

Stafford County

Rockster District Court
97-4739 No.

ADULT ORDER OF COMMITMENT

to any Sheriff, Deputy Sheriff or any Constable or Police Officer: Roger A. Foster 101-46
WHEREAS on the 7th Nov 1997 (Day Month Year) Roger A. Foster (Name of Defendant) 101-46 (D.O.B.)
of LKA 90 Central St. Farmington VA (Street City/Town State) (Stafford County) was brought
before this Court on a criminal complaint alleging Felony Sexual Assault (Crime(s)/Violation(s))

as set forth in RSA 652-A:3

After Arraignment Trial Probable Cause Hearing Other _____
this Court finds there is just cause to hold the said defendant and

IT IS THEREFORE ORDERED that the defendant be committed as follows:

1. To the Stafford County Jail in lieu of \$ 20,000 cash or surety
(Cash Professional Bond Other _____)
and there to await the term of the:

- A. Superior Court next to be holden at _____
- B. This Court next to be holden on November 12, 1997, 9:00 am

2. To the _____ County House of Correction and confined to hard labor
for a period of _____ Days/Months to commence on _____
at _____ am/pm, because defendant has been sentenced to:

- A. Said imprisonment
- B. Pay a fine or balance of a fine in the amount of \$ _____ and on default thereof to be so imprisoned and having neglected or refused to pay said fine is in default thereof and stands committed as provided in RSA 618:6 as amended.

3. Other and further orders of this Court (See attached order)

WE COMMAND YOU to convey the defendant to the said place of confinement and deliver him/her to the keeper thereof, and the said keeper is commanded to receive the said defendant into his/her custody in said jail and keep him/her until s/he is brought before the court, serves his/her sentence, posts bail as ordered, or otherwise is legally discharged.

Witness Franklin C. Jones JUSTICE this 7th day of November 1997

Campbell Hatch
Clerk

COURT SEAL

RETURN OF SERVICE _____ 19____

As within commanded, I took the body of the within named _____
and removed him/her to the County House of Correction/Jail in _____
in said County and delivered him/her to the keeper thereof, and have left with said keeper a true and attest copy of the within order
of commitment with this, my return endorsed by me thereon.

Time of Service _____ (Officer) 269

STRAFFORD COUNTY

ROCHESTER DISTRICT COURT

PRETRIAL ORDER FOR RELEASE

State v. ROGER A. FORTNER

Docket No(s): 97-4739

The Court orders that the Defendant may be released SUBJECT TO THE FOLLOWING CONDITIONS:

The Defendant shall keep on file with this Court a current mailing address and check daily at that address for receipt of notices in this case. Defendant shall appear in this Court at all times scheduled. Defendant shall not commit a crime while on release.

The defendant shall have no contact with the alleged victim.

The defendant shall not ~~own or possess a firearm.~~ commit a crime while released.

The defendant shall execute a personal recognizance bond in the amount of \$ _____.

Because the foregoing conditions will not reasonably assure the defendant's appearance as required or will endanger the safety of defendant or others, the Court imposes the following additional conditions of release:

X The defendant's bail shall be secured in the amount of \$ 220,000 by cash, surety bond or corporate surety approved by the Court.

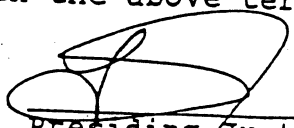
X The defendant shall execute a Waiver of Extradition approved by the Court.

OTHER: (1) DEFENDANT SHALL NOT LEAVE THE STATE OF N.H.;
(2) DEFENDANT SHALL SURRENDER HIS PASSPORT TO THE CLERK OF COURT DURING THE PENDENCY OF THESE PROCEEDINGS; AND

~~(3) DEFENDANT TO HAVE NO CONTACT WITH ANY MINDZ~~

BAIL is set in accordance with the above terms and conditions.

11-7-97
Date


Presiding Justice

(4) Defendant to be supervised by probation

370
39320

WINSTON-SALEM POLICE DEPARTMENT
MIRANDA RIGHTS

8840

NAME: ROGER A. FORTER

DATE OF BIRTH: 10/1/46

- RAF 1. YOU HAVE THE RIGHT TO REMAIN SILENT.
- RAF 2. ANYTHING YOU SAY CAN BE USED AGAINST YOU IN COURT.
- RAF 3. YOU HAVE THE RIGHT TO TALK TO AN ATTORNEY FOR ADVICE BEFORE ANY QUESTIONING, AND TO HAVE HIM WITH YOU DURING QUESTIONING.
- RAF 4. IF YOU CANNOT AFFORD AN ATTORNEY AND DESIRE TO TALK TO ONE, ONE WILL BE APPOINTED FOR YOU BEFORE QUESTIONING.
- RAF 5. IF YOU DECIDE TO ANSWER QUESTIONS NOW WITHOUT AN ATTORNEY PRESENT, YOU STILL HAVE THE RIGHT TO STOP ANSWERING AT ANY TIME. YOU ALSO HAVE THE RIGHT TO STOP ANSWERING AT ANY TIME UNTIL YOU TALK TO A LAWYER.

READ AND EXPLAINED BY: DET. WAYNE BAUCHER

PLACE: FDD TIME: 2:19 Pm DATE: 11/7/97

WAIVER OF RIGHTS

I HAVE READ THIS STATEMENT OF MY RIGHTS, AND I FULLY UNDERSTAND WHAT MY RIGHTS ARE. RAF (YES) OR NO) I AM WILLING TO WAIVE MY RIGHT TO REMAIN SILENT RAF (YES OR ~~NO~~) AND MAKE A STATEMENT AND ANSWER QUESTIONS. I AM WILLING TO WAIVE MY RIGHT TO HAVE AN ATTORNEY PRESENT DURING THIS INTERVIEW. RAF (YES OR ~~NO~~) I KNOW AND UNDERSTAND WHAT I AM DOING. NO THREATS OR PROMISES HAVE BEEN MADE TO ME, AND NO FORCE, PRESSURES OR COERCION OF ANY KIND HAS BEEN USED AGAINST ME.

SIGNATURE: [Signature]

WITNESS: [Signature] DATE: 11/2/97
TIME: 2:21 Pm

(271)

29320

STEPHEN T. JEFFCO, P.A.
♦ ATTORNEY AT LAW ♦

8547

19 SHEAFE STREET
PORTSMOUTH, NEW HAMPSHIRE 03801-3817

TELEPHONE 603/431-4271
FAX 603/430-9972

P.O. BOX 4263
PORTSMOUTH, NEW HAMPSHIRE 03802-4263

November 6, 1997

Carol Hatch, Clerk
Rochester District Court
76 North Main Street
Rochester, NH 03867-1905

Re: State of NH v. Roger Fortier

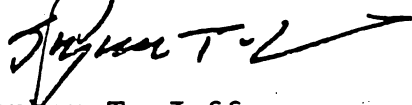
Dear Carol:

Enclosed please find the defendant's Objection to McCord News Agency's Motion for Unsealing.

It would be greatly appreciated if the enclosure were filed with the Court.

Thank you.

Very truly yours,



Stephen T. Jeffco

STJ:dcc

Enclosure

cc: Roger Fortier

Michael M. McCord, McCord News Agency

Det. Mark McGowan, Police Prosecutor ✓

Farmington, NH

272

THE STATE OF NEW HAMPSHIRE

8348

STRAFFORD, SS

ROCHESTER DISTRICT COURT
DOCKET NO. 97-CR-4545

THE STATE OF NEW HAMPSHIRE

V.

ROGER A. FORTIER

OBJECTION TO MOTION FOR UNSEALING ..

