD BAHR'S FINGERPRINTS.

ON 4-6-2021, AT APPROXIMATELY 1340 HOURS, I MET WITH JOSEPH AHRENS AT HIS RESIDENCE. I REQUESTED HE VIEW PHOTOGRAPHS OF THE THREE PAIR OF BLACK SHOES DISCOVERED AT SHEILA KEEN'S APARTMENT PURSUANT TO A SEARCH WARRANT DURING THE INITIAL INVESTIGATION. AFTER VIEWING THE PHOTOGRAPHS, HE ADVISED THE BLACK TENNIS SHOES LOOKED SIMILAR BUT HE COULD NOT WITH CERTAINTY IDENTIFY THE SHOES HE OBSERVED THE SUSPECT CLOWN WEARING ON THE DAY OF THE HOMICIDE.

ON 4-16-2021, STATE ATTORNEY INVESTIGATOR HOOVER AND I MET WITH RONALD CARTER AT THE STATE ATTORNEY'S OFFICE. CARTER ADVISED HE IS CURRENTLY WORKING AT COMMUNITY ASPHALT. HE HAS NOT HAD CONTACT WITH MICHAEL WARREN SINCE HE MOVED. HE RECALLED PROVIDING A STATEMENT ON 10-29-1990 WHICH WAS TRUE AND ACCURATE. ON THIS DATE WE ALSO MET WITH JANIE FITTON BARBATO. SHE ALSO CONFIRMED THE STATEMENT SHE PROVIDED DURING THE INITIAL INVESTIGATION WAS TRUE AND ACCURATE. SHE DID CONFIRM THAT SHE HAD KEPT JOURNALS THROUGHOUT THE YEARS (1989-1992) WHICH SHE PREVIOUSLY PROVIDED TO INVESTIGATOR HOOVER.

ON 5-5-2021, STATE ATTORNEY INVESTIGATOR WILLIAM HOOVER AND I TRAVELED TO HOUSTON, TEXAS TO INTERVIEW EDWARD BAHR. ACCORDING TO THE ORIGINAL POLICE REPORT, WHILE IN PRISON IN MAINE, BAHR ALLEGEDLY CONFESSED TO HIS INVOLVEMENT IN A HOMICIDE IN WELLINGTON TO ANOTHER INMATE, JEFF LIBBY. SA INVESTIGATOR HOOVER HAD PREVIOUSLY REQUESTED THE ASSISTANCE FROM INVESTIGATOR TRACY BROWN FROM THE HARRIS COUNTY DISTRICT ATTORNEY'S OFFICE.

WITH ASSISTANCE FROM DISTRICT ATTORNEY'S OFFICE INVESTIGATOR TRACY HOUSTON, LT. MIKE CONNOR AND SEABROOK POLICE DEPARTMENT, EDWARD BAHR WAS LOCATED AT HIS PLACE OF EMPLOYMENT WHICH WAS IDENTIFIED AS TEXAS MARINE LOCATED AT 2700 NASA ROAD, SEABROOK, TEXAS.

ON THIS DATE SA INVESTIGATOR HOOVER AND I MADE CONTACT WITH EDWARD BAHR WHO AGREED TO ASSIST IN THIS INVESTIGATION. BAHR ADVISED HE HAS WORKED AT TEXAS MARINE FOR TWO (2) YEARS. HIS CURRENT ADDRESS IS 201 W. LOBIT STREET, BAYTOWN, TEXAS. HE RECALLED BEING INTERVIEWED BY TWO DETECTIVES REGARDING

EXHIBIT 8

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IN THE CIRCUIT COURT
OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

STATE OF FLORIDA

VS. CASE NO. 2017CF008722AXX

SHEILA KEEN WARREN,

Defendant.

TRANSCRIPT OF
AUDIO STATEMENT
OF EDWARD BAHR

APPEARANCES:

Detective Paige McCann

Investigator William Hoover

2700 Nassau Road
Seabrook, Texas
May 5, 2021
3:47 - 4:12 P.M.

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BAHR	3			

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1 DETECTIVE McCANN: This is Detective
2 McCann, ID 4975.

3 Today's date is May 5th, 2021. The
4 time's approximately 3:47 p.m.

5 This interview is being conducted at
6 Texas Marine, located at 2700 Nassau Road in
7 Seabrook, Texas. Present is Edward Bahr.
8 B-a-h-r?

9 MR. BAHR: Yes.

10 DETECTIVE McCANN: Correct?

11 Also State Attorney Investigator William
12 Hoover.

13 Um, Mr. Bahr, can you raise your right
14 hand for me?

15 Do you swear everything you're about to
16 tell me is the truth and nothing but the
17 truth so help you God?

18 MR. BAHR: Yes.

19 DETECTIVE McCANN: Okay. Um, so we
20 explained -- we met you here at your place of
21 business -- place of work -- and we introduced
22 ourselves. Told you we were from Palm Beach
23 County and we were investigating a homicide
24 that occurred in 1990 involving Marlene Warren,
25 which is also known as the clown homicide.

1 Um, and we spoke just briefly prior to
2 going on to tape and to discuss what you've
3 been doing over the years and also discuss
4 what you recall back in 1990.

5 Um, and so we're gonna go ahead and go
6 on tape.

7 You swore that you would tell the truth.
8 Okay? And that's all we want is truthful
9 answers from you.

10 Back in 1990 where were you living?
11 That you believe?

12 MR. BAHR: I thought I was living in
13 Lantana.

14 DETECTIVE McCANN: That was with your
15 parents?

16 MR. BAHR: Yes.

17 DETECTIVE McCANN: And what was that
18 address?

19 MR. BAHR: Um, 515-13th Court.

20 DETECTIVE McCANN: Okay. And were you
21 married back in 1990?

22 MR. BAHR: Yes.

23 DETECTIVE McCANN: And what was your
24 wife's name?

25 MR. BAHR: Cheryl Bahr. Her last name is

1 Hiscock.

2 DETECTIVE McCANN: Her maiden name? Okay.

3 And what year did you marry you said?

4 MR. BAHR: Oh, we married in '80.

5 DETECTIVE McCANN: 1980? Out of high
6 school, right?

7 MR. BAHR: Well, we were still in high
8 school.

9 DETECTIVE McCANN: Oh, you were still in
10 high school?

11 MR. BAHR: Yes.

12 DETECTIVE McCANN: Okay. Um, and do you
13 remember where you were working in 1990?

14 MR. BAHR: Um, in '90? Um, I did a bunch
15 of different things. I guess I -- I don't know
16 where I --

17 DETECTIVE McCANN: What -- what was your
18 trade?

19 MR. BAHR: I tried to do mostly mechanic
20 work.

21 DETECTIVE McCANN: Okay.

22 MR. BAHR: But we did other things just
23 to --

24 DETECTIVE McCANN: And did you ever work
25 for car dealerships?

1 MR. BAHR: Yes.

2 DETECTIVE McCANN: And --

3 MR. BAHR: Mechanic work.

4 DETECTIVE McCANN: -- do you recall if you
5 ever worked for Bargain Motors?

6 MR. BAHR: I never worked for Bargain
7 Motors.

8 DETECTIVE McCANN: Okay. I showed you
9 some photographs. Um, and one being -- um, the
10 first photograph I showed you was, um, Michael
11 Warren.

12 MR. BAHR: Yes.

13 DETECTIVE McCANN: Did you recognize him?

14 MR. BAHR: No.

15 DETECTIVE McCANN: Okay. And that was a
16 picture of him, I believe, back in -- in the
17 '90s.

18 Um, and I also showed you a picture of
19 him, um, closer to -- you know, a few years
20 later. Do you recognize him at all?

21 MR. BAHR: No.

22 DETECTIVE McCANN: Did you ever work for
23 him?

24 MR. BAHR: No.

25 DETECTIVE McCANN: Okay. And I showed you

1 an ad from Bargain Motors.

2 MR. BAHR: Yeah.

3 DETECTIVE McCANN: Um, which was an ad --

4 his ad and shows the address of 1501 North

5 Dixie Highway. Did you ever work there?

6 MR. BAHR: No.

7 DETECTIVE McCANN: Do any mechanic work

8 there?

9 MR. BAHR: No.

10 DETECTIVE McCANN: Okay. Um, and I showed

11 you a picture of Marlene Warren. Um, she was

12 the victim of this homicide. Do you recognize

13 her?

14 MR. BAHR: Not at all.

15 DETECTIVE McCANN: Have you ever met her?

16 MR. BAHR: No.

17 DETECTIVE McCANN: Come across her?

18 And then I showed you a picture of her

19 residence. Um, it's an, um, aerial

20 photograph. It's in the Aero Club.

21 MR. BAHR: Um-hmm.

22 DETECTIVE McCANN: Of Take Off Place.

23 MR. BAHR: Um-hmm.

24 DETECTIVE McCANN: Have you ever been

25 there?

1 MR. BAHR: In the Aero Club?

2 DETECTIVE McCANN: No. Have you ever been
3 to this residence?

4 MR. BAHR: No.

5 DETECTIVE McCANN: And you said that
6 you've been to the Aero Club --

7 MR. BAHR: Yeah.

8 DETECTIVE McCANN: -- before?

9 MR. BAHR: With my dad. When he had a
10 locksmith shop.

11 DETECTIVE McCANN: Okay.

12 MR. BAHR: And we used to do work on
13 airplanes and stuff and locks back then.

14 DETECTIVE McCANN: Okay. They did have an
15 airplane hanger and an airplane. Did you ever
16 do any work for them?

17 MR. BAHR: Not that I know of.

18 DETECTIVE McCANN: Okay. And that would
19 have been through your dad's business?

20 MR. BAHR: Yes.

21 DETECTIVE McCANN: And is your dad still
22 alive?

23 MR. BAHR: No.

24 DETECTIVE McCANN: And when -- when did he
25 pass?

1 MR. BAHR: About six years ago or so.

2 DETECTIVE McCANN: Okay. And what
3 business was that?

4 MR. BAHR: Ed's Locksmith.

5 DETECTIVE McCANN: Okay. Did he have
6 other employees there as well?

7 MR. BAHR: No.

8 DETECTIVE McCANN: Just you and -- you and
9 him?

10 MR. BAHR: Yeah.

11 DETECTIVE McCANN: And you helped him out?

12 Um, then I showed you a photograph of
13 the front door of the residence. Do you ever
14 recall going up to this front door?

15 MR. BAHR: No.

16 DETECTIVE McCANN: Then I showed you a
17 picture of a female, um, who's Sheila Keen. Do
18 you recognize her at all?

19 MR. BAHR: I mean the picture kind of
20 looks familiar, but I don't -- I don't know
21 her.

22 DETECTIVE McCANN: Where would you think
23 that you've ever seen her?

24 MR. BAHR: I don't know. I really don't.

25 DETECTIVE McCANN: Her face just looks

1 fam -- familiar?

2 MR. BAHR: Yeah.

3 DETECTIVE McCANN: Or what looks familiar
4 about her?

5 MR. BAHR: Just her face.

6 DETECTIVE McCANN: Okay.

7 MR. BAHR: But I don't know her.

8 DETECTIVE McCANN: So back in 1990, um,
9 you said that you would, um, hang out typically
10 at The Mermaid Bar was one of the places that
11 you would hang out?

12 MR. BAHR: Um-hmm.

13 DETECTIVE McCANN: "Yes" or "no"?

14 MR. BAHR: Yeah.

15 DETECTIVE McCANN: Okay. And, um, the
16 Landing Strip would be another place --

17 MR. BAHR: Yes.

18 DETECTIVE McCANN: -- that you hung out?
19 And it has since burned down. Yeah.

20 Um, who would you hang around with?

21 Who would go to The Mermaid Bar with,
22 typically?

23 MR. BAHR: Who would I go there with?

24 DETECTIVE McCANN: Yeah.

25 MR. BAHR: I went there by myself.

1 DETECTIVE McCANN: Okay. And did you have
2 a motorcycle back then?

3 MR. BAHR: Yes.

4 DETECTIVE McCANN: What kind of motorcycle
5 was it?

6 MR. BAHR: Triumph.

7 DETECTIVE McCANN: Okay. Um, now The
8 Mermaid Bar used to be well-known for the
9 Outlaw biker gang.

10 MR. BAHR: Um-hmm.

11 DETECTIVE McCANN: Were you a member of
12 the Outlaw Biker gang?

13 MR. BAHR: I wasn't a member.

14 DETECTIVE McCANN: You just associated
15 with them --

16 MR. BAHR: Um-hmm.

17 DETECTIVE McCANN: -- and hung out with
18 them?

19 "Yes" or "no"? I'm sorry. I --

20 MR. BAHR: Yes.

21 DETECTIVE McCANN: I think I cut you off.

22 Okay. Um, did you ever -- were you ever
23 in a back -- was there a back room there
24 where --

25 MR. BAHR: Not that I know of.

1 DETECTIVE McCANN: -- shady deals would go
2 down?

3 MR. BAHR: Not that I know of.

4 DETECTIVE McCANN: Okay. Were you ever in
5 a back room when, um, Michael Warren would have
6 come in to that business?

7 MR. BAHR: I was never in a back room.
8 Except the bathroom was back there and that's
9 all.

10 DETECTIVE McCANN: Okay. Did you -- were
11 you ever present during any time anyone was
12 trying to solicit somebody for -- to hire
13 someone to commit murder?

14 MR. BAHR: No.

15 DETECTIVE McCANN: Ever engage in any
16 conversations like that?

17 MR. BAHR: No.

18 DETECTIVE McCANN: Okay. Um, did you know
19 a person by the name of Norman Risinger?

20 MR. BAHR: I know the name.

21 DETECTIVE McCANN: Okay. Um, have you
22 ever met him?

23 MR. BAHR: No.

24 DETECTIVE McCANN: How do you know the
25 name?

1 MR. BAHR: Just people talk about him.

2 DETECTIVE McCANN: And what do they say?

3 MR. BAHR: They said some -- one time some
4 people were strung up in his garage.

5 DETECTIVE McCANN: That he killed them or
6 he --

7 MR. BAHR: Yeah.

8 DETECTIVE McCANN: Okay. So he -- was he
9 a well-known criminal?

10 MR. BAHR: I guess.

11 DETECTIVE McCANN: Kind of?

12 MR. BAHR: I don't even know if the
13 stories were true or not, but that's what I
14 heard.

15 DETECTIVE McCANN: And where would you
16 hear these stories?

17 MR. BAHR: Just people talking in the bar.

18 DETECTIVE McCANN: At the -- at The
19 Mermaid?

20 MR. BAHR: Yeah.

21 DETECTIVE McCANN: Typically?

22 Did he -- did he go in to The Mermaid?

23 Would you see him in there?

24 MR. BAHR: I don't know. I never saw him.

25 DETECTIVE McCANN: Okay.

1 MR. BAHR: I -- I heard he was on the run
2 at that time. I didn't know.

3 DETECTIVE McCANN: Okay. You've never
4 been in a car with him?

5 MR. BAHR: No.

6 DETECTIVE McCANN: Never associated with
7 him in that capacity?

8 MR. BAHR: No.

9 DETECTIVE McCANN: Okay. We explained to
10 you that, um, the reason your name came up in
11 this investigation is because, um, the initial
12 detectives who worked this investigation
13 received letters from an inmate named Jeff
14 Libby.

15 Ah, were you in prison with Jeff Libby?

16 MR. BAHR: Yes.

17 DETECTIVE McCANN: And how do you know --
18 you'd never -- I showed you a picture of him,
19 but you said you never actually met him;
20 correct?

21 MR. BAHR: No.

22 DETECTIVE McCANN: Can you explain that?

23 MR. BAHR: Ah, we were in solitary
24 confinement and we talked cell to cell. We
25 didn't like hang out or anything.

1 You know, I was only there like a week
2 or two with him next to me, I think.

3 DETECTIVE McCANN: What prison was this?

4 MR. BAHR: Thomaston. Thomaston I think
5 it was called.

6 DETECTIVE McCANN: And where was that
7 located?

8 MR. BAHR: In Maine.

9 DETECTIVE McCANN: In Maine?

10 MR. BAHR: Yes.

11 DETECTIVE McCANN: Okay. So you -- you
12 went to jail in Maine, correct?

13 MR. BAHR: Um-hmm.

14 DETECTIVE McCANN: And then you got
15 convicted, or whatever happened with your case,
16 and you got sentenced to prison?