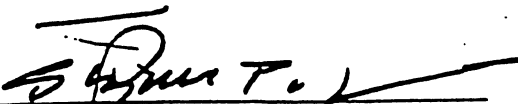
NOW COMES Roger Fortier, the Defendant in the above captioned matter, by and through his attorney, Stephen T. Jeffco, Esquire, who hereby and herewith objects to the pending Motion for Unsealing.

As grounds for this Objection your Defendant sets forth the following:

1. That the McCord News Agency has filed a Motion for Unsealing the Affidavits and Applications relative to the above captioned matter and that agency is not a party to this action;
2. That unsealing the Affidavits may impair an ongoing police investigation into this matter and would undoubtedly adversely effect the defense investigation into this case;
3. That the unsealing of the documents at this juncture and the resulting publicity, may adversely effect your defendant's right to have this matter presented to an impartial and unbiased grand jury;

Respectfully submitted,
ROGER FORTIER,
By and Through His Attorney,

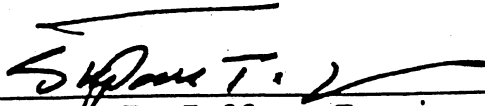
Dated: 11-6-97

By: 
Stephen T. Jeffco, Esquire

CERTIFICATE OF SERVICE

I, Stephen T. Jeffco, Esq., hereby certify that a true copy of the foregoing Objection has on this date been served upon the State of NH by depositing a copy in the U.S. mails, postage prepaid, addressed as follows: Michael M. McCord, McCord News Agency, 1 Milk St., Apt. #148, Dover, NH 03820, Det. Mark McGowan, Police Prosecutor, Farmington Police Dept., No. Main Street, Farmington, NH 03835, and Strafford County Attorney's Office, PO Box 799, Dover, NH 03821-0799

Dated: 11-6-97

By: 
Stephen T. Jeffco, Esquire

STRAFFORD COUNTY ATTORNEYS OFFICE

PO Box 799, County Farm Road

Dover, NH 03820

8850

FELONY CASE INFORMATION REPORT FROM POLICE DEPT : FARMINGTON

LAST: FORTIER FIRST: ROGER MI: A DOB: 10/1/46

Race W Sex M Hgt 5'9 Wgt 217 Hair BRO Eyes BLI POB NASHUA, NH SSN [REDACTED]

ADDRESS: LKA 90 CENTRAL ST. TOWN: FARMINGTON TEL: 603-755-2280

VEHICLE: Year Make Model Color Reg. State

CHARGE: FELONIOUS SEXUAL ASS. RSA 632-A:3 [] Class A [X] Class B CRIME DATE: JAN. OR FEB. 1994

ARRESTED? [X] YES [] NO STATEMENT? [] YES [X] NO BAIL: \$20,000.00 CASH/SURETY

SUPERIOR COURT BAIL: CONDITIONS: NO CONTACT WITH VICTIMS, NO CONTACT WITH MINOR WAIVER OF EXTRADITION, SURRENDER PASSPORT, NO CONTACT WITH WITNESSES

LAST: [REDACTED] FIRST: [REDACTED] MI: DOB: [REDACTED]

Physical Address: [REDACTED] Town/State FARMINGTON, NH ZIP [REDACTED]

Mailing: (If Other) N/A Phone: [REDACTED] Work Phone

Victim/Witness Contacted? [X] yes [] no Video Interview Done? [X] yes [] no

LAST: FIRST: MI DOB:

Address: Town/State ZIP

Phone Work Phone Statement attached? [] yes [] no

LAST: FIRST: MI DOB:

Address: Town/State ZIP

Phone Work Phone Statement attached? [] yes [] no

[X] INVESTIGATION REPORT [X] ARREST REPORT [X] DISTRICT COURT BAIL ORDER

[] STATEMENT OF ACCUSED [X] STATEMENT OF VICTIM [] STATEMENT FROM ALL WITNESSES

[] MEDICAL RECORDS [] MEDICAL RECORDS WAIVER [] OTHER

[X] PHYSICAL EVIDENCE [X] YES [] NO LOCATION OF EVIDENCE: FARMINGTON POLICE DEPARTMENT EVIDENCE LOCKER

DEFENDANT

VICTIM

WITNESS

WITNESS

STIGATION

97-29320

275

8 3 5 1

Wendy Gladstone, M.D.
Thomas Oxnard, M.D.
Gregory Prazar, M.D.
Mark Covey, M.D.
Toy Fountain, M.D.
Steven Loh, M.D.
Jan Michaud, C.P.N.P.
Lori McClure, C.P.N.P.

October 31, 1997

Detective Wayne Boucher

Re: [REDACTED]
DOB: [REDACTED]

Dear Detective Boucher,

I saw the above-named patient in my office on 10-28-97. He was referred by you for medical examination because of a recent disclosure of sexual abuse.

The history as reported by [REDACTED] and his mother (he was accompanied to the appointment by both parents) is that for several years and most recently approximately seventy-two hours prior to the visit he had been victimized by an adult male acquaintance who had engaged in anal digital penetration and penile oral penetration and masturbation. Two weeks previously there was a report of some bleeding which occurred during the adult's rubbing of [REDACTED] penis which [REDACTED] thought had come from the tip somewhere. There was exposure to ejaculate which apparently only touched [REDACTED] hands. The adult also engaged in oral penile contact.

[REDACTED] reported no symptoms of urethral or penile discharge and although he had pain following these encounters, except for the previously mentioned episode of bleeding, had not noted any blood.

[REDACTED] has a past history of "borderline schizophrenia" for which he takes Risperdal and Luvox prescribed by Dr. John Froelich at Strafford Guidance Center.

[REDACTED] general physical examination was unremarkable, although he repeatedly touched things during the interview and exam with his hands. He was tanner stage 4-5, and his anogenital examination was unremarkable.

Re: [REDACTED]
DOB: [REDACTED]

October 31, 1997

In summary this fourteen-year-old boy was examined because of a history of sexual abuse. His exam is normal which means that anything that has happened to him has left no marks. I explained to [REDACTED] and his parents that these experiences he had do not make him gay. He was very relieved to hear this. We discussed the possibility of having a blood test done to find out if [REDACTED] has been exposed to any viruses such as the syphilis virus or HIV virus. I told the family that there was no rush to make this diagnosis and given the seriousness of the decision, rather than make it during his visit with me, he should discuss it with a therapist.

I explained to his family the importance of mental health follow-up and with their permission, contacted his psychiatrist to let him know that we should try to arrange a therapist for Andy.

Please let me know if you should need further information about this nice young man.

Yours sincerely,

WR Gladstone

Wendy R. Gladstone, M.D.

WRG/shl

[REDACTED]
[REDACTED]
[REDACTED]

Dr. Philip Horner
RR2
Box 528A
Farmington, NH 03835

Dr. John Froelich
Strafford Guidance Center
1 Washington Street
Dover, NH 03820

277 ✓

FARMINGTON POLICE DEPARTMENT

S U P P L E M E N T R E P O R T

8553

CASE NUMBER : 97028237
 DATE PRINTED : 11/07/97
 SUPPLEMENT OFFICER : CMANGUM 808

PAGE 001

SUPPLEMENT REPT DATE : 10/28/97
 ORIGINAL DATE/TIME : 00/00/00 0000

**** NARRATIVE

ON 10-27-97 I ASSISTED LT. MCGOWAN, SGT. WILLEY, DETECTIVE BOUCHER AND OFFICER FOGARTY WITH SEARCH WARRANT AT 90 CENTRAL STREET. (WHITE HOUSE ON THE CORNER OF TAPPAN AND CENTRAL STREET WITH A WHITE FENCE). THE RESIDENT OF THIS HOUSE WAS A ROGER FORTIER.

SGT. WILLEY KNOCKED ON THE DOOR AND INTRODUCED HIMSELF TO ROGER FORTIER WHO IS ALSO THE FATHER TO THE ST. PETER'S CHURCH. AFTER THE INTRODUCTION, SGT. WILLEY INFORMED ROGER OF THE SEARCH WARRANT AND ADVISED HIM THAT WE WOULD BE SEARCHING THE RESIDENCE. LT. MCGOWAN, OFFICER FOGARTY AND I THEN PROCEEDED TO THE FRONT OF THE HOUSE TO THE STAIRWAY LEADING TO THE SECOND FLOOR.

THE HOUSE IS VERY LARGE WITH MANY DIFFERENT ROOMS. ALTHOUGH THE SEARCH WAS CONDUCTED THROUGHOUT THE ENTIRE HOUSE, ALL EVIDENTIARY MATERIAL SEIZED WAS FROM THE SECOND FLOOR.

AT THE TOP OF THE STAIRS THERE IS A SPARE BEDROOM DIRECTLY IN FRONT OF THE STAIRS (1ST BEDROOM). AS YOU WALK THROUGH THAT BEDROOM THERE IS ANOTHER SMALLER ROOM, LIKE A WALK IN CLOSET. IN THE "CLOSET" THERE WAS A GREEN "OLD" FILING CABINET. MANY OF THE ITEMS WERE SEIZED FROM THAT GREEN CABINET AND FROM A BROWN BOX WHICH CONTAINED 17 "MALE" ADULT VIDEOS WHICH WAS NEAR THE FILING CABINET AND ON THE FLOOR.

ALL THE ITEMS THAT WERE SEIZED AS EVIDENCE WERE MARKED AS: (#1CM), MY INITIALS WAS NEXT TO THE ITEM NUMBER. THE DATE WAS WRITTEN ON THE BAG, THE AREA WHERE THE ITEM WAS SEIZED AND A BRIEF DESCRIPTION OF THE ITEM THAT WAS MARKED FOR EVIDENCE.

THE SECOND ROOM THAT WAS SEARCHED WAS A BEDROOM OFF OF THE STAIRS TO THE LEFT. THROUGH THAT BEDROOM THERE WAS A BATHROOM AND NOTHING WAS SEIZED.

THE LIVING ROOM WAS IN BETWEEN THE TWO BEDROOMS AND SEVERAL ITEMS WERE SEIZED. ONE VIDEO TAPE CALLED, "CRUISING" WAS DISCOVERED ON THE ENTERTAINMENT CENTER BEHIND SEVERAL OTHER VIDEOS. THERE WERE SEVERAL OTHER "BLANK TAPES" SEIZED AS WELL.

THROUGH THE LIVING ROOM IS THE MASTER BEDROOM WHERE FATHER FORTIER SLEEPS. SEVERAL SHEETS AND PILLOW CASES WERE LOCATED IN THE CLOSET NEXT TO THE BEDROOM DOOR AND WERE SEIZED. A BLACK SUITCASE NEXT TO A DRESSER CONTAINED MANY "GAY MEN'S MAGAZINES" ALONG WITH THREE VIDEO TAPES. A WHITE NAPKIN WHICH HAD [REDACTED]

**** NARRATIVE

CASE NUMBER : 97028237
DATE PRINTED : 11/07/97
SUPPLEMENT OFFICER : CMANGUM 808

PAGE 002

8554

E-MAIL" WAS WRITTEN ON THE NAPKIN.

OFF OF THE MASTER BEDROOM IS THE MASTER BATHROOM WHICH CONTAINED A "JACUZZI" WITHIN THE BATHTUB. A SET OF "BLACK/RED" SHEETS WAS LOCATED IN THE BATHROOM CLOSET AND WAS ALSO SEIZED.

THE NEXT BEDROOM OFF OF THE MASTER BATHROOM IS ANOTHER SPARE BEDROOM WHICH CONTAINED A DESK, DRESSER AND BED. ON TOP OF THE DESK A "RED SAFE" WAS SEIZED AND INSIDE THE SAFE CONTAINED \$46 AND SOME CHANGE. (\$45 DOLLARS AND THE REST WAS LOOSE CHANGE).. INSIDE THE DESK A "CARD" MADE OUT TO [REDACTED] WAS SEIZED.

LT. MCGOWAN, OFFICER FOGARTY AND I SEARCHED THE REST OF THE HOUSE INCLUDING FATHER FORTIER'S OFFICE, ATTIC, BASEMENT AND CAR GARAGE. NOTING WAS LOCATED FROM THESES OTHER AREAS.

A LIST OF THE ITEMS SEIZED WERE WRITTEN ON THE RETURN TO THE SEARCH WARRANT.

1. 2- PAMPLETS
2. 2- BLANK VIDEO TAPES FROM LR
3. 2-VHS TAPES
4. 1- "CRUISING" VIDEO
5. 7-BOOKS
6. 1-PHAMPLET
7. 2-SEX LICENSES
8. 1-"LABOR OF LUST"
9. 1-BOOK "BOYS WILL BE BOYS"
10. 1-UNMARKED TDK VIDEO TAPE
11. 1-BOOK "EMBRACING EXILE"
12. 4-LETTERS/CARDS FROM BOX
13. 1-PERSONAL LETTER
14. 1-PKG. "GINZA" CONDOMS
15. 1-RECIEPT "VIDEO EXPO"
16. 5-MAGAZINES
17. 17 VIDEOS:

- HOT SHOTS VOL.2 DICK RAMBONE
- GREAT BALLS AFIRE
- LES HOMMES AU NATURAL
- GOLD BULLET
- BRIEF EXCHANGES
- THE FRENCH ERECTION
- WATERBOYS 2
- BY INVITATION ONLY
- SEX IS....
- MALE EROTIC II
- SUPERMEN '87'
- MOCHA MADNESS
- AC/DC PART 2
- MATICIPATION
- MEN WHO WORK IT
- ALONE



**** NARRATIVE

CASE NUMBER : 97028237
DATE PRINTED : 11/07/97
SUPPLEMENT OFFICER : CMANGUM 808

PAGE 003

8855

- "UNKNOWN"

18. 4-SHEETS
19. 5-PILLOW CASES
20. 11-BOOKS
21. 1-FLYER
22. 3-UNMARKED VIDEO TAPES (PIZZA BOY, LUCAS III, TRAIN/PLEASURE EXP)
23. 1-BOOK "WHAT THE BIBLE SAYS ABOUT HOMOSEXUALITY"
24. 1-BOOK "WONDERFULLY, FEARFULLY MADE"
25. 1-BOOK "STRANGER AT THE GATE"
26. 2-SHEETS BLACK/RED
27. 2-PILLOW CASES BLACK/RED
28. 2-ENVELOPES
29. 1-CARD TO [REDACTED]
30. 1-RED SAFE/STRONGBOX
31. 1-NAPKIN/ [REDACTED]

ALL THE EVIDENCE WAS PLACED IN EITHER WHITE OR BROWN BAGS WITH A RED "EVIDENCE" TAPE SECURING THE FOLD OF THE BAG. MOST OF THE BIGGER BAGS WERE ALSO STAPLED TO SECURE THE FOLD. A PROPERTY REPORT WAS INCLUDED TO THE ACTUAL INVESTIGATION AND A STATE TRANSMITTAL SLIP WAS ALSO DONE. THE EVIDENCE WAS THEN HANDED OVER TO SGT. WILLEY WHO WAS IN CHARGE OF HE EVIDENCE. THE WAS SECURED IN THE EVIDENCE ROOM.