17 MR. BAHR: Um-hmm.

18 DETECTIVE McCANN: How long -- what was
19 your prison sentence?

20 MR. BAHR: It was a couple years, but I
21 ended up doing more.

22 DETECTIVE McCANN: And what was that for?
23 What was your crime?

24 MR. BAHR: What crime? The -- the
25 original --

1 DETECTIVE McCANN: What crime --

2 MR. BAHR: -- one?

3 DETECTIVE McCANN: Well, yeah. What crime
4 did you get convicted of?

5 MR. BAHR: Robbery.

6 DETECTIVE McCANN: Robbery. Okay.

7 Did that robbery occur in Palm Beach

8 County or where?

9 MR. BAHR: No.

10 DETECTIVE McCANN: Up in Maine?

11 MR. BAHR: Yes.

12 DETECTIVE McCANN: Right. Okay.

13 Um, and so you got sent to prison. Do
14 you remember what year that was?

15 MR. BAHR: No, I don't.

16 DETECTIVE McCANN: Okay. It'll

17 obviously -- probably we could probably locate
18 that. But --

19 MR. BAHR: Yes.

20 DETECTIVE McCANN: -- it was in the '90s?

21 MR. BAHR: Yes.

22 DETECTIVE McCANN: Okay. And why did you
23 go to solitary confinement?

24 MR. BAHR: Oh, I got in a fight.

25 DETECTIVE McCANN: Okay. And then --

1 MR. BAHR: But then I -- they put me to
2 another prison in Rhode Island.

3 DETECTIVE McCANN: After you got out of
4 solitary confinement?

5 MR. BAHR: Yeah.

6 DETECTIVE McCANN: Okay.

7 MR. BAHR: They shipped me from solitary
8 confinement to the Rhode Island.

9 DETECTIVE McCANN: Okay. And when you
10 were in solitary confinement, can you describe
11 the cells in a little more detail?

12 MR. BAHR: Um, they were about five by
13 eight cells with bars in the front. And then
14 you had like a three-foot area. And then it
15 was a solid door that they closed at night, but
16 they left open during the day. Or unless you
17 were yelling or something, and they would close
18 the door.

19 DETECTIVE McCANN: Okay. And Jeff Libby
20 was on --

21 MR. BAHR: The end.

22 DETECTIVE McCANN: So you would have to
23 yell past --

24 MR. BAHR: You would have to --

25 DETECTIVE McCANN: How many cells in

1 between you?

2 MR. BAHR: None.

3 DETECTIVE McCANN: Oh.

4 MR. BAHR: He was next to me.

5 DETECTIVE McCANN: Oh, he was next to you.

6 Okay.

7 MR. BAHR: Yeah.

8 DETECTIVE McCANN: And, um, how did you
9 guys start conversation?

10 Were you there first or did he -- was he
11 there first?

12 MR. BAHR: He was there.

13 DETECTIVE McCANN: He was there?

14 MR. BAHR: Yeah.

15 DETECTIVE McCANN: And do you know why he
16 was in solitary confinement?

17 MR. BAHR: Protective custody.

18 DETECTIVE McCANN: Do you know why?

19 MR. BAHR: Because people wanted to beat
20 him up 'cause he killed his grandfather.

21 DETECTIVE McCANN: Okay. And while you
22 were in prison did he discuss with you why he
23 was there? About him killing his grandfather?

24 MR. BAHR: Yeah. I -- you know, I think
25 he did. But I'm not sure if I heard it from

1 somebody else or he did right now. I -- I
2 don't remember.

3 DETECTIVE McCANN: Okay.

4 MR. BAHR: But I knew what he was in there
5 for.

6 DETECTIVE McCANN: Okay. And so did he
7 engage in the conversation or did you? Do you
8 remember?

9 MR. BAHR: No. Not originally.

10 DETECTIVE McCANN: Okay. And so, in
11 talking with him, would you guys talk for hours
12 and hours or --

13 MR. BAHR: No.

14 DETECTIVE McCANN: -- tell me like when --
15 who would --

16 MR. BAHR: It did get pretty boring
17 though. I mean.

18 DETECTIVE McCANN: Yeah.

19 How long were you in solitary
20 confinement for?

21 MR. BAHR: I was there for a while, but
22 they moved me to a different area. They moved
23 him. Then they moved me after that.

24 DETECTIVE McCANN: How long were you in
25 solitary confinement next to him? Next to Jeff

1 Libby?

2 MR. BAHR: I think it was like a week or
3 two.

4 DETECTIVE McCANN: Okay. So within that
5 week or two did you guys engage in numerous
6 conversations?

7 How many conversations would you think?
8 Like daily?

9 MR. BAHR: Yeah, one a day. Something a
10 day. Talked about a bunch of different things.

11 DETECTIVE McCANN: Okay. And during that
12 time did you ever talk about the clown
13 homicide?

14 MR. BAHR: Probably.

15 DETECTIVE McCANN: Is that how you -- is
16 that how you referred to it as? That's how you
17 knew it? Or did you know Marlene Warren? How
18 did you know the case?

19 MR. BAHR: No. I just know what I saw on
20 TV and in the newspapers before I left West
21 Palm.

22 DETECTIVE McCANN: And was that -- did
23 that occur right before you left West Palm?

24 MR. BAHR: No. It was going on a little
25 bit.

1 DETECTIVE McCANN: Okay. Um, and what do
2 you remember seeing or reading in the
3 newspaper?

4 MR. BAHR: I remember seeing that
5 somebody -- I don't remember if it was balloons
6 or flowers. I think it was flowers. And they
7 knocked on the door and shot the lady and then
8 that was it.

9 DETECTIVE McCANN: Did -- anymore detail
10 about --

11 MR. BAHR: They were dressed as a clown.

12 DETECTIVE McCANN: Okay. Anything else
13 about, um, a costume shop or anything?

14 MR. BAHR: I mean it could have been in
15 there. I don't remember. I really don't. I
16 mean.

17 DETECTIVE McCANN: You don't remember
18 sitting here today if --

19 MR. BAHR: No. I haven't thought about
20 none of this in so long. This is --

21 DETECTIVE McCANN: Um, speaking of costume
22 shops, ah, the Spotlight Capezio, which is
23 located off of Dixie Highway, have you ever
24 been in there?

25 MR. BAHR: My wife might of been. That's

1 why I'm not sure.

2 I'm not sure where she got our costumes
3 for Halloween night.

4 DETECTIVE McCANN: Okay. And how many
5 times did you guys dress up during --

6 MR. BAHR: Once.

7 DETECTIVE McCANN: Oh, one time.

8 And what did you dress up as?

9 MR. BAHR: I don't remember.

10 DETECTIVE McCANN: Was it specifically --

11 MR. BAHR: I think -- I think it was, um,
12 like Bonnie and Clyde or something.

13 DETECTIVE McCANN: Was it a clown?

14 MR. BAHR: No.

15 DETECTIVE McCANN: Okay.

16 MR. BAHR: I would never dress as a clown.

17 DETECTIVE McCANN: Did your wife dress up
18 as a clown?

19 MR. BAHR: No.

20 DETECTIVE McCANN: Okay. Did you ever ask
21 anyone to dress as a clown and go kill Marlene
22 Warren?

23 MR. BAHR: No. I didn't even know her.

24 DETECTIVE McCANN: Okay. Were you ever
25 hired to kill Marlene Warren?

1 MR. BAHR: No.

2 DETECTIVE McCANN: Would you have any
3 reason why Jeff Libby would provide that
4 information?

5 MR. BAHR: No.

6 DETECTIVE McCANN: Um, and I read you the
7 letter that he actually wrote.

8 MR. BAHR: Yes.

9 DETECTIVE McCANN: And you recall
10 providing at least some of these facts to him?

11 MR. BAHR: Yeah, in different times.

12 DETECTIVE McCANN: Okay. Did you ever
13 tell him that you had committed the homicide?

14 MR. BAHR: No, I never told him I
15 committed the homicide.

16 DETECTIVE McCANN: Did you ever tell him
17 that you were at The Mermaid Bar and you had --
18 was hired as a hitman?

19 MR. BAHR: No. I talked about The Mermaid
20 Bar. That I used to go in there all the time
21 but -- and watch the girls dance but --

22 DETECTIVE McCANN: Did you ever mention
23 the word "hitman" to him for any reason?

24 You have to say "yes" or "no" 'cause --

25 MR. BAHR: No.

1 DETECTIVE McCANN: Okay.

2 MR. BAHR: Sorry.

3 DETECTIVE McCANN: That's okay.

4 Did you ever get paid for doing a job
5 that you didn't do?

6 MR. BAHR: No.

7 DETECTIVE McCANN: Like -- like being
8 hired to kill somebody?

9 MR. BAHR: No.

10 DETECTIVE McCANN: Did anyone ever try and
11 hire you to kill somebody?

12 MR. BAHR: No.

13 DETECTIVE McCANN: Back then did you have
14 a firearm?

15 MR. BAHR: No.

16 DETECTIVE McCANN: Have you ever owned a
17 firearm?

18 MR. BAHR: No. Um, okay. I owned a
19 rifle.

20 DETECTIVE McCANN: Do you have any, um,
21 cases involving firearms?

22 MR. BAHR: No.

23 DETECTIVE McCANN: So when you -- the
24 robberies -- were they other type of weapons
25 or --

1 MR. BAHR: Either a knife or strong-armed
2 robbery.

3 DETECTIVE McCANN: Okay. Um, it said that
4 you lived at 3804 Patio Court at the time.
5 Would that be where you lived with your wife?

6 MR. BAHR: Yes.

7 DETECTIVE McCANN: And her name is
8 Cheryl --

9 MR. BAHR: Yes.

10 DETECTIVE McCANN: -- Bahr?

11 Is there a Stephanie that you recall?

12 MR. BAHR: Who?

13 DETECTIVE McCANN: Stephanie.

14 MR. BAHR: That's my daughter.

15 DETECTIVE McCANN: Okay. And how old is
16 she?

17 MR. BAHR: Thirty something now.

18 DETECTIVE McCANN: Okay. So she was just
19 a baby back then?

20 MR. BAHR: Yes.

21 DETECTIVE McCANN: And locksmith is that
22 what your dad did?

23 MR. BAHR: Yes.

24 DETECTIVE McCANN: Did you discuss that
25 with him?

1 MR. BAHR: Discuss what with him?

2 DETECTIVE McCANN: That your -- that --
3 that you were a locksmith at all with Joseph
4 Barr?

5 MR. BAHR: Yeah.

6 DETECTIVE McCANN: I mean with, ah, Jeff
7 Libby?

8 MR. BAHR: Yeah.

9 DETECTIVE McCANN: Did you guys discuss
10 other cases?

11 MR. BAHR: I don't remember.

12 DETECTIVE McCANN: Did you ever see any
13 shows? Current Affair or any shows
14 involving -- did you have access to a TV while
15 you were in solitary confinement?

16 MR. BAHR: No. But before I did. When I
17 was in the county jail.

18 DETECTIVE McCANN: Okay. Do you remember
19 seeing anything about the clown homicide?

20 MR. BAHR: I could have.

21 DETECTIVE McCANN: Do you remember?
22 Specifically?

23 MR. BAHR: See, I could say "yes, I think
24 I did", but I --

25 DETECTIVE McCANN: No. I just want to

1 know what you -- what you remember.

2 I know it's about a -- several -- I know
3 it's been a long time.

4 MR. BAHR: I -- I thought I remember
5 something on one of them like -- I don't
6 know -- I forget the name of the shows. They
7 have different hour shows. I forget. Not like
8 Entertainment Tonight. One of them other ones.

9 DETECTIVE McCANN: Like crime shows?

10 MR. BAHR: It wasn't a crime show. It was
11 a -- I don't know. But they talked about that
12 case.

13 DETECTIVE McCANN: And you remember that
14 while you were in the jail in Maine?

15 MR. BAHR: I don't know if it was when
16 I was in the jail in Maine or when I was home
17 or --

18 DETECTIVE McCANN: Okay. But you
19 recall --

20 MR. BAHR: I remember seeing a big thing
21 about the case, yeah.

22 DETECTIVE McCANN: Was it pretty detailed?
23 Did it give a lot of details?

24 MR. BAHR: It could have. I mean we're
25 talking --

1 DETECTIVE McCANN: Only if you remember.

2 All --

3 MR. BAHR: -- thirty years ago. I --

4 DETECTIVE McCANN: Yeah. All I want to
5 know is what you -- what you remember sitting
6 here.

7 And, when we leave, you might remember
8 more. And you have my card and you can call
9 me. And then we can just -- you know, we can
10 discuss it. But I just want to know the
11 truth. And that's what we're here --

12 MR. BAHR: Um-hmm.

13 DETECTIVE McCANN: -- to find out.

14 MR. BAHR: And I'm trying to recall as
15 best as I can.

16 DETECTIVE McCANN: Did you know a kid name
17 

18 MR. BAHR: I don't know.

19 DETECTIVE McCANN: I don't have his
20 picture with me. That was the son of, ah,
21 Marlene Warren. The lady who died. It was her
22 son. And Mike Warren's stepson. They lived
23 out in the Aero Club. You don't?

24 MR. BAHR: The name don't sound familiar
25 but...

1 DETECTIVE McCANN: Um, and did you ever
2 purchase a clown outfit?

3 MR. BAHR: No.

4 DETECTIVE McCANN: Did you ever travel to
5 this residence I showed you the picture of off
6 Aero Club and shoot somebody --

7 MR. BAHR: No.

8 DETECTIVE McCANN: -- at the front --
9 standing at the front door?

10 MR. BAHR: No.

11 DETECTIVE McCANN: Did you ever lie and
12 elaborate to Jeff Libby that you might have
13 been involved in this just to --

14 MR. BAHR: I never said I was involved in
15 it.

16 DETECTIVE McCANN: Would you ever have
17 been able to describe the -- the Spotlight?

18 I mean, you said you -- you hadn't been
19 there. Maybe your wife went and picked up
20 the costume?

21 MR. BAHR: I mean I'm sure I rode by it a
22 million times. I mean.

23 DETECTIVE McCANN: That -- that name
24 doesn't sound familiar right now sitting here?

25 MR. BAHR: No.

1 DETECTIVE McCANN: Did you hang out with
2 any of the girls at the Outlaw -- is that --

3 MR. BAHR: Yeah. I hung out with some of
4 'em.

5 DETECTIVE McCANN: So that you had a girl
6 from the Outlaw Association go in to the
7 Spotlight costume and purchase a clown outfit.
8 Is that a truth or a lie?

9 MR. BAHR: A lie.

10 DETECTIVE McCANN: Do you know why Jeff
11 Libby would provide this information to
12 detectives?

13 MR. BAHR: No.

14 DETECTIVE McCANN: Was he providing
15 information on other cases that you know of?

16 MR. BAHR: I have no clue. You would have
17 to ask him that.

18 DETECTIVE McCANN: Did he ever discuss
19 with you "hey, I'm trying to get out of here"
20 or anything to that nature?

21 MR. BAHR: Well, he kept trying to go back
22 to court. So, of course, he was trying to get
23 out of there. I think he told me he had like a
24 hundred years.

25 DETECTIVE McCANN: Okay. Were you ever

1 interviewed by detectives previously?

2 MR. BAHR: Yes.

3 DETECTIVE McCANN: Do you remember where
4 you were at the time that those interviews took
5 place?

6 MR. BAHR: I was in Maine jail.

7 DETECTIVE McCANN: In the jail or the
8 prison?

9 MR. BAHR: Prison. Sorry.

10 DETECTIVE McCANN: Okay. The same prison
11 that you were with --

12 MR. BAHR: Yes.

13 DETECTIVE McCANN: -- with Jeff Libby?
14 Okay.

15 And what was the name of the prison?

16 MR. BAHR: Thomaston.

17 DETECTIVE McCANN: Thomaston.

18 And do you remember how -- who came to
19 interview?

20 MR. BAHR: No, I don't. I remember it was
21 two of 'em.

22 DETECTIVE McCANN: Two detectives?

23 And do you remember their line of
24 questioning?

25 Did they show you any photographs? Do

1 you recall?

2 MR. BAHR: Know what? They could have,
3 but I really don't remember. It was very
4 quick.

5 DETECTIVE McCANN: And can you kind of
6 recall when that might have been?

7 Were you still in solitary confinement?

8 MR. BAHR: Yes.

9 DETECTIVE McCANN: And was Jeff Libby
10 still your cell mate or -- not cell mate.

11 MR. BAHR: No. They moved him out.

12 DETECTIVE McCANN: Moved him out just
13 prior to?

14 MR. BAHR: Yes.

15 DETECTIVE McCANN: How many days prior?

16 MR. BAHR: I think a day.

17 DETECTIVE McCANN: Just a day prior?

18 When they -- detectives spoke with you,

19 did they confront you about being a -- the

20 letters that Jeff Ribby -- Libby wrote?