Officer's Signature

Supr Intl

Approved By

(49)



STATE OF NEW HAMPSHIRE
DEPARTMENT OF SAFETY
DIVISION OF STATE POLICE

EVIDENCE EXAMINATION
REQUEST

FORENSIC LABORATORY
CONCORD, N.H. 03305
PHONE: 271-3573

OFFENSE FELONIOUS SEXUAL ASSAULT

LAB NO. 8550

CITY FARMINGTON NH

DEPARTMENT CASE NO. 97-028237

SUSPECT(S) 1. ROGER FORTIER

2. _____

RACE W SEX M DOB 10-1-46

RACE _____ SEX _____ DOB _____

ADDRESS 90 CENTRAL ST
FARMINGTON NH 03837

NAME OF VICTIM(S) _____ DATE OF OFFENSE _____

OWNER OF PROPERTY _____ DISPOSITION OF EVIDENCE _____

SUBMITTING AGENCY FARMINGTON POLICE REPORT TO _____

INFORMATION PERTAINING TO THE EVIDENCE LISTED BELOW MAY BE OBTAINED BY CONTACTING:

NAME DETECTIVE WAYNE BUCKNER TELEPHONE 755-2251

LIST OF EVIDENCE - SAMPLES SUBMITTED

EX. NO.	QTY.	DESCRIPTION	CHECK FOR
#1 CM	2	PHOTOCOPIES	
#2 CM	2	VIDEO TAPES	
#3 CM	1	"CROSSING" VIDEO	
#4 CM	2	VIDEO TAPES	
#5 CM	7	BOOKS	
#6 CM	1	"MAGNETIC" LITERATURE	
#7 CM	2/1	SOFT LICENSES / "LABEL OF LOVE"	
#8 CM	1	BLACK VIDEO TAPE	
#9 CM	1	BLACK "BOYS WILL BE BOYS"	
#10 CM	4	LETTERS	
#11 CM	1	BOOK "EMBRACING THE EARTH"	
#12 CM	1	PERMANENT LETTER	
#13 CM	1/1	REEL TO "VIDEO TAPES" AND "VIDEO (L.V.M.)"	
#14 CM	17	ADULT VIDEOS	

DATE OBTAINED FROM SUSPECT-OWNER 10-27-97 OFFICER MORGAN, CURTIS

RECORD OF EVIDENCE CUSTODY

DATE	TIME	RELINQUISHED BY	RECEIVED BY	PURPOSE

ALL EXHIBITS MUST BE CLAIMED WITHIN 30 DAYS AFTER RECEIPT OF REPORT

STATE OF NEW HAMPSHIRE
DEPARTMENT OF SAFETY
DIVISION OF STATE POLICE

EVIDENCE EXAMINATION REQUEST

FORENSIC LABORATORY
CONCORD, N.H. 03305
PHONE: 271-3573

OFFENSE FELONY'S SEXUAL ASSAULT LAB NO. 8851

TOWN-CITY FARMINGTON NH DEPARTMENT CASE NO. 97-028237

SUSPECT(S) 1. ROGER FORTIER 2. _____

RACE W SEX M DOB 10-1-46 RACE _____ SEX _____ DOB _____

ADDRESS 90 CENTRAL ST
FARMINGTON NH 03835

NAME OF VICTIM(S) _____ DATE OF OFFENSE _____

OWNER OF PROPERTY _____ DISPOSITION OF EVIDENCE _____

SUBMITTING AGENCY FARMINGTON POLICE REPORT TO _____

INFORMATION PERTAINING TO THE EVIDENCE LISTED BELOW MAY BE OBTAINED BY CONTACTING:

NAME DIRECTOR WYANNE BAXTER TELEPHONE 755-2231

LIST OF EVIDENCE — SAMPLES SUBMITTED

EX. NO.	QTY.	DESCRIPTION	CHECK FOR
5CM	5	MAGAZINES	
11CM	11	11 MAGAZINES AND 1 FLYER	
1CM	3	VIDEO TAPES	
#18CM	3	BOOKS	
#19CM	2	SHIRTS & PANTS CASES	
#20CM	5	PANTS COATS AND SHIRTS	
#21CM	1	RED SAFE	
#22CM	2	FINGERPRINTS	
#23CM	1	NEEDLE	
F24CM	1	IDENT. TAPE OF FINGERPRINT	

DATE OBTAINED FROM SUSPECT-OWNER 10-27-97 OFFICER MIRNIGUM CHIES

RECORD OF EVIDENCE CUSTODY

DATE	TIME	RELINQUISHED BY	RECEIVED BY	PURPOSE

✓

① 1ST BEDROOM

PAMPHLETS

② 2ND ROOM & BATHROOM

- NOTHING TAKEN

8555

③ LIVING

- 2 BOOK VIDEOS
- 1 "CRUISING" VIDEO
- 2 TAPES VHS

④ BACK ROOM LOFT OFF 1ST BEDROOM
GREEN CABINET

7 BOOKS
BIBLICAL HELP

1 LITURGICAL PRIMER

MIDDLE 2 SEX LICENSES

SHELF 1 ADVERTISEMENT "LABOR OF LUST"

1 BOOK "BOYS WILL BE BOYS"

TOP = 1 UNMARKED TDK VIDEO TAPE

1 BOOK "EMBRACING THE EXILE"

1 LETTERS FROM BOX

PERSONAL LETTERS

6 ENZO CONDOMS (3 CONDOMS)

RECEIPT - VIDEO TAPES

MAGAZINES

CC# _____

8559

FARMINGTON POLICE DEPARTMENT

VOLUNTARY STATEMENT

I _____ Address _____
D.O.B. _____ am/am not being detained for my
criminal offense do give this voluntary statement to _____
_____ of the Farmington Police Department.
I have waived my constitutional rights or I _____
being a witness to the incident or offense at hand offer the
following statement.

→ VIDEOS FM "FIRE POWER" BOX:	Mocha Madness
- HOT SHOTS Vol 2 PICKRAMBANE	AC/DC PART 2
- GREAT PAUS OF FIRE	MANICIPATION
- LES HOMMES AN NATURAL	MEN who work it alone
- Gold Bullet	
- BRIEF EXCHANGES	
- THE FRENCH ERECTION	
- WATER BOYS 2	
- BY INVITATION only	
- SEX IS...	
- MALEROTIC II	
- COSMOPOLITAN MEN	
- MALEROTIC	
- SUPERMEN '87	

I have read each page of this statement consisting of _____
page(s), each page of which bears my signature and
corrections, if any, bear my initials, and I certify that the
facts contained herein are true and correct.

Signature of Person Giving Voluntary Statement: _____ (S)

FARMINGTON POLICE DEPARTMENT

S U P P L E M E N T R E P O R T

8360

CASE NUMBER : 97028237
DATE PRINTED : 11/07/97
SUPPLEMENT OFFICER : MMCGOWAN 802

PAGE 001

SUPPLEMENT REPT DATE : 10/28/97
ORIGINAL DATE/TIME : 10/26/97 0000

**** NARRATIVE

I REPORTED TO DUTY AT 1700 HOURS TO ASSIST WITH THE EXECUTION OF A SEARCH WARRANT. UPON ARRIVAL I WAS BRIEFED ON WHAT HAD OCCURRED DURING THE DAY. AT THIS TIME I WENT AND SPOKE WITH DETECTIVE BOUCHER IN REGARDS TO THE SEARCH WARRANT. HE WAS ALMOST COMPLETE THE APPLICATION AT THIS TIME. A LITTLE LATER IN THE EVENING I REVIEWED THE APPLICATION AND DETECTIVE BOUCHER BEGAN TO LOCATE A JUDGE. ONCE JUDGE JONES WAS LOCATED OFFICER MANGUM AND BOUCHER WENT TO HIS RESIDENCE TO HAVE THE WARRANT REVIEWED. JUDGE JONES APPROVED THE WARRANT AND OFFICER BOUCHER AND MANGUM RETURNED TO THE POLICE STATION WITH THE WARRANT. ONCE THEY ARRIVED WE DETERMINED THAT SERGEANT WILLEY AND OFFICER BOUCHER WOULD CONDUCT AN INTERVIEW WITH THE ACCUSED FATHER FORTIER, WHILE MYSELF OFFICER MANGUM AND FOGARTY WOULD CONDUCT THE SEARCH.

ONCE AT THE RECTORY WE MET WITH FATHER FORTIER AT THE DOOR. SGT. WILLEY ADVISED HIM WHY WE WERE THERE AND WE INTRODUCED EACH OFFICER THAT WAS THERE. AT THIS POINT A COPY OF THE SEARCH WARRANT WAS GIVEN TO FATHER FORTIER. MYSELF OFFICER MANGUM AND FOGARTY BEGAN THE SEARCH ON THE SECOND FLOOR SINCE THIS WAS WHERE THE VICTIM ADVISED THE EVIDENCE WOULD BE FOUND.

MYSELF OFFICER FOGARTY AND MANGUM WENT UP THE FRONT STAIRWAY. I DID A QUICK WALK THROUGH OF THE ROOMS TO DETERMINE A PATTERN TO CONDUCT THE SEARCH. AT THE TOP OF THE STAIRS THERE WERE FIVE DOORWAYS. THE DOOR DIRECTLY AT THE TOP WENT TO THE ATTIC. THE DOOR TO THE LEFT WENT TO WHAT APPEARED TO BE A GUEST ROOM, THERE WAS A DOOR TO THE REAR OF THIS THAT WENT TO A STORAGE ROOM. IN THIS ROOM WAS A LOCKING FILE CABINET DESCRIBED BY THE VICTIM. THIS ROOM ALSO HAD SEVERAL BOXES FULL OF ITEMS IN IT. TO THE LEFT OF THIS DOOR WAS AN ENTRANCE WAY TO WHAT APPEARED TO BE A LIVING ROOM WITH THE TV ON IN IT. THIS WAS THE ONLY ROOM THAT HAD NO CLOSED DOOR TO THE HALLWAY. TO THE LEFT OF THE LIVING ROOM WAS ANOTHER BEDROOM THIS ALSO APPEARED TO BE AS SPARE BEDROOM WITH MANY ITEM STORED IN IT. THE NEXT DOOR TO THE LEFT WAS TO A BATHROOM THAT ALSO HAD A DOOR TO THE LAST BEDROOM. THERE WAS ALSO ANOTHER ROOM OFF THE REAR OF THE LIVING ROOM THIS ROOM APPEARED TO BE THE MASTER BEDROOM. OFF OF THIS ROOM WAS A LARGE BATHROOM ALSO BELIEVED TO BE THE MASTER BATHROOM. IN THIS BATHROOM THERE WAS A WHIRLPOOL BATH AS DESCRIBED BY THE VICTIM. OFF OF THIS BATHROOM WAS ANOTHER BEDROOM TO THE REAR OF THE HOUSE. THIS APPEARS TO BE THE ROOM WHERE THE VICTIM WOULD KEEP HIS BELONGINGS. IN THIS ROOM WAS A DESK WITH A SMALL RED SAFE/BANK THAT THE VICTIM HAD DESCRIBED. THIS ROOM HAD A DOOR THAT WENT TO A STAIRWELL DOWN TO THE KITCHEN.

WE BEGAN THE SEARCH IN THE FIRST BEDROOM TO THE LEFT AT THE TOP OF THE FRONT STAIRS. WE PHOTOGRAPHED THE ROOM AND BEGAN SEARCHING

50 ✓

**** NARRATIVE

CASE NUMBER : 97028237
 DATE PRINTED : 11/07/97
 SUPPLEMENT OFFICER : MMCGOWAN 802

PAGE 002

8561

THE ROOM AND ARTICLE IN THE ROOM. THE ONLY ITEMS SEIZED IN THIS ROOM WHERE TWO SEXUALLY ORIENTED PAMPHLETS LOCATED IN THE DRESSER ON THE LEFT WALL LOOKING INTO THE ROOM FROM THE DOORWAY. ALL THE ROOMS WHERE PHOTOGRAPHED BY MYSELF AS WELL AS THE EVIDENCE WE LOCATED PRIOR TO IT BEING SEIZED. I TOOK THE PHOTOGRAPHS WHILE OFFICER MANGUM DID THE PHOTO LOG IN THIS ROOM. OFFICER FOGARTY VIDEO TAPED THE ROOMS AND ITEMS SEIZED ALSO. WE THEN MOVED TO THE BEDROOM TO THE FAR LEFT OF THE STAIRS. AGAIN THIS ROOM WAS PHOTOGRAPHED AND VIDEOTAPED. THIS ROOM WAS SEARCHED AS WELL AS THE ADJACENT BATHROOM WITH NO ITEMS TAKEN AS EVIDENCE. ALSO A CLOSET IN THIS ROOM WAS SEARCHED WITH NO EVIDENCE BEING REMOVED. AT THIS POINT THE VIDEO CAMERA WAS ACTING UP AND THE BATTERY WAS REPLACED.

THE NEXT ROOM WE SEARCHED WAS THE LIVING ROOM WITH THE TV ON. THIS ROOM WAS PHOTOGRAPHED AND VIDEOTAPED ALSO. WE BEGAN SEARCHING THIS ROOM AND LOCATED SEVERAL ITEM IN THE ENTERTAINMENT CENTER. AGAIN THIS ITEMS WHERE LOCATED WHERE THE VICTIM HAD DESCRIBED. THE ENTERTAINMENT CENTER WAS PHOTOGRAPHED PRIOR TO BEING SEARCHED AND WHEN EVIDENCE WAS LOCATED. INSIDE THE ENTERTAINMENT CENTER WE LOCATED SEVERAL VIDEOS. THE FIRST ONE SEIZED WAS THE CRUISING VIDEO DESCRIBED BY THE VICTIM IT WAS LOCATED BEHIND A ROW OF VIDEOS. NEXT WE SEIZED TWO UN TITLED VIDEOS FROM A SMALL BOX OF VIDEOS ALSO LOCATED IN THE ENTERTAINMENT CENTER BELOW THE TV. WE ALSO THE SEIZED TWO MORE UNNAMED VIDEOS LOCATED ABOVE THE TV. THIS ROOM WAS NOW COMPLETE. AT THIS TIME WE REMEMBERED THAT WE FORGOT TO SEARCH THE LARGE STORAGE CLOSET AT THE REAR OF THE BEDROOM AT THE TOP OF THE STAIRS WHERE WE BEGAN OUR SEARCH. WE THEN MOVED BACK TO THIS ROOM. DETECTIVE BOUCHER HAD COME UPSTAIRS WHILE WE WHERE SEARCHING THE LIVING ROOM AND I ADVISED HIM WE WOULD NEED THE KEYS TO THE FILING CABINET AS ADDRESSED IN THE WARRANT AND DESCRIBED BY THE VICTIM FROM FATHER FORTIER. HE WENT AND RETRIEVED THESE KEYS. DURING THE SEARCH OF THE LIVING ROOM THE VIDEO CAMERA WAS AGAIN ACTING UP.