21 MR. BAHR: No.

22 DETECTIVE McCANN: This is the first time
23 you've heard about --

24 MR. BAHR: Yes.

25 DETECTIVE McCANN: -- these letters?

1 When was the last time you spoke to Jeff
2 Libby?

3 MR. BAHR: Before that.

4 DETECTIVE McCANN: Was it right before he
5 got --

6 MR. BAHR: Before them detectives came.

7 DETECTIVE McCANN: Okay. So right before
8 he got transferred is the last time you had
9 spoken to him?

10 MR. BAHR: Yeah.

11 DETECTIVE McCANN: Did he ever ask you to
12 repeat what you were saying or --

13 MR. BAHR: I don't remember.

14 DETECTIVE McCANN: You never were
15 suspicious that he was writing things down
16 or --

17 MR. BAHR: I didn't have nothing to be
18 suspicious for. I didn't do anything.

19 DETECTIVE McCANN: And you can't remember
20 any other cases that you guys would have
21 discussed?

22 MR. BAHR: No.

23 DETECTIVE McCANN: And can you recall why
24 you would have discussed the clown case?

25 MR. BAHR: Just 'cause there was a popular

1 thing going on at the time. Just talking.

2 Stuck in a cell twenty-four hours a day.

3 DETECTIVE McCANN: Okay. You didn't --
4 again, you could only talk through the bars?
5 You couldn't -- you never did see Jeff Libby or
6 even know what he looks like?

7 MR. BAHR: No.

8 DETECTIVE McCANN: Have you ever owned
9 a -- what kind of vehicle did you own back
10 then?

11 MR. BAHR: I don't even remember. I
12 remember having -- when I was at Patio Court I
13 had a Gremlin.

14 DETECTIVE McCANN: When you were where?

15 MR. BAHR: A green Gremlin.

16 DETECTIVE McCANN: When you were where?

17 MR. BAHR: When I was at Patio Court.

18 DETECTIVE McCANN: Oh, okay.

19 MR. BAHR: I was -- had a green Gremlin.

20 DETECTIVE McCANN: And you mentioned a
21 blue Chevy --

22 MR. BAHR: Yeah.

23 DETECTIVE McCANN: -- Chevette?

24 MR. BAHR: We had a blue Chevy Chevette
25 too that was given to us.

1 DETECTIVE McCANN: Did you ever have a
2 white LeBaron?

3 MR. BAHR: No.

4 DETECTIVE McCANN: And, again, when you
5 were in solitary confinement you never had
6 access to a television? In solitary
7 confinement? No? "Yes" or "no"? Sorry.

8 MR. BAHR: No.

9 DETECTIVE McCANN: Okay.

10 MR. BAHR: Sorry.

11 DETECTIVE McCANN: And when was it that
12 you left Palm Beach?

13 MR. BAHR: Huh?

14 DETECTIVE McCANN: When was it that you
15 left West Palm Beach to come --

16 MR. BAHR: To go to --

17 DETECTIVE McCANN: You said you were
18 living in --

19 MR. BAHR: -- Maine?

20 DETECTIVE McCANN: -- in West Palm Beach
21 in 1990.

22 MR. BAHR: Yeah. Then I went to Maine.

23 DETECTIVE McCANN: Right from West Palm
24 Beach you went to Maine?

25 MR. BAHR: Yeah. We drove up the East

1 Coast.

2 DETECTIVE McCANN: You and who else?

3 MR. BAHR: It was just me beginning. Then

4 I picked up some people that I had met.

5 DETECTIVE McCANN: On the way?

6 MR. BAHR: Yeah.

7 DETECTIVE McCANN: In your travels?

8 MR. BAHR: Yeah.

9 DETECTIVE McCANN: Okay. Um, and then you
10 came up to Maine and that's when you got
11 arrested for the robbery?

12 MR. BAHR: Yes.

13 DETECTIVE McCANN: Okay. And then you
14 went to jail. And then from jail did you
15 stay in jail the whole time and then go to
16 trial or --

17 MR. BAHR: Yeah. I went to trial. I
18 pleaded out. Went to prison for a little
19 while. Then got out and went back to West
20 Palm.

21 DETECTIVE McCANN: What year was that?

22 MR. BAHR: That I got out?

23 DETECTIVE McCANN: Yeah. And you went
24 back to West Palm?

25 MR. BAHR: I got out for a little bit. I

1 ended up in jail in Minnesota. And I finally
2 got out like in '99.

3 DETECTIVE McCANN: And you moved back to
4 Palm Beach County?

5 MR. BAHR: Yeah.

6 DETECTIVE McCANN: And how long did you
7 stay in Palm Beach County?

8 MR. BAHR: '99 to 2012.

9 DETECTIVE McCANN: Okay. Um, at that time
10 did you ever have any contact with any of the
11 pictures --

12 MR. BAHR: No.

13 DETECTIVE McCANN: -- that I show -- no.

14 And when you moved back to Palm Beach
15 County, where did you live then?

16 MR. BAHR: At first I lived with my mom
17 and dad. They lived at Ashley Road. And then
18 I moved in to my own place.

19 DETECTIVE McCANN: And what kind of work
20 were you doing then?

21 MR. BAHR: Locksmith with my dad.

22 DETECTIVE McCANN: That -- that's -- okay.

23 Is that the time that you would go to
24 the Aero Club? Or was it back in 1990 you
25 would go to --

1 MR. BAHR: Well, he was doing locksmith
2 work back then. I wasn't really working with
3 him except when he did bigger jobs.

4 DETECTIVE McCANN: So, when was the first
5 time you think you went to the Aero Club to do
6 locksmith work?

7 MR. BAHR: I don't remember.

8 DETECTIVE McCANN: Would it have been
9 before you went to Maine or after Maine?

10 MR. BAHR: I'll have to see when my dad
11 started his business. I'm not sure.

12 DETECTIVE McCANN: Okay. 'Cause there's
13 some things you can think of and I'm sure after
14 we -- I leave you'll probably --

15 MR. BAHR: Yeah.

16 DETECTIVE McCANN: Probably a lot of
17 things might come back to you and --

18 MR. BAHR: Yeah. 'Cause I'm thinking of
19 it now. I haven't thought of this for --

20 DETECTIVE McCANN: Thirty some years.

21 MR. BAHR: Yeah.

22 DETECTIVE McCANN: Right.

23 Um, I gave you my business card.

24 MR. BAHR: This it?

25 DETECTIVE McCANN: Yes. I --

1 INVESTIGATOR HOOVER: Your -- your wife's
2 maiden name was?

3 MR. BAHR: Hiscock.

4 INVESTIGATOR HOOVER: And then, obviously,
5 you guys got married and her name was Bahr.
6 And then what was she doing when -- what -- did
7 she work anywhere when you all were married?

8 MR. BAHR: Yeah. She did a bunch of
9 stuff. But then towards the end she went to
10 school for the police academy, I think? And
11 then she became a Palm Beach Gardens police
12 officer.

13 INVESTIGATOR HOOVER: So you were married
14 to her when she was a Palm Beach Gardens police
15 officer?

16 MR. BAHR: No. I might have been married
17 to her, but we weren't actually together.

18 INVESTIGATOR HOOVER: Oh, you were
19 separated --

20 MR. BAHR: Yeah.

21 INVESTIGATOR HOOVER: -- at the time?
22 Okay. Okay.

23 DETECTIVE McCANN: All right. I have no
24 further questions.

25 The time is approximately 4:11 or 4:12

1 p.m.

2 (Whereupon, the audio file concluded.)

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THE STATE OF FLORIDA,
COUNTY OF PALM BEACH.

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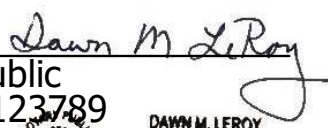

Dawn M. LeRoy, Notary Public
Commission number: HH123789
Commission Expires: August 28, 2025



EXHIBIT 9

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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA
CRIMINAL DIVISION "X"

CASE NO: 50-2017-CF-008722-AXXX-MB

STATE OF FLORIDA

vs.

SHEILA KEEN-WARREN,
Defendant

**MEMORANDUM IN FURTHER SUPPORT OF DEFENDANT'S
MOTION TO CONTINUE TRIAL, MOTION TO EXTEND DEADLINES, AND
MOTION TO COMPEL DISCOVERY AND COMPLY WITH DISCOVERY RULES**

The Defendant, Sheila Keen-Warren, through undersigned counsel, hereby files this Memorandum in Further Support of Defendant's Motion to Continue Trial, Motion to Extend Deadlines, and Motion to Compel Discovery and Comply with Discovery Rules. In support thereof, Ms. Keen-Warren states as follows:

INTRODUCTION

On August 31, 2017, a grand jury indicted Ms. Keen-Warren for first-degree murder with a firearm. [D.E. No. 5]. As outlined in the request for a continuance [D.E. No. 656], the State has repeatedly and egregiously disregarded its discovery obligations in this case, and in doing so, prevented the Defense from preparing for trial. The remedies addressed in this Memorandum are limited to those requested in the Motion to Continue, but Ms. Keen-Warren will be filing additional pleadings outlining a repeated pattern of discovery violations and prosecutorial misconduct and requesting additional sanctions.

MEMORANDUM

I. THE STATE HAS ADMITTEDLY FAILED TO COMPLY WITH FLORIDA RULE OF CRIMINAL PROCEDURE 3.220(b)(1)(A) BY BOTH REFUSING TO LIST WITNESSES AND STRIKING WITNESSES.

Florida Rule of Criminal Procedure 3.220(b)(1)(A) requires the State to serve the defendant with “a list of names and addresses of all persons known to the prosecutor to have information that may be relevant to any offense charged or any defense thereto” As this Court is aware, it is well established that the State is required to furnish the defendant with a list of all witnesses “irrespective of whether such witnesses will be called to testify.” *Evenson v. State*, 27 So. 2d 587, 590 (Fla. 4th DCA 1973); *see also Wortman v. State*, 472 So. 2d 762, 765 (Fla. 5th DCA 1985) (emphasis in original) (the defendant “was entitled to disclosure of *all* persons known by the state who had information pertaining to the charge, and not just those the state intended to call at trial.”).

Here, the Defendant has requested that the State comply with this rule and list all witnesses known to have information that may be relevant to any offense charged or any defense thereto. In response, the State maintains that it is only required to list witnesses it intends on calling at trial and refuses to list witnesses. This is not the law. Additionally, on several occasions, the State has struck category “A” witnesses. To date, the State has struck at least 20 witnesses because it does not intend on calling these witnesses at trial.¹ Further, as discussed in the Motion, the State has essentially relegated to the Defense its duty to provide the witnesses’ addresses.

The State’s refusal to follow the basic discovery rules is disconcerting and highly prejudicial in preparing for trial. The Defense has discovered several witnesses who the State has not listed. Based on the State’s refusal to follow well-settled law, the Defendant is left wondering

¹ The State has struck five other witnesses who are either deceased or purportedly incompetent.

if the State has failed to list and disclose other witnesses. Accordingly, Ms. Keen-Warren moves this Court to compel the State to comply with the rules of discovery and list all witnesses as required by Rule 3.220(b)(1)(A).

II. THE STATE KNOWINGLY WITHHELD INFORMATION AND MISLED THE DEFENSE AND THE COURT REGARDING THE WHEREABOUTS OF EVIDENCE AND A POTENTIALLY EXCULPATORY WITNESS.

In 1991, an inmate in Maine, Jeffrey Libby, provided information that another inmate, Edward Bahr, confessed to murdering Marlene Warren. The lead detective, Bill Williams, travelled to Maine to speak with Libby and Bahr. According to Detective Williams, Bahr told him that “he would tell him everything he knows” concerning the death of Marlene Warren if Williams “could promise him he would not get the electric chair.” When Detective Williams told Bahr that he could not promise him that, Bahr requested to speak to an attorney before answering any more questions. Detective Williams reached out to Bahr’s attorney in Maine, who claimed that he no longer represented Bahr. After searching for counsel, Detective Williams finally got in touch with an attorney from the Palm Beach County Public Defender’s Office. The attorney spoke with Bahr and then invoked his right to remain silent and right to counsel.

The State never listed Edward Bahr.

On May 10, 2021, the Defense went to PBSO’s Evidence Unit to conduct an independent evidence view. During the evidence view, the Defense learned that on February 17, 2021, Detective William Springer removed the following items from evidence for further testing at R. Smith Associates: two balloons, a ribbon, a hair/fiber, a car tag, a Publix paper bag, a straw wrapper, rental papers, a Kleenex box, a barcode sticker, and a gum wrapper. The Defense learned during the evidence view that Detective Springer sent these items to R. Smith Associates for further forensic testing.

This evidence view occurred more than three months after Detective Springer removed these items from evidence. The State had not disclosed that Detective Springer, who had been off the case for nearly two decades, was reassigned to the case. Moreover, the State did not disclose that it had sent out the key evidence for further testing. But for the evidence view, the Defense would not have learned of this additional testing.

Notably, on March 30, 2021, in the middle of this three-month period, this Court held an *Arthur* hearing. While extensively litigating issues pertaining to this evidence, both the State and Detective Paige McCann said nothing about this evidence being sent out for further testing. The Defense argued, and this Court ruled on, Ms. Keen-Warren's continued pretrial detention without the benefit of this information. This is egregious.

But it doesn't stop there.

On May 5, 2021, also during this three month-period, this Court held a hearing on the State's motion to quash a subpoena duces tecum for the deposition of Mike Edmonson. The State tried to prevent the Defense from deposing Mr. Edmonson regarding an internal audit of PBSO's Evidence Unit. Specifically, the Defense wanted to question Mr. Edmonson about potentially contaminated pieces of evidence found during the audit. Again, while litigating issues pertaining to this evidence, the State failed to disclose to the Defense and the Court that the evidence that was the subject of the litigation had been sent out for further testing.

After learning about the new testing on May 10, 2021, the Defense reached out to Assistant State Attorney Reid Scott about this new testing. He indicated that PBSO sent the evidence out for further fingerprint testing. He mentioned Ms. Keen-Warren, but he did not mention Ed Bahr.

On February 25, 2022, Mr. Scott notified the Defense via email that "Matt Marvin Is the name of the lab analyst." Mr. Scott also informed the Defense that the "results were negative on

the Defendant being source of any prints on the balloon. I don't believe he was able to match any one to the prints." The State subsequently told the Defense that Mr. Marvin was not going to write a report. Nevertheless, the State has failed to comply with its obligation under Rule 3.220(b)(1)(A)(i) to list "expert witnesses who have not provided a written report"

On March 9, 2022, the Defense returned to PBSO for a second time to review this missing evidence. During this evidence view, the Defense learned for the first time that Sergeant Springer had sent latent fingerprint cards of Marlene Warren, Sheila Keen-Warren, and Ed Bahr for additional testing. When the Defense initially inquired with Mr. Scott about this testing, he never mentioned that Detective Springer also sent Bahr's fingerprints for additional testing. To date, the State has not provided any additional information about the testing.

On March 30, 2022, per this Court's request, Ms. Morse and Mr. Rosenfeld called Mr. Scott to discuss these evidentiary issues on the phone. Ms. Morse asked Mr. Scott why it took PBSO so long to enter into evidence seven photos that have been in PBSO's possession for 30 years. Mr. Scott responded that the photos were new. He explained that Ed Bahr was arrested in May of 2021 when he was in Florida. He did not remember the specifics but said that Bahr was possibly going to the Bahamas. Mr. Scott claimed that Bahr had a warrant from years ago for grand theft. He said that Detective McCann and Investigator Hoover went to speak with Bahr at the Palm Beach County Jail, and that they showed him the seven photos. He claimed that he did not have anything to do with Bahr's grand theft case. Instead, Mr. Scott said that a line attorney handled the case and that he did not know if Bahr was still in custody. Finally, Mr. Scott said that he thought McCann or Hoover wrote a report, but he would have to follow up with them, and that he was unsure if the conversation with Bahr was recorded.

For ten months, the State failed to disclose that a potential suspect in the murder of Marlene Warren was in PBSO's custody, and the suspect was interviewed by the detectives. Had the Defense not comes across these seven photos at the second evidence view, the Defense would have never inquired and learned about the State's continued investigation of this witness.

Within hours of this phone conversation, the Defense realized the extent of Mr. Scott's deception and misconduct.

Specifically, the Defense learned that on May 29, 2021, Ed Bahr was arrested for failing to appear in case numbers 2012CF008295AMB and 2012CF008296AMB. On June 25, 2021, the Honorable Judge Laura Johnson issued an order in case number 2021MM004662AMB finding Ed Bahr in direct criminal contempt. The Court found as follows:

1. On or about June 25, 2021, State Attorney Investigator William Hoover served the Defendant, Edward Bahr, with a lawful State Attorney investigative subpoena.
2. On June 25, 2021, the Defendant appeared at the State Attorney's Office pursuant to the lawful subpoena. During this meeting, the Defendant refused to answer questions put to him by both Assistant State Attorney Reid Scott, as well as Investigator William Hoover.
3. After refusing to answer the questions of the Assistant State Attorney and the State Attorney Investigator, the Defendant was brought before the Honorable Laura Johnson.
4. On June 25, 2021, the Honorable Judge Laura Johnson placed the Defendant under oath, and explained his rights of limited immunity and privilege on the record.
5. After being thoroughly advised of his rights and privileges pursuant to Florida Rule of Criminal Procedure 3.830, the Court ordered the Defendant to answer questions put to him by the Assistant State Attorney.
6. After being ordered by the Court, the Defendant refused to answer questions put to him by the Assistant State Attorney in open court as required by Florida Rule of Criminal Procedure 3.380.

7. Following his refusal to answer the questions of the Assistant State Attorney, the Court informed the Defendant that he was now charged with the offense of Direct Criminal Contempt, and the possible penalties. The Defendant was given an opportunity to show cause why he should not be found guilty of Contempt, which he declined.
8. The Court found the Defendant guilty of Direct Criminal Contempt, pursuant to Florida Rule of Criminal Procedure 3.380. Refusal of a witness to answer a question when directed to do so by the court constitutes direct criminal contempt.
9. Following the adjudication for the charge of Direct Criminal Contempt, the Court provided the opportunity for the Defendant to present any evidence of mitigation or excusing circumstances. The Defendant refused to offer any evidence of mitigating or excusing circumstances.
10. Having not heard any evidence from the Defendant of mitigating or excusing circumstances, after providing him with the opportunity to offer such evidence, the Court sentenced the Defendant on the charge of Direct Criminal Contempt to five months and twenty-nine days to be served consecutive to any sentencing on any pending criminal case.

State v. Bahr, Case No. 2021MM004662 [D.E. No. 3 at 1-3] (internal citations omitted). Judge Johnson also entered an order revoking the Defendant's telephone, mail, email and visitation privileges. *Id.* [D.E. No. 4].

On August 3, 2021, Judge Johnson issued an order modifying the defendant's sentence and restoring his telephone, email, and visitation privileges. *Id.* [D.E. No. 29]. The court adopted its findings from the original contempt order and added the following:

11. On June 29th, the Defendant Edward Bahr appeared at the Office of the State Attorney and provided a voluntary statement to Assistant State Attorney Reid Scott, State Attorney Investigator William Hoover, and Palm Beach County Sheriff's Office Detective Paige McCann. Defendant Bahr voluntarily answered all questions posed by all parties.
12. During his statement Bahr gave consent to Investigator Hoover to conduct a search of his garage for further evidence. On July 14, 2021, Investigator Hoover flew to Houston, Texas and conducted a search of Bahr's garage.

13. On August 3, 2021, all parties appeared before the Honorable Judge Johnson and advised her that the Defendant had answered the inquiries and cooperated with the investigation conducted by the Assistant State Attorney and the Investigators.
14. Based upon the Defendant's cooperation, the Court sua sponte pursuant to Florida Rule of Criminal Procedure 3.800(c) modified the Defendant's prior sentence from five months and twenty-nine days in the Palm Beach County Jail to forty days in the Palm Beach County Jail, with credit for forty days time served.
15. The Court further revoked its prior order Revoking the Defendant's Telephone, Email, Mail and Visitation Privileges.

Id. [D.E. No 29 at 3-4].

On August 6, 2021, three days after Judge Johnson modified Bahr's contempt sentence to time-served, Bahr entered into a time-served plea in case numbers 2012CF008295AMB and 2012CF008296AMB and was released from custody.

Indeed, for ten months, the State failed to disclose to the Defense that Ed Bahr—a suspect in the death of Marlene Warren—was in custody in Palm Beach County. Mr. Scott only disclosed this information upon the Defense inquiring after stumbling upon a few photographs during an evidence view. Even after disclosing that Bahr was arrested for an outstanding warrant in a grand theft case, Mr. Scott knowingly remained silent about the contempt hearing, the execution of the search warrant in Texas, and the interview (or interviews) with Bahr. This is inexcusable.

In the crucible of our federal criminal justice system, the integrity of a prosecution is always premised on a prosecutor's recognition that her duty is to ensure that justice is done rather than a devotion to a pursuit that places another "defendant's skin" on the wall. *See Berger v. United States*, 295 U.S. 78, 88 (1935) (concluding that the government's interest in a criminal prosecution "is not that it shall win a case, but that justice shall be done."); *Donnelly v. DeChristoforo*, 416 U.S. 637, 648-49 (1974) (Douglas, J., dissenting) ("[A prosecutor's] function is not to take as many

skins of victims as possible to the wall, [but] to vindicate the right of the people as expressed in the law and give those accused of crime a fair trial.”).

In a world of prosecutorial privilege, however, there are certain constitutional and ethical standards that still protect a defendant’s constitutional rights to due process and a fair trial. In the instant case, these standards were not met as the State knowingly and repeatedly withheld evidence from Ms. Keen-Warren’s defense.

CONCLUSION

WHEREFORE, for the foregoing reasons and for any other reasons that may appear to this Court, Ms. Keen-Warren respectfully requests that this Honorable Court grant her Motion to Continue Trial, Motion to Extend Deadlines, and Motion to Compel Discovery and Comply with Discovery Rules.

Respectfully submitted,

/s/ Greg Rosenfeld

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-service to the Office of the State Attorney, Division “MCU,” at FELMCU@sa15.org; Reid Scott, Assistant State Attorney, at RScott@sa15.org; Kristen Grimes, Assistant State Attorney, at KGrimes@sa15.org; Richard G. Lubin, Esq., Attorney for the Defendant, at Rich@lubinlaw.com and Defense@lubinlaw.com; and Amy Morse, Esq., Attorney for the Defendant, at Amy@morselegal.com, on this 31st day of March, 2022.

/s/ Greg Rosenfeld
Greg Rosenfeld, Esq.
LAW OFFICES OF GREG ROSENFELD, P.A.

EXHIBIT 10

NOT A CERTIFIED COPY

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO.: 2017CF008722AMB

STATE OF FLORIDA,

-VS-

SHEILA KEEN WARREN,

Defendant.

DEPOSITION OF EDWARD BAHR

Saturday, September 24, 2022
1:35 p.m. - 3:21 p.m.
(Remote Conference)

Stenographically Reported By:

Najia J. Reed

Florida Professional Reporter

APPEARANCES

On behalf of the State:
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kgrimes@sa15.org
BY: KRISTEN GRIMES, ESQUIRE

On behalf of the Defendant:
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- - -

EXAMINATION

	Direct	Cross	Redirect	Recross
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Witness:

E. Bahr	4M	87R	89M	---
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G = Ms. Grimes

M = Ms. Morse

R = Mr. Rosenfeld

- - -

Deposition taken before Najia J. Reed,
Florida Professional Reporter and Notary Public, in
and for the State of Florida at Large in the above
cause.

1 THE COURT REPORTER: Do you swear or
2 affirm the testimony you give today will be
3 the truth, the whole truth, and nothing but
4 the truth?

5 THE WITNESS: Yes, I do.

6 Thereupon,

7 EDWARD BAHR,
8 having been first duly sworn or affirmed, was
9 examined and testified as follows:

10 DIRECT EXAMINATION

11 BY MS. MORSE:

12 Q. Mr. Bahr, am I saying your last name
13 correctly?

14 A. Yes.

15 Q. Okay. Thank you.

16 Can you please just state your name
17 and spell your last name?

18 A. Edward Joseph Bahr. Last name is
19 B-A-H-R.

20 Q. And what is your date of birth?

21 A. 9/20/1962.

22 Q. And I know that you're in Tennessee.
23 Are you residing in Tennessee now?

24 A. Not yet. It's really hard to find a
25 house.

1 Q. Okay. You're looking to relocate to
2 Tennessee?

3 A. Yes.

4 Q. Are you planning on going back to
5 Texas?

6 A. No, I don't think so.

7 Q. Okay. So it sounds like you've
8 moved all your stuff to Tennessee?

9 A. Well, it's in storage and stuff.
10 So, yes.

11 Q. And where you are currently residing
12 in Tennessee?

13 A. Whatever hotel I can stay at.

14 Q. Okay. And is there a good phone
15 number for you?

16 A. Yeah. I've been answering it.
17 346-332-9010.

18 Q. Okay. And how long did you live in
19 Texas for?

20 A. About four years.

21 Q. And prior to Texas, where were you
22 residing?

23 A. Virginia.

24 Q. Prior to Virginia?

25 A. Florida.

1 Q. And when did you leave Florida?

2 A. Like 2012 or '13. Something like
3 that.

4 Q. Okay. How long did you live in
5 Florida for?

6 A. On and off my whole life up to like
7 when I was 11. I think we moved there in '74 or
8 '75.

9 Q. Okay. And moved to Florida from
10 where?

11 A. New Jersey.

12 Q. Where in Jersey?

13 A. Red Bank area.

14 Q. Okay. When you lived in Florida,
15 what were some of your occupations?

16 A. Mechanic.

17 Q. Anything -- anything --

18 A. I did a lot of boats.

19 Q. Okay.

20 A. I did locksmith work, too.

21 Q. Okay. Anything else?

22 A. No. No. I did a bunch of different
23 jobs.

24 Q. Okay. Did your dad own a locksmith
25 business?

1 A. Yeah. That's why I said locksmith.

2 Q. All right. At some point -- or, I
3 guess, let's start here.

4 Have you ever been arrested?

5 A. Yes.

6 Q. And what have you been arrested for?
7 And to the best of your recollection what was the
8 year and the charge?

9 A. Wow. I don't know. I mean, I
10 can -- I don't remember from 2000 down.

11 Q. Okay. Well, let's see here.

12 A. Let me close this door. Hold on a
13 second.

14 Okay.

15 Q. Was your most recent arrest in Palm
16 Beach County for some theft-related forgery
17 charges that occurred back in -- I believe around
18 2012?

19 A. Yes.

20 Q. And you were arrested for those on a
21 failure to appear within the last few years?

22 A. Yes.

23 Q. Had you also been arrested in Palm
24 Beach County for driving under suspended license?

25 A. I think so.

1 Q. Were you arrested in Palm Beach
2 County around 2006 for some sort of improper
3 exhibition?

4 A. Yes.

5 Q. Did you have -- prior to the 2012
6 and about 2009, did you -- were you also arrested
7 in Palm Beach County for forgery?

8 A. Yes.

9 Q. Were you arrested in Maine for a
10 robbery?

11 A. Maine, yes. That was like the 90s;
12 right?

13 Hello?

14 Q. Yes. Yes.
15 Were you arrested in Minnesota for
16 burglary?

17 A. Yes.

18 Q. Also in Minnesota -- do you remember
19 how many times you were arrested for burglary in
20 Minnesota?

21 A. Well, there was just the one time I
22 was arrested but I was charged with other things.

23 Q. Okay. Was it a couple of counts of
24 burglary and also a theft?

25 A. Yes. Yeah.

1 Q. Were you arrested in New Jersey back
2 in the 90s as well for received stolen property?

3 A. Yes.

4 Q. In Rhode Island for assault?

5 A. Well, I was already in jail.

6 Q. Okay. But you were arrested in
7 Rhode Island for that?

8 A. Well, I was charged but I was
9 already in prison.

10 Q. Okay.

11 A. They switched me from Maine Prison
12 to Rhode Island. I was never like on the streets
13 in Rhode Island.

14 Q. Okay. So while in custody in Rhode
15 Island, you were arrested for an assault and a
16 possession of a weapon?

17 A. Yes. Yes.

18 Q. Or a charge.

19 Is there anything else that -- any
20 other arrest that you can think of that we have
21 not touched upon?

22 A. I had a DUI once in Palm Beach
23 County.

24 Q. Okay. Anything else?

25 A. Not that I can remember.

1 Q. All right.

2 A. I haven't been in trouble since like
3 2012.

4 Q. Okay. Good.

5 When was the last time you were --
6 excluding Palm Beach County because I know that
7 just happened within the last few years. Putting
8 that one aside, when was the last time that you
9 were released from custody before Palm Beach
10 County?

11 A. Whenever I was arrested last in Palm
12 Beach County.

13 Q. Right. Other than Palm Beach
14 County?

15 A. Oh. Then it was before all that. I
16 don't know. I don't know the years of nothing.
17 It was from Maine -- not Maine. It was from
18 Minnesota.

19 Q. Okay. So prior to the arrest in
20 Palm Beach County within the last few years, the
21 last arrest before that was Minnesota?

22 A. Uh-huh.

23 Q. "Yes?"

24 A. Yes.

25 Q. You just have to say "yes" or "no"

1 for the record. That's why I'm asking.

2 How long did you -- how long were
3 you in Minnesota for?

4 A. In jail or...?

5 Q. No, just living?

6 A. A year, six months. Something like
7 that.

8 Q. Other than the year and six months
9 that you were there, did you have any other ties
10 or connections to Minnesota?

11 A. No.

12 Q. Going back to the time when you were
13 in Maine, you were in custody in Maine on the
14 robbery charge?

15 A. Uh-huh.

16 Q. "Yes?"

17 A. Yes.

18 Q. Okay. Do you remember a detective
19 by the name of Steve Reece?

20 A. Yes -- no. Okay. No, but I read
21 his name in some paperwork or something. But I
22 remember a detective coming to talk to me but I
23 don't remember his name. I just remember it from
24 reading it.

25 Q. Okay. And prior to this deposition,

1 were you provided any information to review in
2 preparation for this?

3 A. No. No.

4 Q. Okay.

5 A. I only got a phone call from one
6 person to tell me about this.

7 Q. Okay. Do you remember who that was?

8 A. A Hoover.

9 Q. Okay. And other than speaking with
10 Mr. Hoover about setting up this deposition --

11 A. I didn't even speak with him. I
12 just text him.

13 Q. Okay. Other than texting with
14 Mr. Hoover, did you have any other communication
15 with anybody else regarding this deposition or
16 this case?

17 A. No.

18 Q. Okay. Where do you think you read
19 about Steve Reece?

20 A. I don't know. I don't know if I got
21 paperwork when I was in Palm Beach County last
22 that I read it or the detective questioned me.
23 But that where I remembered the name. But any
24 time before that, I wouldn't have known who he
25 was.

1 Q. Okay. Have you ever seen any police
2 reports in this case?

3 A. I don't think so.

4 Q. Have you ever seen any photographs?

5 A. Of people.

6 Q. And who were those people?

7 A. I think it was the girl that they
8 arrested and I think they might have shown the
9 guy that she's married to.

10 Q. And --

11 A. My memory ain't real good. I had a
12 stroke not that long ago.

13 Q. Okay.

14 A. So I'm sorry if I -- I'm trying
15 to -- I had a stroke like six months ago or
16 something like that.

17 Q. Okay. I'm sorry to hear that.

18 And do you remember who showed you
19 the photographs, and when, where were you?

20 A. No, I don't remember. The first
21 time they came to talk to me, they came and
22 talked to me when I was in Texas in Houston. And
23 they came to my work -- the detective and some
24 cops from that area. And that was the first time
25 I ever said anything. But I don't remember. I

1 think it was this last time when I was in Palm
2 Beach County that they showed me pictures.

3 Q. Okay. Not when they came to Texas
4 in May of 2021?

5 A. I don't think so. I mean, I could
6 be wrong. But I remember the earliest part best.

7 Q. Okay.

8 A. And that was I remember them showing
9 me.

10 Q. So did you reside in Palm Beach
11 County from about -- I know you said it was sort
12 of on and off at times a little bit, but in Palm
13 Beach County from about '86 to '91?

14 A. Yeah. I went to Lake Worth High
15 School, I got out, and I went in the service.
16 And I think I got out '84 or '85. I'm not sure
17 but something similar to that. It's all
18 documented.

19 Q. Okay. Were you ever a member of any
20 type of motorcycle club?

21 A. No. I hung with them.

22 Q. And what motorcycle club did you
23 hang out with?

24 A. It counted as the Outlaws.

25 Q. Did you ever hang out with a

1 motorcycle club known as the Flying Wheels?

2 A. I hung out with some of the people
3 from the Flying Wheels, yes.

4 Q. And where would you hang out with
5 them whether it was the Outlaws or the Flying
6 Wheels?

7 A. Mermaid Lounge.

8 Q. Anywhere else?

9 A. Which ain't there no more. Just
10 different bars and stuff. There was a bar in
11 Lake Worth but I don't remember the name of it.
12 The bar is there but it ain't even a biker bar no
13 more.

14 Q. Okay.

15 A. Sorry.

16 Q. No, that's okay. All right. Sorry.
17 I was jumping around there again. I said we were
18 going to talk about Maine and then I jumped
19 around. So let's go back to Maine.