WHEN WE WENT INTO THE STORAGE ROOM IT WAS NOT WORKING AND WAS DECIDED TO STOP USING IT DUE TO THE CAMERA BATTERY DIEING WHEN WE BEGAN SEARCHING THE FILE CABINET IN THE STORAGE ROOM. WE CONTINUED TO PHOTO THE ROOMS AND EVIDENCE AS IT WAS LOCATED AND REMOVED. IN THIS ROOM WE LOCATED THE FILE CABINET AND BEGAN SEARCHING FROM THE BOTTOM SHELF IN THE LOCKED SECTION OF THE CABINET. I CONTINUED TO PHOTOGRAPH THE ITEMS WHILE OFFICER FOGARTY NOW PREPARED THE PHOTO LOGS. OFFICER MANGUM WAS PACKAGING AND LOGGING IN THE SEIZED EVIDENCE. INSIDE THE CABINET WE LOCATED ON THE BOTTOM SHELVE SOME SEXUALLY RELATED BOOKS MAGAZINES AND PAMPHLETS. THE SECOND SHELVE ALSO HAD SOME BOOKS AND OTHER SEXUALLY RELATED MATERIALS WE SEIZED FROM IT. THE THIRD SHELVE WAS ACTUALLY A SAFE WHICH WAS NOT SECURED OTHER THE THE ORIGINAL FILE LOCK. IN THE SAFE WE LOCATED A VIDEO LABELED STRAIGHT WHICH WAS CONSISTENT WITH THE VICTIMS STATEMENT WE ALSO LOCATED A COUPLE OTHER SEXUALLY ORIENTED ITEMS THAT WHERE SEIZED. ALL THESE ITEMS WHERE PHOTOGRAPHED PRIOR TO THERE REMOVAL AND LOGGED IN. WE THEN BEGAN WORKING ON THE REST OF THE BOXES IN THE ROOM OFFICER FOGARTY LOCATED A BOX MARKED FTR ROGER PERSONNEL PAPERS. HE OPENED THIS BOX AND UNDER A COUPLE OF OF LETTER WE LOCATED SEVERAL PORNOGRAPHIC ITEMS. INSIDE THIS BOX WHERE SOME PORNOGRAPHIC CARDS, SOME MAGAZINES AND SEVERAL VIDEOS ALSO LOCATED WAS A BOX OF CONDOMS AND A RECEIPT FOR A

(51) ✓

**** NARRATIVE

CASE NUMBER : 97028237
DATE PRINTED : 11/07/97
SUPPLEMENT OFFICER : MMCGOWAN 802

PAGE 003

8562

VIDEO PURCHASE. ALL THESE ITEMS WERE PHOTOGRAPHED INVENTORIED AND LOGGED IN INCLUDING THE BOX. THE REST OF THE ROOM WAS SEARCHED AND NO OTHER EVIDENCE WAS LOCATED. WE THEN MOVED TO THE MASTER BEDROOM THIS ROOM WAS PHOTOGRAPHED AND SEARCHED. IN THIS ROOM WE LOCATED A SMALL SUITCASE AS DESCRIBED BY THE VICTIM WHICH CONTAINED THREE VIDEO TAPES AND SEVERAL SEXUALLY RELATED MAGAZINES AND PHAMPLETS. ALSO A EMAIL ADDRESS WAS LOCATED IN THIS CASE WITH THE NAME OF [REDACTED] PRINTED ON IT FOLDED UP THIS WAS ALSO SEIZED. WE THEN CONTINUED THE SEARCH IN THE CLOSET WE AGAIN LOCATED SOME SEXUALLY ORIENTED READING MATERIAL THAT WAS TAKEN AS EVIDENCE. WE ALSO LOCATED SOME BED SHEETS THAT WERE CONSISTENT WITH THE VICTIMS STATEMENT THESE WERE SEIZED.

THE NEXT ROOM WAS THE BATHROOM THE ONLY ITEMS FOUND IN THIS ROOM WERE SOME MORE SHEETS MATCHING THE VICTIM DESCRIPTION. WE ALSO PHOTOGRAPHED THIS ROOM AND THE WHIRLPOOL TUB SINCE THESE WERE ALSO DESCRIBED BY THE VICTIM.

THE NEXT ROOM WAS THE FAR REAR BEDROOM IN THIS ROOM WE PHOTOGRAPHED THE ROOM AND THE DESK WITH THE SAFE/BANK ON IT. DURING THE SEARCH OF THIS ROOM WE LOCATED THE KEYS TO THE SAFE WHERE THE VICTIM ADVISED THEY WOULD BE AND ALSO TWO ENVELOPES WITH THE VICTIMS FIRST NAME ON THEM. THESE ITEM WERE PHOTOGRAPHED AND TAKEN THE KEYS WERE USED TO OPEN THE SAFE AND THE CONTENTS WERE 4 TEN DOLLAR BILLS A FIVE DOLLAR BILL AND A DOLLAR SOMETHING IN CHANGE. THIS AGAIN WAS AS DESCRIBED BY THE VICTIM. THE SAFE AND MONEY AND KEYS WERE TAKEN AND KEPT TOGETHER. THERE WERE NO OTHER ITEMS TAKEN FROM THIS ROOM.

WE THEN MOVED TO THE ATTIC AREA THIS AREA WAS QUICKLY SEARCHED MOST OF THE ITEMS IN THIS AREA WERE CHRISTMAS DECORATIONS AND EMPTY EQUIPMENT BOXES SUCH AS COMPUTERS AND OTHER ITEMS. NO EVIDENCE WAS TAKEN FROM THESE AREAS.

NEXT WE WENT TO THE FIRST FLOOR WHERE WE BEGAN OUR SEARCH IN THE REAR OFFICE AREA THIS AREA WAS PHOTOGRAPHED AND SEARCHED WITH NO EVIDENCE FOUND.

WE THEN WENT TO THE FRONT OFFICE AGAIN THIS AREA WAS SEARCHED AND PHOTOGRAPHED. AGAIN THERE WAS NOTHING LOCATED IN THIS AREA. WE THEN SEARCHED THE DINING ROOM. THIS AREA WAS PHOTOGRAPHED AND SEARCHED WITH NO EVIDENCE LOCATED.

WE THEN SEARCHED A SMALL PANTRY TYPE ROOM THAT APPEARED TO BE USED AS A LIQUOR CABINET OR BAR. THE ONLY ITEM OF INTEREST IN THIS ROOM WAS A BOTTLE OF JACK DANIELS DESCRIBED BY THE VICTIM. WE PHOTOGRAPHED THIS ITEM. NO OTHER ITEMS WERE LOCATED IN THIS AREA.

WE THEN SEARCHED THE KITCHEN AREA. THIS AREA WAS PHOTOGRAPHED AND SEARCHED WITH NO EVIDENCE BEING LOCATED.

THE NEXT ROOM WAS LOCATED AT THE REAR OF THE KITCHEN. THIS APPEARED TO BE A LAUNDRY TYPE ROOM AND POSSIBLY A WAITING ROOM. THIS AREA WAS ALSO PHOTOGRAPHED. NOTHING WAS LOCATED IN THIS AREA.



**** NARRATIVE

CASE NUMBER : 97028237
DATE PRINTED : 11/07/97
SUPPLEMENT OFFICER : MMCGOWAN 802

PAGE 004

8360

THE WAS ALSO A ENTRY WAY TO THE CELLAR FROM THIS ROOM. THE CELLAR WAS VISUALLY SEARCHED. THERE WAS NO SIGNS OF EVIDENCE IN THIS AREA.