20 You were arrested in Maine back on
21 May 17th of '91 for the armed robbery. Do you
22 remember the allegations in that case?

23 A. Yeah. I was with a bunch of
24 different people and walked up to a lady, and
25 then I think the guy took her purse and we jumped

1 back in the car and we left, and they pulled us
2 over.

3 Q. Do you remember cutting the woman?

4 A. No.

5 Q. When --

6 A. That never happened. That never
7 happened.

8 Q. Okay.

9 A. That never happened.

10 Q. When you were arrested, did you tell
11 the detectives that you had a pound of cocaine
12 hidden in a wooded area?

13 A. No.

14 Q. You don't remember being taken to
15 the wooded area?

16 A. They told me they were looking for a
17 gun.

18 Q. Okay. Do you remember the addresses
19 that you've lived in while you were in Palm Beach
20 County?

21 A. Not all of them. No. I know 515
22 South 13th Court. And I remember that because
23 that's where I grew up and I lived there a long
24 time.

25 Q. Did you also live at 3804 Patio

1 Court in Lake Worth?

2 A. Yeah. Wow. That was a long time
3 ago.

4 Q. Okay.

5 A. Yes.

6 Q. Did you know somebody by the name of
7 Norman Rhisinger, R-H-I-S-I-N-G-E-R, also known
8 as Slider?

9 A. Yeah. Yeah.

10 Q. And who is that individual and how
11 did you know him?

12 A. He was just a member of the Outlaws.

13 Q. And would you consider him at that
14 time a friend?

15 A. An acquaintance.

16 Q. And how long did you know him for?

17 A. I don't know. On and off. I guess
18 he was on the run for a while and he would just
19 pop up places.

20 Q. Okay. So how long did you know him
21 for?

22 A. A year or so maybe. I'm not sure.

23 Q. Did you also live at 30 Abacoa Drive
24 in Palm Springs?

25 A. No. I mean, I stayed there one time

1 because that was my ex-mother-in-law's. But I
2 never actually had a house there.

3 Q. Okay. And when you were in the
4 Maine jail, do you remember somebody by the name
5 of Jeff Libby?

6 A. Yeah, the rat guy. Yeah.

7 Q. And how did you know Mr. Libby?

8 A. Because he was in solitary
9 confinement.

10 Q. And were you also in solitary
11 confinement?

12 A. Yep.

13 Q. How long were you in solitary
14 confinement for?

15 A. That time, until I left Maine and
16 went to Rhode Island.

17 Q. And --

18 A. I was never out of solitary
19 confinement.

20 Q. So how long were you in total
21 solitary confinement?

22 A. It was like six years.

23 Q. And was there a reason why you were
24 in solitary confinement?

25 A. Well, the first time, I was just a

1 little rowdy. And then I stabbed that guy in
2 jail, and then did I like five or six years in
3 solitary.

4 Q. Okay. And how long was Mr. Libby in
5 solitary confinement?

6 A. I don't know because they moved him.
7 They have different sections. So he was only in
8 my section a short time.

9 Q. And what would you consider to be a
10 short time?

11 A. A couple of weeks.

12 Q. And tell me how solitary is -- well,
13 I guess, I'll start here.

14 You spoke with Mr. Libby?

15 A. Yeah. You can holler from cell to
16 cell or whatever.

17 Q. Okay. And so how was solitary set
18 up -- were you in a cell by yourself, are you in
19 with other individuals?

20 A. No. I was in a five by seven cell by
21 myself.

22 Q. And was Mr. Libby next to you?

23 A. As far as I know.

24 Q. Did you ever see him?

25 A. Walked by when the cops had him and

1 I was in my cell. Yeah. That's it.

2 Q. Okay. And did you ever talk to
3 Mr. Libby about the murder of Marlene Warren?

4 A. No. We missed with him and told him
5 things because we knew he was going to the cops
6 because he's a rat.

7 Q. And when you say "we," who are you
8 talking about?

9 A. Others. There was somebody that was
10 giving him all kinds of fake information and
11 stuff next to me. I don't remember his name.
12 That was ages ago. It was a guy from
13 Massachusetts.

14 Q. Okay. Did you ever tell him that
15 you committed the -- you were involved and
16 committed the murder of Marlene Warren?

17 A. No.

18 Q. So what information did you give him
19 about the murder of Marlene Warren?

20 A. Just about what I saw on TV.

21 Q. And did you indicate to him that you
22 were involved?

23 A. No. He indicated I did. And I
24 didn't deny it because I knew he was going to the
25 cops. That's why he was in there -- killing his

1 grandfather and ratting people out.

2 Q. Did you talk to him about other
3 murders?

4 A. I don't remember.

5 Q. So explain to me -- you were talking
6 to him about at least this one murder.

7 A. We make up stories to tell him --
8 all kinds of different stories.

9 Q. Right.

10 A. Because we know he goes to the
11 guards and everything.

12 Q. And what's the purpose of that?

13 A. Boredom.

14 Q. What was the -- I guess, the end
15 result like you're telling him about these --

16 A. I don't know. I was just sitting
17 there waiting to leave. So I was waiting to go
18 to Rhode Island. I didn't know I was going to
19 Rhode Island. I knew I was getting shipped to
20 another prison.

21 Q. Did you also tell him that or talk
22 to him or indicate in any way that you were
23 involved in another murder in the Cocoa Beach
24 area?

25 A. No, I don't remember that at all.

1 Q. And for that specific murder that
2 you killed a member of the Warlocks Motorcycle
3 Gang by the name of Wizard?

4 A. No, I don't remember that at all.

5 Q. Did you tell him that you committed
6 a murder in Virginia?

7 A. In Virginia, no.

8 Q. While you're in solitary, do you
9 have access to any televisions?

10 A. No. Not -- okay. When I got
11 switched -- for a short time, I did. They put me
12 to the Maine prison and they shipped me to --
13 starting with a "W" in Maine by incident. So I
14 was in a different prison for like a week or two
15 and we had TV then.

16 Q. What did you tell Mr. Libby about
17 the murder of Marlene Warren?

18 A. I don't remember. Just whatever I
19 read and saw on TV and read in the newspaper.

20 Q. Do you remember telling him that you
21 were hired as a hit man?

22 A. No.

23 Q. Do you remember telling him that you
24 dressed as a clown?

25 A. No.

1 Q. Do you remember telling him that you
2 knocked on the door indicated there with a
3 delivery and then shot her in the face?

4 A. No.

5 Q. Do you remember telling him that you
6 saw a male that --

7 A. I was like 400 pounds back then.

8 Q. Okay. Do you remember telling him
9 that you saw another person -- a male run out of
10 another room?

11 A. No.

12 Q. Do you remember telling him that you
13 had a girl from the Outlaw Association go to the
14 costume store to buy the costume?

15 A. No.

16 Q. Do you remember talking to him about
17 the clown costume and the wig?

18 A. About what I saw on TV, yeah.

19 Q. And what do you remember telling him
20 about those two things?

21 A. I don't know. Whatever I saw. I
22 don't really remember much. I wish did i.

23 Q. Do you remember telling him that you
24 were hired by the man who ran Bargain Motors?

25 A. No.

1 Q. Do you remember telling him that
2 this person came to the Mermaid bar two weeks
3 before the murder occurred?

4 A. I might have. I don't know.

5 Q. You might have said that to
6 Mr. Libby?

7 A. No. I might -- he might have come
8 to the bar. A lot of people come to the bar.

9 Q. Okay. I'm talking specifically
10 about your conversation with Mr. Libby right now.

11 A. Yeah. I don't really remember. It
12 was just a bunch of different stories.

13 Q. Do you remember telling Mr. Libby
14 that the gentlemen that came to the Mermaid bar,
15 offered you a substantial amount of money to kill
16 his wife?

17 A. No. I mean, I knew he was going to
18 go to the police and say whatever we said. So we
19 just said all kinds of stuff.

20 Q. Because you wanted the police to
21 come speak with you?

22 A. No because we were just messing with
23 his head. We didn't think anybody would ever
24 believe any of his stories. It was just what we
25 saw on TV and stuff.

1 Q. You were implicating yourself in a
2 murder --

3 A. No, I never implicated myself. He
4 implicated me.

5 Q. But you believed he was going to do
6 that with that information?

7 A. Well, I didn't think he was going to
8 implicate me. But whatever he did, he did. He
9 was a scumbag.

10 Q. Do you remember telling Mr. Libby
11 that at the time of the murder you were living at
12 3804 Patio Court?

13 A. No. I lived there once though.
14 So...

15 Q. Do you know how Mr. Libby knew that
16 information?

17 A. No.

18 Q. Do you remember in October of 1991
19 some detectives from Palm Beach County came up to
20 speak with you at the Maine jail -- prison?

21 A. Yes.

22 Q. And do you remember that they came
23 in and told you why they were there to speak with
24 you?

25 A. Somewhat, yes.

1 Q. And they were there to talk to you
2 about the murder of Marlene Warren?

3 A. Yeah.

4 Q. Do you remember at that time that
5 you told those detectives that you worked as a
6 mechanic and you worked for used car lots?

7 A. Yeah. I've done that.

8 Q. And do you remember telling them
9 that you worked at Bargain Motors?

10 A. No, I never worked at Bargain
11 Motors.

12 Q. But you told them that you did?

13 A. I don't remember that.

14 Q. Do you remember telling the
15 detectives that the owners of Bargain Motors was
16 Michael Warren?

17 A. Yeah, probably. No, I don't
18 remember. It was a long time ago.

19 Q. Do you remember the detectives
20 offering you an out, so to speak, where they told
21 you that if you were just in prison bragging
22 about something you didn't do to impress people
23 to just tell them and they wouldn't waste their
24 time talking to you?

25 A. No.

1 Q. And you declined that offer?

2 A. No, I don't remember that.

3 Q. Do you remember that -- do you
4 remember telling the detectives that you would
5 tell them everything that you knew if they could
6 promise that you would not get the electric
7 chair?

8 A. No. I read that somewhere though.

9 Q. Where do you think you read that?

10 A. I don't remember but I did read
11 that. I read them statements you're asking me
12 right now.

13 Q. And are you saying that you never
14 made those statements?

15 A. I'm saying I don't remember making
16 them statements.

17 Q. And do you remember after the
18 detectives told you that they couldn't guarantee
19 you anything like that that you asked to speak
20 with an attorney?

21 A. No.

22 Q. Do you remember speaking with an
23 attorney from the Public Defender's office?

24 A. No, not at all. Where?

25 Q. When you were in the Maine prison

1 you told them --

2 A. Oh.

3 Q. -- to call your lawyer who was
4 representing you on the robbery whose secretary
5 said she no longer represented you. And then at
6 some point, the detectives -- you guys were
7 sitting in the room for quite some time and the
8 detectives contacted the Palm Beach County Public
9 Defender's office.

10 A. No, I don't remember that at all.

11 Q. You spoke with a public defender by
12 the name of Nancy Jardini?

13 A. That was this last time, wasn't it?

14 Q. That was in October of 1991?

15 A. You sure? Because I thought they
16 just called a public defender when I was down
17 here this last time.

18 Q. Well, they might have done that as
19 well but I'm talking about when you were in the
20 Maine prison?

21 A. Yeah. I don't remember that at all.

22 Q. Do you remember while you were
23 waiting to have the public defender call back you
24 were in the room with the detectives and you
25 asked them what type of gun they carry?

1 A. No.

2 Q. Do you remember telling the
3 detectives that you liked .357s with a 38 lude
4 and then -- because you could shoot quicker with
5 less recoil?

6 A. No.

7 Q. Do you remember telling the
8 detectives that while you have a lot of tattoos
9 on you, it's not a problem because you cover them
10 up with makeup?

11 A. No.

12 Q. And that you do this and it confuses
13 the victims in identifying you?

14 A. No, I don't remember that.

15 Q. You don't remember -- are you saying
16 you didn't say that or you just don't remember
17 saying that?

18 A. I don't remember. I don't remember
19 hardly anything that you're saying.

20 Q. I see that.

21 Do you remember two guards --
22 Heidi Biglow, B-I-G-L-O-W, and Cheryl Corbin --
23 from the Cumberland County Jail?

24 A. Two girls?

25 Q. Two women, yes.

1 A. No.

2 Q. Do you remember speaking to these
3 women about -- telling them that you committed
4 murders?

5 A. No.

6 Q. You don't remember bragging to
7 Ms. Corbin about two killings that you had
8 participated in -- one in Florida and one in
9 Virginia Beach -- and both of the victims were
10 women?

11 A. No.

12 Q. You don't remember telling
13 Ms. Corbin about a tattoo that you had -- do you
14 have a chain around -- chain tattoo around your
15 neck?

16 A. Barbwire.

17 Q. And do you remember telling her that
18 the links in it were for a job well done, each
19 one was for a murder or a killing?

20 A. No.

21 Q. Do you remember telling Ms. Biglow
22 that you were an enforcer for the Outlaws
23 Motorcycle Club?

24 A. No. I don't know who these girls
25 are. Were they the ones that got arrested with

1 me?

2 Q. No. These are correctional guards.

3 No. These are correctional guards.

4 A. Oh. No.

5 Q. Do you remember bragging to
6 Ms. Biglow that you were into drugs?

7 A. No.

8 Q. Do you remember bragging about
9 killing a girl that was found in the trunk of a
10 car?

11 A. No.

12 Q. Do you remember bragging about being
13 wanted for forgery and three murders?

14 A. No.

15 Q. Do you remember telling Ms. Biglow
16 that you were wanted in Florida and New Carolina
17 and also in Nevada for murder?

18 A. No. Because I was -- I don't think
19 I was ever in Nevada then.

20 Q. While you were in Palm Beach County,
21 did you work at D and W Steel Company?

22 A. D and W Steel?

23 Q. In Davie, Florida?

24 A. No. Not that I know of. I don't
25 know if I ever worked in Davie, Florida.

1 Q. Do you remember telling your
2 probation officer that that's where you worked at
3 some point when you were on probation back then?

4 A. D and D Roofing maybe. I don't
5 remember.

6 Q. Did you work at Gulf Gas Station?

7 A. Yes, I did.

8 Q. Was that at Palm Beach --

9 (Simultaneously speaking.)

10 MS. MORSE: Okay. Was that in --

11 THE WITNESS: That was in West Palm.

12 MS. MORSE: And Dixie?

13 THE WITNESS: Yes. I don't think

14 it's even there anymore.

15 BY MS. MORSE:

16 Q. Did you work at Wheels of Riviera
17 Beach?

18 A. Where?

19 Q. Wheels?

20 A. No. Not that I know of.

21 Q. Did you work at Liam's Auto Repair?

22 A. Where was that at?

23 Q. Unknown location but I believe it
24 was run by a gentlemen who you know. Last name
25 Liam -- John Liam.

1 A. Oh. Yeah. Okay.

2 Q. Did you work there?

3 A. Yes. Down in Hypoluxo. I didn't
4 really work there. I helped him out there. It
5 was his business.

6 Q. Did you work at Affordable
7 Air-Conditioning?

8 A. Yes, just for a couple of weeks.

9 Q. Did you work at the Auto Hospital?

10 A. Yes, for a week.

11 Q. What was -- what did you do at these
12 businesses?

13 A. Mechanic.

14 Q. Were you ever implicated in a murder
15 in Arizona?

16 A. No. I was questioned but I was just
17 a witness. They got the person who did it when I
18 was in the service.

19 Q. While you were in the service, did
20 you pretend to be a mental patient and thereafter
21 received a general discharge from the military?

22 A. No. I got it for being overweight.

23 Q. Do you know why your in-laws would
24 have that impression?

25 A. No. The only time I got a mental

1 thing was in Maine -- Minnesota. I was in a
2 mental hospital.

3 Q. And how long were you there for?

4 A. Okay. Maine had a mental hospital
5 in the prison. They put me there. And then I
6 got out of prison but they didn't let me go.
7 They brought me to court and committed me to a
8 mental hospital in Maine.

9 Q. And how long were you there for?

10 A. A year or so.

11 Q. And what was your diagnosis?

12 A. Schizophrenia and some other
13 thing -- anti-social behavior and schizophrenia.
14 They put me on Social Security for a while too.

15 Q. Did they give you medication?

16 A. Yeah.

17 Q. What kind of medication did they
18 give you?

19 A. Haldol.

20 Q. Do you know how many milligrams?

21 A. No, I don't.

22 Q. Was that the only medication that
23 they put you on?

24 A. No, but I don't remember the other
25 ones.

1 Q. Are you currently taking any
2 medication?

3 A. For mental illness, no.

4 Q. Are you taking any medications for
5 anything?

6 A. Yes, for high blood pressure and my
7 heart.

8 Q. When did you stop taking --

9 A. They put me on the medicine -- I
10 forget the name of it. But it made my brain
11 bleed. And that's what gave me the stroke was
12 the actual medicine. So when I went to the
13 hospital, they had to get that all out of me and
14 then they put me on other stuff.