THE NEXT AREA WAS THE GARAGE AGAIN THIS WAS SEARCHED WITHOUT ANY EVIDENCE BEING LOCATED THERE.

WE THEN SEARCHED THE DOWNSTAIRS LIVING ROOM WHERE FATHER FORTIER HAD BEEN SITTING WITH HIS ATTORNEY JOE CORKERY AND SGT. WILLEY. THEY LEFT THIS ROOM AND MOVED TO THE DINING ROOM WHILE WE SEARCHED. THIS ROOM WAS PHOTOGRAPHED AND SEARCHED WITH NO EVIDENCE BEING FOUND.

THIS COMPLETED THE SEARCH OF THE RESIDENCE AND WE REVIEWED THE RECEIPT AND FATHER FORTIER MADE A COPY ON HIS COPIER TO SAVE US FROM RUNNING TO OUR STATION TO MAKE A COPY. THE COPY WAS GIVEN TO FATHER FORTIER.

AS WE WERE PREPARING TO LEAVE ATTORNEY CORKERY ASKED WHAT WAS NEXT. I ADVISED HIM WE WOULD RETURN TO THE STATION AND LOG IN THE EVIDENCE AND THEN DECIDE WHERE WE WOULD GO FROM THERE. HE ASKED IF I THOUGHT WE WOULD DO THIS TOMORROW. I ADVISED HIM THAT THIS WOULD POSSIBLY OCCUR TONIGHT. HE THANKED ME AND WE CLEARED. ALL THE EVIDENCE WAS TRANSPORTED TO THE STATION AND BROUGHT INTO THE POLICE DEPARTMENT.

Officer's Signature

Supr Intl

Approved By

(53)

✓

STRAFFORD COUNTY ATTORNEY'S OFFICE
POSSESSED PROPERTY REPORT

8564

Case #: 97028237	Officer: THOMAS P. HAET	IDI:	Date: 5/14/98
Owner:	Owner's Tel. #:	Address of Owner	
	Date Possessed:		
Check One: Recovered Stolen Prop: ___ Seized Prop: ___ Abandoned Prop: ___ Evidence: <input checked="" type="checkbox"/> Other: ___			
Check One: Seized With Warrant: <input checked="" type="checkbox"/> Seized Without Warrant: ___ NHSP Lab #: ___			

ITEMIZE, DESCRIBE, AND VALUE EACH ITEM		
# OF ITEMS	DESCRIPTION INCLUDING SERIAL NUMBER	VALUE
SEE ATTACHED SHEET	FOUR BOXES OF EVIDENCE FROM FARMINGTON	EVIDENCE
	COPIES OF EVIDENCE FORMS -	
	STATE V. FORTIER	
	TOM	

Date	Relinquished By	Received By/Location	Purpose
5/14/98	T. HAET	EVIDENCE LOCKER	Hold for trial

Page 1 of 3 pages	Officer's Signature: T. P. Haet	IDI:	Date: 5/14/98
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FARMINGTON POLICE DEPARTMENT

* * * P R O P E R T Y R E P O R T * * *

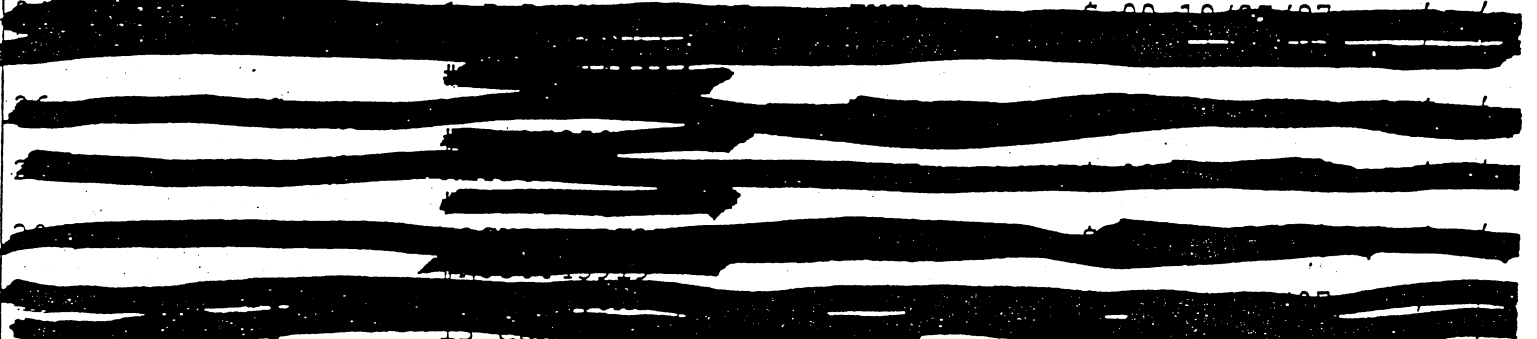
8385

CASE# OFFICER ID DATE-OF-REPORT DATE-PRINTED PAGE 001
97028237 EHARDY 811 10/26/97 11/06/97



|---#---|PURP|---TYPE---|---DESCRIPTION---|---LOC---|---VALUE---|RCOV/DATE|DSP/DATE

01-X	EVID MISC	2	PAMPHLETS	EVID	\$.00	10/27/97	/ /
02-X	EVID MISC	2	VIDEOTAPES	EVID	\$.00	/ /	/ /
03-X	EVID MISC	1	"CRUISING" VIDEO	EVID	\$.00	10/27/97	/ /
04-X	EVID MISC	2	VIDEOTAPES	EVID	\$.00	10/27/97	10/28/97
05-X	EVID MISC	7	BOOKS	EVID	\$.00	10/27/97	/ /
06-X	EVID MISC		"MANPOWER" LITERATUR	EVID	\$.00	10/27/97	/ /
07-X	EVID MISC		SEX LICENSES&PAMPHLE	EVID	\$.00	10/27/97	/ /
08-X	EVID MISC	1	BLACK VIDEOTAPE	EVID	\$.00	10/27/97	/ /
09-X	EVID MISC		"BOYS WILL BE BOYS"	EVID	\$.00	10/27/97	/ /
10-X	EVID MISC	4	LETTERS	EVID	\$.00	10/27/97	/ /
11-X	EVID MISC		"EMBRACING THE EXILE	EVID	\$.00	10/27/97	/ /
12-X	EVID MISC	1	PERSONAL LETTER	EVID	\$.00	10/27/97	/ /
13-X	EVID MISC		RECEIPT AND CONDOM	EVID	\$.00	10/27/97	/ /
14-X	EVID MISC	17	VIDEOTAPES	EVID	\$.00	10/27/97	/ /
15-X	EVID MISC	5	MAGAZINES	EVID	\$.00	10/27/97	/ /
16-X	EVID MISC	11	MAGAZINES & FLYER	EVID	\$.00	10/27/97	/ /
17-X	EVID MISC	3	VIDEOTAPES	EVID	\$.00	10/27/97	/ /
18-X	EVID MISC	3	BOOKS	EVID	\$.00	10/27/97	/ /
19-X	EVID MISC	2	SHEETS&PILLOWCASES	EVID	\$.00	10/27/97	/ /
20-X	EVID MISC	5	PILLOWCASE& 4 SHEE	EVID	\$.00	10/27/97	/ /
21-X	EVID MISC	1	RED SAFE	EVID	\$.00	10/27/97	/ /
22-X	EVID MISC	2	ENVELOPES	EVID	\$.00	10/27/97	/ /
23-X	EVID MISC	1	NAPKIN	EVID	\$.00	10/27/97	/ /