15 Q. And what was the medication that
16 gave you a stroke?

17 A. I don't remember. It was a real
18 popular heart one.

19 Q. It was related to the heart though?

20 A. Yes. Yes.

21 Q. And when did you stop taking any
22 type of medication for mental illness?

23 A. 2000-something.

24 Q. 2001, 2020?

25 A. Probably 2004 or '05.

1 Q. And how long had you taken
2 medications for mental illness before you
3 stopped?

4 A. From the 90s.

5 Q. And why did you stop?

6 A. Because I felt like I was getting
7 better.

8 Q. And after leaving the hospital you
9 were committed to for mental health issues, did
10 you ever see any type of counsellors?

11 A. Yeah. Down at 45th Street -- no,
12 not 45th Street. The one south. The mental
13 hospital south in Delray.

14 Q. Uh-huh.

15 A. Yeah.

16 Q. And when did you see them?

17 A. On and off for a few years. And
18 then I stopped taking my medicine. I got real
19 bad. That's why I'm going through Social
20 Security right now because I'm not getting Social
21 Security -- I'm not trying to. But they were
22 supposed to be paying me but I -- I was just kind
23 of out of it for a while.

24 Q. And what is the time frame that you
25 were at South County Mental Health?

1 A. That was right around 2000, I think.

2 Q. And have you ever been to any other
3 mental health treatment facility?

4 A. No, just them.

5 Q. Were you ever Baker Acted?

6 A. I don't think so.

7 Q. Okay. Do you remember telling your
8 friend John Liam that you were going up to Maine
9 to do a drug run and that you were riding with a
10 group called the Flying Wheels?

11 A. Man, no.

12 Q. Did you have a friend named Tom
13 Daniel?

14 A. Don't sound familiar. I'm not
15 saying I didn't but it don't sound familiar.

16 Q. Do you remember being in a prison in
17 Connecticut?

18 A. Connecticut. I was never in a
19 prison in Connecticut. At least not that I
20 remember.

21 You froze. Hello? Oh. There you
22 go.

23 Q. Okay. You don't remember being held
24 back in '93 in Connecticut?

25 A. No.

1 Q. Were you in custody in 1993?

2 A. I don't know.

3 Q. You were out of custody in 1993?

4 A. I don't know. I really don't.

5 Q. So you don't remember telling
6 somebody other than Mr. Libby that you were hired
7 to wear a clown costume and murder a woman?

8 A. No.

9 Q. Did you make that claim to anybody
10 other than Mr. Libby?

11 A. I don't know if I made that claim to
12 anybody.

13 Q. Did you talk about it with anybody
14 other than Mr. Libby?

15 A. I don't know.

16 Q. And do you remember Detective McCann
17 and Investigator Hoover coming to visit you in
18 Texas in May of 2021?

19 A. Yes, if that was the date. I
20 remember them coming. I couldn't tell you what
21 year or anything.

22 Q. And that's the time when they showed
23 you some photographs?

24 A. I'm not sure. I think it was when I
25 was in Palm Beach County. I think I told you

1 that.

2 Q. Okay. Well, when they showed you
3 the photographs, do you remember telling them
4 that you didn't recognize anything either
5 businesses or individuals?

6 A. No.

7 Q. You don't remember or, no, you
8 didn't tell them that?

9 A. I don't remember.

10 Q. Did you ever own a motorcycle?

11 A. A long time ago.

12 Q. What kind was it?

13 A. Triumph.

14 Q. When the detective came out to Texas
15 in 2021, did they tell you that you had open
16 warrants in Palm Beach?

17 A. No.

18 Q. And in 2021, you were in Palm Beach
19 and subsequently arrested for these outstanding
20 warrants?

21 A. No.

22 Q. No?

23 A. I was arrested in Miami.

24 Q. Okay. For the Palm Beach County
25 cases?

1 A. Yes.

2 Q. And where were you in Miami?

3 A. I was coming into the country.

4 Q. And where had you been?

5 A. The Virgin Islands.

6 Q. And who did you go there with?

7 A. My wife.

8 Q. How long were you there for?

9 A. About a week.

10 Q. And was it a vacation or...?

11 A. Yes. It was for her birthday.

12 Q. And how long have you been married
13 to your current wife?

14 A. Nine years.

15 Q. And when you were arrested for the
16 Palm Beach County warrants, did you ask your
17 wife -- and your wife is Julie Bahr?

18 A. Julie Hardendorf (phonetic
19 spelling).

20 Q. Okay. Did you ask your wife to
21 contact the detective in this case?

22 A. Yes.

23 Q. And what was the purpose of that?

24 A. Because I thought maybe I could help
25 them.

1 Q. And why did you think that? Why did
2 you think you could help them?

3 A. I don't know. I thought maybe -- I
4 just wanted to talk to them. I thought maybe a
5 could help them. I thought maybe I knew
6 something but I didn't.

7 Q. And when you were first brought to
8 Palm Beach County and met with your attorney,
9 what was the initial offer on your cases?

10 A. I don't remember.

11 Q. Do you remember at any point what
12 the offer on your cases were?

13 A. I know originally it was probation
14 but then I don't know. I don't know. I don't
15 remember.

16 Q. So you were being -- with your rap
17 sheet, they were offering you probation on these
18 two cases?

19 A. At first they were -- at one time
20 they did. Yeah.

21 Q. Did they ultimately tell you that
22 the offer was going to be prison?

23 A. Maybe.

24 Q. Do you remember how long that prison
25 term was for?

1 A. No. Because there was never really
2 an offer like a paper offer.

3 Q. Okay. But your attorney spoke with
4 you and told you that there was at least an offer
5 whether or not it was put on paper at that
6 moment?

7 A. Yeah. I don't know.

8 Q. You don't remember?

9 A. No, I don't -- I don't remember. I
10 remember things that I read way better than
11 things that are told to me.

12 Q. How much probation were they
13 offering you?

14 A. I don't remember.

15 Q. So if the offer was probation and
16 you could have gotten out of custody, why did you
17 need your wife to contact the detective?

18 A. I just wanted to talk to him. But
19 then I hired a lawyer.

20 Q. And why did you hire the lawyer?

21 A. Because I needed one because I
22 didn't like the public defender. I could never
23 get in contact with her that's why. Never.

24 Q. And after your wife contacted the
25 detective, the detective went out with an

1 investigator to see you at the jail?

2 A. Yes.

3 Q. And was this the same detective and
4 the same investigator that came to see you in
5 Texas in 2021 earlier in the year -- like a
6 month --

7 A. Yes. Yes.

8 Q. Do you remember that?

9 A. I'm trying to. It's really hard.

10 Q. And what did you tell them?

11 A. I don't even know what they asked
12 me.

13 Q. Okay. I didn't ask what they asked
14 you. I said what did you tell them. I mean, you
15 were the one that had the meeting set up.

16 So what did you tell them?

17 A. Well, the one in Texas I didn't have
18 set up.

19 Q. No, the one at the Palm Beach County
20 Jail.

21 A. Right. I don't remember.

22 Q. That's the one we're talking about.
23 You don't remember what you told
24 them?

25 A. No.

1 Q. Did you tell them that you had a
2 photograph from the Mermaid bar?

3 A. Yeah, but I didn't.

4 Q. And do you remember what you said
5 was depicted in this photo?

6 A. No. I remember it was a picture of
7 her.

8 Q. Do you remember saying that it was a
9 picture of Ms. Keen-Warren and Michael Warren and
10 some members of the motorcycle gang and a gun on
11 a table?

12 A. I don't remember about the gun but I
13 remember about saying about the picture.

14 Q. And do you remember you drew them a
15 map --

16 A. No.

17 Q. -- of the Mermaid bar?

18 A. Oh. Like seats and stuff. I tried
19 to.

20 Q. I'm sorry?

21 A. I tried to.

22 Q. You tried to what?

23 A. I really wouldn't call it drawing a
24 map. I really would call it a map. I'd call it
25 a kindergarten drawing.

1 Q. Well, sure. We're not all artists.
2 But you drew them the inside of the Mermaid bar?

3 A. As best as I could think of.

4 Q. And is that -- the drawing that you
5 made for them, was that what the Mermaid bar
6 looked like inside?

7 A. It don't now.

8 Q. Well, right. It's not there. But
9 back in the day?

10 A. As best as I think it did. I'm sure
11 they changed it a ton of times.

12 Q. But from when you would hang out
13 there in the 90s -- 80s and 90s?

14 A. Yeah. It had a walkway up here
15 where girls danced around and a bar up there and
16 tables there.

17 Q. Okay. So you remember what the
18 Mermaid -- what the inside of the Mermaid bar
19 looks like from more than twenty years ago?

20 A. The inside, yeah.

21 Q. Okay. You just don't seem to
22 remember a lot but you remember some things. So
23 I'm just trying to gauge what --

24 A. I remember some -- I can't even say
25 that word. Sorry -- specific things. Sorry if

1 my speech ain't all normal either.

2 Q. That's okay.

3 A. I'm trying. It's got a lot better.

4 Q. So did you -- so you told the
5 detective and the investigator about this
6 photograph and you told them that it was in a
7 storage facility in Houston, Texas.

8 A. Yeah.

9 Q. And that it was with some other
10 items in a storage facility. Do you remember
11 that?

12 A. No. I remember telling them about
13 storage thing. They went and looked.

14 Q. Well, I think they went to your
15 house.

16 A. Yeah.

17 Q. Do you have a storage facility?

18 A. Well, the storage was in a garage
19 behind my house.

20 Q. And did you ever own a photograph
21 like this?

22 A. No.

23 Q. Why would you tell them that?

24 A. I don't know.

25 Q. Well, there had to be a reason?

1 A. Maybe I was looking for -- to get
2 out. I don't know.

3 Q. But you said they were offering you
4 probation so you could have gotten out.

5 A. Well, that was a long time. This
6 last time they haven't offered me nothing.

7 Q. Well, you ultimately received time
8 served?

9 A. Did I?

10 Q. You don't remember what you
11 received?

12 A. I received time served?

13 Q. Yes.

14 A. Yeah. No, I don't really remember
15 what I got.

16 Q. Well, you're not in prison; right?

17 A. Right.

18 Q. You're not in the county jail?

19 A. No. And people ain't hunting me
20 down.

21 Q. And you're not on probation?

22 A. No.

23 Q. Okay. So that pretty much leaves
24 time served; right?

25 A. Yeah.

1 Q. Okay. So what was your purpose in
2 telling the detective --

3 A. That was way before that. That was
4 before I even had a lawyer.

5 Q. Well, you get a lawyer at first
6 appearance.

7 A. No.

8 Q. So you were appointed a lawyer.

9 A. I got a public defender at first
10 appearance. I didn't get a lawyer until, like,
11 months after I sat in jail.

12 Q. Well, not to slice or dice anything
13 but public defenders are lawyers?

14 A. If they answer their phone even
15 once.

16 Q. So why did you tell the detective
17 this? You had your wife reach out --

18 A. I guess in my mind maybe I would get
19 out. I don't know.

20 Q. So up to this -- so you get arrested
21 May 29th, you had your wife reach out on June
22 18th, and the detectives came to speak with you
23 on June 22nd.

24 A. Okay. I couldn't say yes or no.

25 Q. Okay.

1 A. I know they came to talk to me.
2 It's to the dates I don't.

3 Q. Okay. So from May 29th to June
4 18th, approximately how many times did you try
5 and get in touch with your public defender?

6 A. Almost every day.

7 Q. You remember making a phone call
8 every day?

9 A. Well, we always got locked down
10 because of that quarantine thing. So every time
11 they passed the phone down, I called her. That's
12 how I remember. I didn't have nobody else to
13 call every day.

14 Q. Did you ever ask your wife to call?

15 A. Yeah, she called.

16 Q. And who did you ask them to -- who
17 was your public defender?

18 A. Man, I don't know. It was a woman.

19 Q. Okay.

20 A. I do not remember her name. The
21 only time I saw her is whenever I went to court
22 and she was there. She never came to see me and
23 she never answered her phone.

24 Q. And you don't remember the offer
25 that she told that they were offering on these

1 cases?

2 A. No.

3 Q. So after you spoke with the
4 detective at the jail and told them about this
5 photograph, you were brought to the State
6 Attorney's office a few days later?

7 A. Yes. I didn't know I was going
8 there though.

9 Q. You never do.
10 And you refused to answer any other
11 questions?

12 A. Did I?

13 Q. You don't remember being held in
14 contempt of court eventually?

15 A. I do remember that.

16 Q. Okay. Well, that starts from
17 somewhere.

18 A. Yes.

19 Q. So you go to the State Attorney's
20 office --

21 A. But she dropped -- didn't she drop
22 it or something? I went back in front of the
23 same judge.

24 Q. Well, let's start with being at the
25 State Attorney's office a few days later after

1 you speak with the detective in the jail and you
2 refuses to answer questions. Why?

3 A. I don't know.

4 Q. I believe the main question they
5 asked you is where the photograph was located and
6 you refused to answer.

7 A. That's what I was trying to tell
8 them. There wasn't any, I think. Or was it
9 after that?

10 Q. No, you definitely didn't tell them
11 then. You told that there were other items with
12 the photograph that would get you in trouble.

13 A. Yeah. There's nothing else except a
14 dead dog.

15 Q. So was there anything at the house
16 that would get you in trouble?

17 A. No.

18 Q. Was there anything at the house that
19 would get Julie in trouble?

20 A. No. My wife is the cleanest,
21 straightest person you'll ever meet.

22 Q. And do you remember why you told
23 them this then?

24 A. No.

25 Q. Then they served you with a subpoena

1 which basically compelled you to answer their
2 questions and you still refused.

3 A. That's when they gave me contempt of
4 court.

5 Q. Well, that's after they served you
6 with the subpoena. They brought you over to the
7 courthouse and that's when she held you in
8 contempt of court.

9 A. Yes.

10 Q. And she sentenced you to five
11 months, 29 days?

12 A. And then they gave me no phone
13 privileges and everything at the jail. Yes.

14 Q. Right.

15 And while you were at the contempt
16 hearing in front of the judge, you kept saying
17 that you needed to talk to an attorney. You said
18 that you wouldn't talk but you need to talk to an
19 attorney. That's what you said repeatedly to the
20 judge.

21 A. Yes.

22 Q. And why did you feel that you needed
23 to speak with an attorney at that point?

24 A. I don't know. I just felt like it
25 was my right before she was being so harshly...

1 Q. Right.

2 But they told you that you don't
3 have a right to an attorney on a contempt
4 proceeding.

5 A. Right.

6 Q. And you continued to refuse to
7 answer any questions?

8 A. Yeah.

9 Q. And why did you continue to refuse
10 to answer the question?

11 A. Because it didn't matter at that
12 point.

13 Q. What do you mean it didn't matter?

14 A. Just nothing mattered. It
15 wouldn't -- I was just sitting in jail and it
16 just sucked. So it just didn't matter.

17 Q. Okay. Did you -- do you remember
18 speaking with -- at some point you had
19 Paige McCann contact your first wife Cheryl and
20 ask if you could visit with your granddaughter
21 then you would talk otherwise you were not
22 speaking with --

23 A. I don't remember that at all.

24 Q. You don't remember doing that?

25 A. No.

1 Q. Do you know that that occurred?

2 A. No.

3 Q. You don't remember that?

4 A. No. Not at all. Not one bit.

5 Sorry.

6 Q. How many times have you been
7 married?

8 A. That's a trick question. Three.

9 Q. I hope not.

10 And you kind of up and left Cheryl,
11 your first wife; correct?

12 A. What do you mean "up and left?"

13 Q. Well, you pretty much just left?

14 A. Yeah. Yeah. That's when I -- I
15 think they said that's when my mental illness was
16 kicking.

17 Q. Were you also abusing drugs and
18 stated you didn't want that to be around your
19 daughter?

20 A. I don't know.

21 Q. Was there a time period when you
22 were abusing drugs?

23 A. Not really. I mean, different
24 people put abusing in different categories, don't
25 they. I took some drugs. Yes.

1 Q. What drugs were you taking?

2 A. But could I stop taking them? Yes.

3 Q. Okay. So what drugs were you
4 taking?

5 A. I did some coke and I did some acid.

6 Q. But you said -- you claimed that you
7 could just stop taking them?

8 A. Yeah. I don't have an addictive
9 personality.

10 Q. So according to Cheryl, you just
11 left her and your daughter not because of drug
12 use is what you're saying -- you just left them?

13 A. What time? I might have come back.

14 Q. No. Your daughter was -- I believe
15 your daughter was about eight years old and you
16 haven't seen her since.

17 A. That ain't true. That ain't true at
18 all. Me and my daughter went to a Red Skins
19 Jacksonville game in 2004 or -- okay. Between
20 2000 and 2006. I don't know when it was. But
21 early 2000s, my daughter was coming over my
22 house. So that ain't true.

23 Q. And how old would she have been
24 then?

25 A. She was like 20. Something like

1 that. I mean, she drove us up to Jacksonville.

2 Q. And does she have a child?

3 A. Yeah. I think she has two.

4 Q. And have you ever seen those
5 children?

6 A. In a picture.

7 Q. Was the time that you were just
8 talking about when she's in her 20s, was that the
9 last time you ever saw her?

10 A. Yeah.

11 Q. When were you married to your second
12 wife?

13 A. Man, I don't know. I really put
14 that out of my mind.

15 Q. Do you have twins with your second
16 wife?

17 A. Yes.

18 Q. And you left them?

19 A. Huh?

20 Q. Did you leave them?

21 A. Yep. That was when I started
22 getting in a lot of different trouble. Then I
23 met my third wife. And then she cleaned me up
24 and I haven't been in trouble since.

25 Q. Okay. So after the judge sentenced

1 you to five months, 29 days, how soon after that
2 did you get a private attorney?

3 A. What do you mean? I don't
4 understand the question. Sorry. When did they
5 sentence me to five months?

6 Q. The judge held you in contempt of
7 court?

8 A. Yes. I got a lawyer after that.

9 Q. Right.

10 How long after that?

11 A. A month maybe. They moved me to a
12 different jail.

13 Q. Did that lawyer go with you when you
14 went back to the State Attorney's office and
15 spoke with them?

16 A. No, they did not.

17 Q. Did you have that lawyer at that
18 time?

19 A. I don't think so because I -- when I
20 went to the State Attorney's office, I was in
21 Palm Beach County Jail at Gun Club and then they
22 switched me to another jail. And that's when I
23 got the attorney after all that stuff. I hope
24 that -- so I'm trying to cut a timeframe down
25 without giving times that I don't know.

1 Q. Okay.

2 A. So they put me to another jail over
3 by the lake. It was way out there. I don't know
4 the name of it.

5 Q. Yeah.

6 A. But they put me in there in a
7 special thing with people that I guess they made
8 crank calls or yelled at -- threatened people on
9 phones and stuff. Which I didn't do any of that.
10 But...

11 Q. With people who couldn't use the
12 phone?

13 A. Yeah.

14 Q. So why did you decide to go back to
15 the State Attorney's office and talk to them and
16 tell them that the photo did not exist?

17 A. That was when I was in the other
18 jail?

19 Q. Right.

20 A. Okay. I don't know. Came to my
21 senses. Sometimes I can think myself into things
22 or out of things -- some good some bad. I've
23 been out of trouble for so long. I don't know.
24 Maybe being in jail just screwed up with my head
25 and brought back bad memories. I don't know. I

1 can't answer that. I can't answer all that.

2 Q. So the photo does not exist?

3 A. No.

4 Q. And did that situation ever occur?

5 A. No.

6 Q. You never saw Ms. Keen-Warren,
7 Michael Warren, a number of motorcycle club
8 members at a table with a gun?

9 A. No.

10 Q. Do you remember telling the State
11 Attorney a few days later that while the photo
12 doesn't exist you saw that?

13 A. No.

14 Q. You don't remember telling them
15 that?

16 A. Uh-uh.

17 Q. Is that a "no?"

18 A. Oh. I'm sorry. Yes, no. I never
19 realized I did that so much actually.

20 Q. Did you work at the Mermaid bar?

21 A. No. I was just there all the time.

22 Q. They didn't hire you as security?

23 A. They didn't hire -- no. I wouldn't
24 say hire. We did security.

25 Q. What do you mean you "did security?"

1 A. Well, if something happened, we
2 would throw the people out, stop the fight, or
3 whatever.

4 Q. And who would -- who told you or
5 asked you to do that?

6 A. Just people I was hanging with.

7 Q. Not the bar itself?

8 A. Well, no, not the bar itself. Well,
9 I'm not even sure about that.

10 Q. Were you any type of member of any
11 of these motorcycle gangs?

12 A. Not an official member. No.

13 Q. Not an enforcer or anything of that
14 nature?

15 A. No.

16 Q. You have to answer out loud?

17 A. I said no.

18 Q. Okay.

19 A. I did say no.

20 Q. Okay.

21 A. Sorry.

22 Q. I didn't hear you. Sorry.

23 Sometimes it freezes. Computers are -- -

24 A. Your light is going funky back
25 there.

1 Q. I know.

2 A. It, like, blocks you out completely.
3 All you see is a big ball of light.

4 Q. Did you ever see -- have you ever
5 seen Ms. Keen-Warren inside the Mermaid bar?

6 A. I don't know. I could have. I
7 don't know.

8 Q. Do you ever remember telling --

9 A. I seen a lot of people.

10 Q. But you don't specifically remember
11 that at this moment?

12 A. No.

13 Q. Do you remember telling the
14 prosecutor that last year when you sat down with
15 them?

16 A. When they kept showing me the
17 picture.

18 Q. Do you remember what they were
19 showing you?

20 A. Well, that's what I was talking
21 about. They showed me a picture but she don't
22 look like what she looks like now. She was a
23 really young picture.

24 Q. I don't know if they were showing
25 you pictures at that time.

1 A. Yeah. That's when -- I just -- I
2 think that is when it was when I was telling you
3 they showed me pictures. I think that's when it
4 was. But I wouldn't swear on it.

5 Q. Okay. Do you remember signing a
6 consent to search your home?

7 A. Yes. Not my home, the back garage.

8 Q. Okay. And did your wife ever tell
9 you anything about that search?

10 A. No. We ain't talked about it.

11 Q. And after you spoke with them, do
12 you remember that you went into court shortly
13 thereafter? You went back into court in front of
14 the same judge that held you in contempt of
15 court?

16 A. I remember she took the thing off or
17 whatever.

18 Q. She modified your sentence to time
19 served which is about 40 days?

20 A. Yes.

21 Q. She reinstated your phone
22 privileges?

23 A. Okay. I didn't know she reinstated
24 my phone privileges until you just told me so.

25 Q. And --

1 A. Because I was in that cell thing all
2 the way until the day I got out even after I went
3 and saw her.

4 Q. Okay. And you got out pretty
5 quickly after you went in front of that judge;
6 right? It was like the next day you went in
7 front of the other judge for your criminal cases
8 and they gave you time served?

9 A. Yeah, that date was already set.
10 And the only thing that was holding me in was the
11 judge for the first one; right?

12 Q. Well, I think you -- actually you
13 had a status check initially scheduled for August
14 23rd. And after you spoke to the State Attorney,
15 went before the judge -- when you were going
16 before the judge when she modified your sentence,
17 your court date had moved up from August 23rd to
18 August 4th.

19 A. Okay. Yeah. I don't remember that.
20 So I don't remember the date. I'm so sorry. I
21 have no clue of these date things.

22 Q. And when did you find out that the
23 offer was time served?

24 A. When I went -- I do remember they
25 took me to court like three days in a row trying

1 to solve stuff. And that's what I remember.

2 Q. And what were they trying to solve?

3 A. I don't remember. Something
4 happened. They were taking me to different
5 courtrooms. And that's what I remember. I
6 remember three day in a row I sat downstairs all
7 day.

8 Q. Okay. So they never actually
9 brought you up to a courtroom?

10 A. Yes, they did. And the first time
11 they couldn't find it and then somebody told them
12 where it was. And I think that might be the day
13 that the lady did that thing with the contempt of
14 court. And then I went back the next day and
15 nothing happened I think or I don't remember.
16 But I went three times and I just sat down there
17 all day.

18 But I remember that one day when
19 they were running me around to different
20 courtrooms and they were the wrong courtrooms.
21 And, then, finally, there was a courtroom with
22 that same lady that gave me contempt of court.

23 Q. Okay. Since you've been released
24 from custody, have you had any contact with the
25 detective -- Detective McCann?

1 A. No. None at all.

2 Q. Any other -- other than
3 Investigator Hoover, any contact with anybody
4 else?

5 A. No, just him with the texts. Before
6 that I didn't hear from anybody. No, wait. He
7 did call me up once and said about a court date
8 might be in September -- not a court date, this
9 thing. And then he texted me and gave me this
10 date.

11 Q. Okay.

12 A. So I did talk to him on the phone
13 but I forgot until just now when I looked at my
14 phone.

15 Q. Okay.

16 A. Because they were calling and I
17 guess they were calling my wife. And my wife
18 called me and said I had to call them so I called
19 them.

20 Q. Okay. Are you currently working in
21 Tennessee?

22 A. Kind of. Odds and ends marine
23 mechanic stuff.

24 Q. Okay. Do you have a specific place
25 that you work at?

1 A. Right now, Knoxville Power Sports.

2 Q. I'm sorry. I heard power sports.

3 A. Knoxville Power Sports.

4 Q. Okay. And how long have you been
5 working there?

6 A. A couple of months on and off.

7 Q. And what do you do there?

8 A. Mechanic work. Marine mechanic.

9 Q. And do you have any formal training
10 in being a mechanic, or are you just -- something
11 you've picked up over the years?

12 A. I went to school a little bit but
13 mostly just knowledge of how something works and
14 then fix it to make it work again.

15 Q. Okay. Where did you to school for
16 it?

17 A. My first time was South Tech.

18 Q. Okay. At any point in time has the
19 State Attorney's office promised you anything for
20 your cooperation?

21 A. No.

22 Q. Have you ever spoken with a
23 Reid Scott?

24 A. That's the mean guy, right, with the
25 kind of weird beard thing? Is that him?

1 Q. Okay. Well, I guess that's one
2 description.

3 He would have been present
4 probably --

5 A. He's the real hyper dude. Yeah.
6 Kind of reminds me of the scarecrow from Wizard
7 of Oz. But, yes, him.

8 Q. Okay. How many times have you
9 spoken with him?

10 A. I have never, like, spoken with him.

11 Q. Okay.

12 A. I mean, he questioned me and he was
13 there when that lady gave contempt of court.

14 Q. Yes.

15 A. Yes.

16 Q. Okay. Other than those court
17 proceedings and he was probably present when you
18 went to the State Attorney's office, have you
19 spoken with him any other time?

20 A. No. Ever since -- I didn't speak to
21 anybody since I got moved from the one to the
22 other. That was the last time. I don't know
23 what timeframe that is but I'm sure they show you
24 on your records when I got moved. But I never
25 talked to anybody except they brought me to court

1 and I did see him there when they took the
2 contempt thing off. And that's it. But, again,
3 I just sat there. I didn't really speak to
4 anybody.

5 Q. Did you like him better when they
6 took the contempt down to time served?

7 A. No. He was still the scarecrow guy.

8 Q. Okay. Does your wife still live in
9 Texas?

10 A. Right now, she's here. But our
11 house is still in Texas so she will be in there.
12 But, eventually, she's moving up here with me
13 because I need her here.

14 Q. Okay.

15 A. But this phone number is good if you
16 ever need to get in touch with me.

17 Q. And you don't have a consistent
18 address right now?

19 A. Not yet. It's really hard to find a
20 house here. There's like 200 people trying to
21 find one rental and sign contracts. It's crazy.

22 Q. Yeah. The housing market is crazy
23 right now.

24 A. But I'm working on a house right
25 now. And within the next -- right after the 1st,

1 if you want me to call y'all or something and
2 give you an address, I will because I'll have one
3 then.

4 Q. Do you own your home in Texas?

5 A. No.

6 Q. Okay. You mentioned that you had a
7 stroke about six months ago.

8 A. I think it was six months ago.

9 Yeah.

10 Q. And were you hospitalized?

11 A. Yes.

12 Q. For how long?

13 A. About a week or so. I had it in the
14 car. And I didn't know I had one and I just sat
15 there for like four hours before I could call my
16 wife.

17 Q. Wow. Okay.

18 What hospital were you at?

19 A. They texted me with a bill.

20 Q. I'm sure they do.

21 Was it in Texas or Tennessee?

22 A. It was in Texas. I just started the
23 Tennessee thing. I'm trying to -- I don't know
24 it. It's a weird name. It starts with an "S."
25 Yeah, I don't see it. Oh, here. This might be

1 it. No. This is -- I went to this place called
2 Cedar Park Regional Medical Center and then they
3 shipped me to another prison -- another prison --
4 another hospital.

5 Q. Okay. What -- do you remember what
6 city that was in? Do you remember what city the
7 hospital was in?

8 A. That was in Austin. It was the
9 heart specialist. Because they couldn't take
10 care of me so they got an ambulance and took me
11 from ambulance to there.

12 Q. Okay. I know you said that you told
13 Mr. Libby stories out of boredom. But why tell
14 him or insinuate that you killed Marlene Warren?

15 A. I didn't think I did.

16 Q. What do you think you told him?

17 A. I don't know. If I -- on the best
18 of days I'm ain't going to remember that far
19 back. There's no way.

20 Q. Okay. But you said --

21 A. Even before my stroke I couldn't --
22 wouldn't -- couldn't remember back then.

23 Q. Right.

24 You indicated that you knew that he
25 was going to the police and you were making up

1 stories.

2 A. That's why. Because we knew he was
3 rat. That's why he was in solitary confinement.
4 He was actually in protective custody while we
5 were in solitary confinement.

6 Q. So I guess my question is sort of
7 the same. Which is why would you tell him
8 stories?

9 A. Just messing with him because we
10 knew it wouldn't go nowhere.

11 Q. And here we are 30 years later.

12 A. Yeah. Ain't that something.

13 Q. Ain't that something.

14 A. Everybody in this case is going to
15 be dead soon.

16 Q. Well, let's hope not.

17 A. Except this scarecrow guy. He's
18 hyper. He's not a likable person though. Sorry
19 if you know him or whatever. I could be talking
20 to his wife and I wouldn't even know.

21 Q. The first time you spoke with
22 Investigator Hoover, was that in Texas back in
23 May of 2021?

24 A. Hoover is the detective dude,
25 right -- or who is he?

1 Q. No. Investigator Hoover is the
2 investigator with the State Attorney's office?

3 A. He's the quieter guy that just sits
4 there when the detective talks?

5 Q. The detective is the female,
6 Paige McCann?

7 A. Yes. Yes. Okay. What is your
8 question now?

9 Q. That's okay?

10 A. Now I got the people in my mind. I
11 know what you're saying.

12 Q. When you were -- when they came out
13 to Texas in May of 2021, was that the first time
14 you spoke with them?

15 A. Yes.

16 Q. Did they tell you they were coming?

17 A. No.

18 Q. Did anybody get in touch with you
19 before they came?

20 A. No.

21 Q. Did you speak with anybody?

22 A. No.

23 Q. Were you surprised to hear from law
24 enforcement?

25 A. Of course I was. Because I haven't

1 done nothing wrong. So, I mean, I been straight
2 as an arrow. Nothing. So I knew, for a change,
3 that I haven't done nothing.

4 Q. Do you remember if they recorded
5 your statement that day?

6 A. You know, I couldn't tell you that.

7 Q. Okay.

8 A. Did they tell you that?

9 Q. Yeah. They'll tell me.

10 You had said after you were arrested
11 for the warrant in Palm Beach County that you had
12 your wife reach out because you thought you may
13 be able to help.

14 A. Yeah.

15 Q. Explain that to me. Because it
16 sounds like you're telling me you didn't know
17 anything.

18 A. I didn't know if I knew something or
19 not actually.

20 Q. What do you mean you didn't know if
21 you knew something or not?

22 A. I really was trying to remember the
23 times because, I mean, we were drinking a lot
24 back then. And I didn't know if I knew something
25 or not. That would help me.

1 Q. Well, did you have some thought that
2 you would? Because, I mean, if there was a
3 murder 20 years ago, I would pretty much remember
4 if I knew something about it or not. It really
5 wouldn't be a question of hesitancy where I had
6 to speak with a detective to try to determine if
7 I knew something or not.

8 A. Yeah, I guess. But that's how it
9 went.

10 Q. So what information did you think
11 you had?

12 A. I don't know. You know what, they
13 did show me a picture in Texas. And I'm sorry
14 I'm going back because I remember things
15 strangely.

16 Q. That's okay.

17 A. But they did show me a picture and I
18 thought I might have recognized somebody.

19 Q. Who did you think you recognized?

20 A. I don't know -- same picture again.

21 Q. Was the picture of a man or a woman?

22 A. Both. It was like different people.

23 Q. And who did you think you remember
24 seeing?

25 A. I don't remember. But for some

1 reason it stuck in my mind that I think I might
2 have seen that person or people. But I couldn't
3 tell you because they didn't show me the same
4 picture again. Well, I never saw the same
5 picture again.

6 Q. Did you ever ask to see the picture?

7 A. No, I didn't say nothing.

8 Q. Did you ever --

9 A. I just -- they showed me different
10 ones and it wasn't -- didn't trigger no bells.
11 Maybe it was the same one. I don't know. But it
12 wasn't the one with like six people or whatever.
13 They showed me individual ones.

14 Q. Did you ever -- prior to being
15 arrested, did you ever contact the detective or
16 the investigator and ask to see those pictures
17 again because it might trigger something?

18 A. No.

19 Q. So not until your arrested do you
20 think -- does this trigger happen where you think
21 maybe you have information?

22 A. Maybe it's because I was stuck in a
23 cell and was thinking too much. Because I was in
24 a cell all day. I mean, we didn't get out
25 because we were in that quarantine thing. Not

1 that I was in trouble but we were in quarantine.
2 So maybe I just was over thinking things. I
3 don't know. That's when my mental illness kicks
4 in when I am confined and stuck.

5 Q. Okay. So let's talk a little bit
6 more about this contempt.

7 Knowing that you were going to be
8 held in contempt because the judge told you over
9 and over "I'm going to hold you in contempt of
10 court if you don't answer and it's up to five
11 months, 29 days," if you knew almost a six-month
12 sentence was coming, why didn't you just answer
13 the question?

14 A. For what?

15 Q. Where was the photo? That was the
16 question they kept asking you.

17 A. Why answer it?

18 Q. Because you were about to get
19 sentenced to six months.

20 A. At that point I thought I might do
21 more than six months.

22 Q. Why did you think you would do more
23 than six months?

24 A. I don't know. At that point I
25 just -- I just shelled up and didn't give a damn.

1 Q. Okay.

2 A. They could have thrown me in the
3 rest of my life and I would have just not cared.

4 Q. But, like, less than five days later
5 you went back to the State Attorney's office and
6 told them there was no photo after you were given
7 that sentence. So you had a very quick change of
8 heart after receiving this sentence.

9 A. Did I? I don't remember that.

10 Q. Yes. Because you were at the --
11 because once you went back to the State
12 Attorney's office --

13 A. I don't remember this five day
14 thing. I remember going once and then going
15 again, like, a real long time afterwards.

16 Q. No.

17 (Simultaneously speaking.)

18 THE WITNESS: Right before my court
19 date when they --

20 MS. MORSE: You went to court a
21 while later. So the first time you go --

22 THE WITNESS: But I went there, too.
23 I went there the day before court.

24 BY MS. MORSE:

25 Q. You went to the State Attorney's

1 office on June 25th?

2 A. Not the state attorney. I'm talking
3 about the court thing with the --

4 Q. Right. But I'm talking about -- you
5 said you didn't answer because at that point you
6 didn't care, you thought you were going to get
7 more time -- they could have given you life, you
8 wouldn't have cared. That happens on June 25,
9 2021.

10 A. Okay.

11 Q. Four days later on June -- and
12 that's the day, June 25th, the judge gives you
13 the five months, 29 days. You don't care. You
14 are not answering the question. June 29th, four
15 days later, you go back to the State Attorney's
16 office, you tell them the picture does not exist.
17 You signed the consent to search your home. You
18 draw out the map of the Mermaid bar, the inside
19 of it. So four days later you had a change of
20 heart. And I don't care, let them give me five
21 months, 29 days; they could give me life, I don't
22 care, I don't care.

23 Now before you answer so we have our
24 dates straight, the first time you go to court
25 is -- the first time you go to the State

1 Attorney's office June 25th, judge gives you five
2 months, 29 days. The second time you go to
3 court, it is a while later. It's August 3rd --

4 A. Yes.

5 Q. -- because when you went back to the
6 State Attorney's office four days later, June
7 29th, you signed the consent to search. They --

8 A. That's when the detective was there
9 the second time.

10 Q. And they went out to your house
11 afterwards to do the search. So they weren't
12 going to say decrease his sentence until they did
13 everything. So the court dates were a little
14 ways apart. But the State Attorney's office
15 refusing to answer, getting sentenced, not
16 caring, and then going back and actually
17 answering is only four days.

18 So why the change --

19 A. Okay. I got you.

20 Q. Okay.

21 A. I don't know why.

22 Q. After all that, you don't know why?

23 Okay. And you don't know why you
24 didn't bother answering the question the first
25 time?

1 A. No. Because that dude pissed me
2 off.

3 Q. Okay. Who is the private attorney
4 that you hired?

5 A. I don't know. You'd have to look
6 that up. I don't know the name.

7 Q. How many times did you meet with him
8 or her?

9 A. It was a him. And I think one time
10 I met him but I think his other helper, or
11 whatever they call them, I met.

12 Q. So the private attorney you only saw
13 and spoke with one time?

14 A. No. His office we spoke to. He
15 answered his phone and stuff and I could talk to
16 him because I could make attorney calls still.

17 Q. So how many times did you speak with
18 him?

19 A. I don't know.

20 Q. More than a dozen?

21 A. Could have been. I don't know.

22 Q. Who hired the attorney?

23 A. My wife.

24 Q. Do you know how she located him?

25 A. No.

1 Q. Okay.

2 A. Probably phonebook like anybody
3 else.

4 Q. Do phonebooks still exist?

5 A. Well, I'm talking on the computer
6 phonebook. Yes, it does still exist on the
7 computer.

8 Q. I'm joking.

9 Why did you decide to change your
10 mind four days later and go back in and tell them
11 the photo doesn't exist?

12 A. I don't know.

13 Q. Because you knew you could have been
14 charged with perjury and gotten more time than
15 the five months, 29 days?

16 A. I could have.

17 Q. So why'd you decided to change your
18 mind? Why not just stick with that sentence and
19 that's it as opposed to open yourself up to more
20 time?

21 A. I don't know. That's a good
22 question.

23 Q. Okay. What's the answer?

24 A. I don't know.

25 Q. Okay. From the time that you were

1 held in contempt to the four days later when you
2 went back to speak with the state attorney, did
3 any detective, prosecutor, attorney -- your
4 attorney or the state attorney -- come out and
5 speak with you?

6 A. No. But that was the one time my
7 lawyer, which was my public defender, actually
8 called me.

9 Q. Okay.

10 A. And they brought me around into a
11 little room because they put me in solitary after
12 that. And then they brought me around into this
13 room with all these phones and she actually
14 called me. And that's was the only time I talked
15 to her on the phone.

16 Q. Did you tell her what happened?

17 A. She said she heard what happened.

18 Q. Did she tell you that you should
19 speak with them?

20 A. No, she did not.

21 Q. Okay. So did you only speak with
22 the detective one time in the jail?

23 A. I want to answer this so much but I
24 think so.

25 Q. Okay.

1 A. No, wait. Yeah.

2 Q. And --

3 A. I'm having a hard time with this
4 question. Huh?

5 Q. Okay. That's all right.

6 A. I don't remember. I'm trying to
7 remember. You don't know how boggling it is.

8 Q. Do you know if any of those
9 conversations -- the conversation in the jail was
10 recorded?

11 A. You asked me that before. I don't
12 remember that and I don't know.

13 Q. Okay. No. I asked you about the --
14 in Texas.

15 A. I don't know if any of it was
16 recorded.

17 Q. Okay.

18 A. I'm sure that lengthy dude with the
19 bread thing knows.

20 Q. You don't know if your interviews
21 with the State Attorney's office were recorded?

22 A. Man, I didn't see nothing. Nobody
23 said they were.

24 Q. Okay.

25 A. But they brought some woman in.

1 Some -- I guess it was his helper. I don't know
2 what you call her either. But she was a younger
3 woman. Maybe you know who she is. But she was,
4 like, trying to drill questions that I don't even
5 remember now. But there was weird questions even
6 for me.

7 Q. Okay. Do you remember a court
8 reporter being there -- a person with a little
9 machine that they type on?

10 A. No, there was nobody like -- oh.
11 Where? In their offices?

12 Q. Uh-huh.

13 A. No.

14 Q. Okay. We know you went to the State
15 Attorney's office on two occasions. We've talked
16 about it a million times already.

17 Did you go there on any other
18 occasion?

19 A. I thought there was three.

20 Q. What do you think the third one is?

21 A. Because I went once the first
22 time -- or was it the second time. What time did
23 they bring me to court? The first time. Because
24 then I went the second time and they were asking
25 me a bunch of things I wouldn't talk -- and then

1 they brought me again and that detective was
2 there the last time. But she wasn't there the
3 other two times. I think I got that right. I
4 think. I think.

5 Q. You think you went to the State
6 Attorney's office three times?

7 A. I think I did. And the detective
8 lady was there the last time.

9 Q. And is the last time, the time that
10 told them that there is no photo?

11 A. I think so.

12 Q. Okay. So you think you went on
13 September 25th, didn't answer any questions?

14 A. Well, you're asking dates again. I
15 can't swear by dates. I'm so sorry.

16 Q. But you think you wen to the State
17 Attorney's office three times?

18 A. Yes.

19 Q. Okay.

20 A. They should have a record of that,
21 right, because they came and got me.

22 Q. When you were just talking about the
23 young woman who came into the room, did you say
24 that she started asking you questions that you
25 didn't want to answer?

1 A. No. Not that I didn't want to
2 answer. I didn't understand them.

3 Q. Okay. Do you remember what they
4 were?

5 A. No, I don't. But I might
6 eventually. That's how I remember. All of a
7 sudden I'll remember something that you asked me
8 today. But that don't mean I'm going to remember
9 it right this minute. I'm sorry about that. I'm
10 sorry if I'm getting you mad or anything. I'm
11 trying not to. I'm trying to be as honest as I
12 can.

13 Q. Well, if you remember something that
14 I asked you today -- if you remember something
15 else, if you just contact us and let us know,
16 that will be helpful.

17 A. And who are you exactly? Like, who
18 would I look up?

19 Q. You can contact -- you still have
20 Investigator Hoover's information?

21 A. Yes. It's on my phone.

22 Q. Okay. You can contact him?

23 A. Okay.

24 Q. All right. So why did you kill
25 Marlene Warren?

1 A. What?

2 Q. I'm just joking with you, Mr. Bahr.

3 Is there anything else that --

4 A. I don't think anybody knows who did
5 it.

6 Q. Okay. Is there anything else that
7 you can think of that we have not talked about?

8 A. Not right now. But in ten minutes
9 from now I might -- or an hour from now. That's
10 what I'm saying. And I'm sorry about that but
11 it's just -- that's just how it is.

12 Q. Should we take a ten-minute break
13 and see if anything comes back to your mind?

14 A. It could be at 3:00 in the morning
15 and all of a sudden I wake up and can't go back
16 to sleep and start remembering things.

17 Q. Okay. Well, go ahead.

18 MR. ROSENFELD: Just one question.

19 CROSS-EXAMINATION

20 BY MR. ROSENFELD:

21 Q. Mr. Bahr, are said that you don't
22 think anyone will ever know who killed her --
23 killed Marlene Warren. Why do you say that?

24 A. Because it's been a long time. I
25 just feel like they don't -- nobody really knows.

1 I think everybody is just guessing.

2 Q. You're think that they're guessing
3 that Sheila committed the murder?

4 A. I think they're guessing. But...

5 Q. Did they say anything to you that
6 makes you feel that way?

7 A. Well, how that little young woman
8 was trying to drill me -- I don't remember
9 exactly what she asked but it was some weird
10 questions.

11 Q. Was it a prosecutor or was it a --

12 A. It was his helper. The scarecrow
13 guy's helper.

14 Q. Was it Ms. Grimes? Kristen, the
15 woman that -- you can't see her.

16 A. It was a younger woman that was the
17 scarecrow's helper. Because he was in court. He
18 was in court. He was in court and she came in.

19 MR. ROSENFELD: That's all I got.

20 MS. MORSE: Okay. Mr. Bahr --

21 THE WITNESS: You all have my phone
22 number.

23 MS. MORSE: Okay.

24 MR. ROSENFELD: What was your number
25 again?

1 THE WITNESS: I have to look it up.

2 I can't remember that either.

3 346-332-9010.

4 THE WITNESS: Now I go a lot of
5 placed that don't have good antennas. So
6 if you can text it all and say, hey, call
7 this number. This is who I am. I will
8 call it. I'll go to a place where I can
9 call it. But text come in better when I
10 don't have antenna than phone calls. I'm
11 in Tennessee. We have mountains. It's not
12 good antenna in a lot of places.

13 MS. MORSE: I just have one other
14 question.

15 REDIRECT EXAMINATION

16 BY MS. MORSE:

17 Q. How many tattoos do you have?

18 A. I don't know. One, two, three,
19 four, five, six, seven, eight -- like, nine.

20 Q. And what are they of?

21 A. Motorcycle, cross bones, sea
22 serpent, a woman, Wonder Woman, another woman,
23 and this.

24 Q. What's "this?"

25 A. Barbwire.

1 Q. Do you have a spider web on your
2 face?

3 A. I used to.

4 Q. What happened?

5 A. I lasered it off years ago.

6 Q. How long ago?

7 A. I don't know.

8 Q. Okay.

9 A. It was in the 80s maybe.

10 Q. It was what?

11 A. In the 80s maybe. Because I was
12 working with my dad and we thought that it wasn't
13 good for business so I got it removed.

14 Q. What do the other tattoos symbolize
15 or mean?

16 A. Being drunk on Fourth of July.

17 Q. Okay. You got them all on the
18 Fourth of July?

19 A. Most of them. Well, a couple of
20 them I got when I was in the service. And then
21 most of the them are the weekend of Fourth of
22 July in New Jersey and New York.

23 Q. In Red Bank?

24 A. Well, this was Keansburg and I was
25 staying with these tattoo people at a convention.

1 Q. Where in Keansburg?

2 A. It was Tony's Tattoos right on the
3 main highway that goes all the way to the water.

4 Q. My grandparents lived in Keansburg?

5 A. Oh, yeah. I used to hang down the
6 boardwalk and drink beer.

7 Q. I used to hang at the boardwalk and
8 go on the rides?

9 A. We used --

10 Q. I was much younger.

11 A. That's how we got to New York when
12 we were kids. Through the water there.

13 MS. MORSE: Okay. Greg, anything
14 else?

15 Ms. Grimes, do you have any
16 questions.

17 MS. GRIMES: Sorry. No, no
18 questions.

19 MS. MORSE: All right. We are done
20 then, Mr. Bahr. Thank you very much. I
21 appreciate it. Thank you for showing up.

22 THE WITNESS: Okay. If you have any
23 questions, just text or call, leave a
24 message.

25 MS. MORSE: All right. Thank you

1 very much. We will do that. If you
2 remember anything else that we talked about
3 and you didn't the answer, if you remember
4 it -- something comes to you, just contact
5 Investigator Hoover and he'll pass the
6 information along.

7 THE WITNESS: Okay.

8 MS. MORSE: All right. Thank you so
9 much. Have a great day.

10 MR. ROSENFELD: And we'll order a
11 copy of both.

12 (The deposition concluded at 3:21
13 p.m.)

14 (Reading and signing of the
15 Deposition was not waived by the witness
16 and all parties.)

1 CERTIFICATE OF OATH

2
3
4 THE STATE OF FLORIDA,
5 COUNTY OF DUVAL.
6
7

8 I, Najia J. Reed, Florida Professional
9 Reporter and Notary Public, State of Florida,
10 certify that Edward Bahr appeared before me via Zoom
11 on the 24th of September, 2022 and was duly sworn.
12

13 Signed this 27th day of September, 2022.
14
15
16
17
18
19

20 *Najia Reed*

21 _____
22 Najia J. Reed
23 Notary Public, State of Florida
24 Commission No.: #HH 7669
25 Commission Expires: June 8, 2024

1 CERTIFICATE OF REPORTER
2
3

4 THE STATE OF FLORIDA,
5 COUNTY OF DUVAL.
6
7

8 I, Najia J. Reed, Florida Professional
9 Reporter, certify that I was authorized to and did
10 stenographically report the Deposition of Edward
11 Bahr; pages 1 through 92; that a review of the
12 transcript was requested; and that the transcript is
13 a true record of my stenographic notes.

14 I further certify that I am not a relative,
15 employee, attorney, or counsel of any of the
16 parties, nor am I a relative or employee of any of
17 the parties' attorneys or counsel connected with the
18 action, nor am I financially interested in the
19 action.
20

21 Dated this 27th day of September, 2022.

22 *Najia Reed*
23

24 _____
Najia J. Reed
Florida Professional Reporter
25