31-	EVID MISC		ASS. E-MAILS/PAPERS	EVID	\$.00	11/03/97	/ /
32-	EVID MISC		"INTERNET FOR DUMMIE	EVID	\$.00	11/03/97	/ /
33-	EVID MISC	8	POLARIOD OF SEARCH	EVID	\$.00	11/03/97	/ /
34-	EVID TAPES		RADIO SHACK METAL TA	EVID	\$.00	11/04/97	/ /
			#ACGG503				
35-	EVID TAPES		CERTRON MINI-CASS.	EVID	\$.00	10/29/97	/ /
36-	EVID TAPES		CERTRON MINI-TAPE	EVID	\$.00	10/27/97	/ /
37-	EVID TAPES		CERTRON MINI-CASS	EVID	\$.00	10/29/97	/ /

8000

CASE# OFFICER ID DATE-OF-REPORT DATE-PRINTED PAGE 002
* 97028237 EHARDY 811 10/26/97 11/06/97

Total \$.00

DATE	RELINQUISHED BY	RECEIVED BY	PURPOSE
5-13-98	K. WILLEY <i>K. Willey</i>	T. HART <i>T. Hart #15</i>	TRANSPORT TO C.A.

[Signature]

Officer's Signature

Supr Intl

Approved By

WARRANT
The State of New Hampshire

97 4544

ROCHESTER DISTRICT COURT

To the Sheriffs of our several counties, or their deputies, any State Police Officer, or any Constable or Police Officer of any city or town, within our State.

Proof by affidavit (supplemented by oral statements under oath) having been made this day before 8:56 PM

FRANKLIN C. JONES, SPECIAL JUSTICE
(name of person authorized to issue warrant)

Detective Wayne Boucher of the Farmington Police Department
(name of person or persons whose affidavits have been taken) that there is

probable cause for believing that certain property is the evidence of a crime
(certain property which has been stolen, embezzled, or fraudulently obtained; OR is intended for use or has been used as the means of

committing a crime; OR is contraband; OR is evidence of the crime to which the probable cause upon which this search warrant is issued relates)

may be found in the possession of Roger Fortier
(identify)

at premises located at St. Peters Church rectory at the corner of Tappan and Central Streets in Farmington, N.H. A white 2 story residential home with a white post and beam fence surrounding the residence and its outbuildings
(identify premises)

We therefore command you in the daytime (or at any time of the day or night) to make an immediate search of St. Peters Church rectory and living quarters of Father Roger Fortier, and out buildings located at the same property.

Father Roger Fortier
(occupied by AB)

and of the person of Father Roger Fortier
(A.B. and any other identifiable individuals with respect to whom probable cause has been established by the affidavit or supplementary testimony)

for the following property: (describe property) videotapes containing pornographic materials, pornographic magazines, pornographic photos, suitcases, filing cabinets, bed sheets, red safe, any books about gay clubs, any magazine that depicts sexual contact, any article capable of producing, viewing, recording, or listening to pornographic materials, literature, correspondances, images; any object that could be used in the act of, during or in an attempt to commit sexual assault, any place that evidence of the aforementioned could be concealed or hidden; an Al Pacino movie where Al Pacino portrays a gay character said movie being called "Cruising", keys for the file cabinets on Roger Fortier's keychain

and if you find any such property or any part thereof to bring it and the person in whose possession it is found before

Rochester District Court North Main St. Rochester, N.H.
(name of court and location to which warrant is returnable)

Dated at ROCHESTER this 27 day of OCTOBER 1997

Signature of Special Justice of the Rochester District Court

(court seal)

16

Received the attached search warrant on OCTOBER 27 19 97 and have executed it as follows:

on OCTOBER 27 19 97 at 7:56 o'clock P M.

searched ROGER FORTIER AND HIS RESIDENCE LOCATED AT 90 CENTRAL ST. FARMINGTON, NH
(the persons and the premises searched)

8503

described in the warrant and I left a copy of the warrant with ROGER FORTIER
(Persons searched and occupant if not a person searched; describe the premises searched)

if occupant not present)

at 90 CENTRAL ST. FARMINGTON, NH 03835
(the premises searched) together with a receipt for the items seized.

The following is an inventory of property taken pursuant to the warrant:

- | | |
|---------------------------------|--------------------------------------|
| 3 PAMPHLETS | 1 FLYER |
| 6 HOME TAPED VIDEOS | 6 SHEETS |
| 2 VHS TAPES | 7 PILLOW CASES |
| 1 "CRUISING" VIDEO | 2 ENVELOPES |
| 23 BOOKS | 1 CARD TO [REDACTED] |
| 2 SEX LICENSES | 1 RED SAFE/STRONG BOX |
| 1 ADVERTISEMENT "LABOR OF LUST" | \$45 CASH \$1.53 IN CHANGE |
| 5 PERSONAL LETTERS/CARDS | 1 NAPKIN W/E-MAIL ADDRESS [REDACTED] |
| 1 PACKAGE OF GINZA CONDOMS | [REDACTED] |
| 1 RECEIPT FROM VIDEO EXPO | |
| 5 MAGAZINES | |
| 17 STORE BOUGHT VIDEOS | |

This inventory was made in the presence of CHRISTOPHER MANGUM
and JAMES FOGARTY

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

(Signature)

Subscribed and sworn to and returned before me this _____ day
_____ 19 _____

Justice of the Peace

(17) ✓

received the attached search warrant on OCTOBER 27 19 97 and have executed it as follows:

On OCTOBER 27 1997 19 at 7:56 o'clock P M,

searched ROGER FORTIER AND HIS RESIDENCE LOCATED AT 90 CENTRAL ST. FARMINGTON, NH (the persons and the premises searched)

described in the warrant and I left a copy of the warrant with ROGER FORTIER (persons searched and occupant if not a person searched; describe the premises searched)

If occupant not present.)

at 90 CENTRAL ST. FARMINGTON, NH (the premises searched) together with a receipt for the items seized.

The following is an inventory of property taken pursuant to the warrant:

- 2 PAMPHLETS
- 6 HOME TAPED VIDEOS
- 2 VHS TAPES
- 1 CRUISING VIDEO
- 7 BOOKS
- 1 PAMPHLET
- 2 "SEX LICENSES"
- ADVERTISMENT "LABOR OF LUST"
- 16 BOOKS
- 4 LETTERS/CARDS
- 1 PERSONAL LETTER
- 1 PACKAGE OF "GINZA" CONDOMS
- 1 RECEIPT FROM "VIDEO EXPO"
- 5 MAGAZINES
- 17 STORE BOUGHT VIDEOS
- 1 FLYER
- 6 SHEETS
- 7 PILLOW CASES
- 2 ENVELOPES
- 1 CARD TO [REDACTED]
- 1 RED SAFE/STRONG BOX
- \$45 CASH \$1.53 INCHANGE
- 1 NAPKIN W/E-MAIL ADDRESS [REDACTED]

This inventory was made in the presence of CHRISTOPHER MANGUM

and JAMES FOGARTY

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

(Signature)

Subscribed and sworn to and returned before me this day 19

Justice of the Peace

(18)

I received the attached search warrant on 10/27 19 97 and have executed it as follows:

On 10/27 19 97 at 1956 o'clock P. M.

searched ST. PETERS CHURCH RECTORY CORNER OF TARDIAN + CENTRAL ST (the persons and the premises searched)

described in the warrant and I left a copy of the warrant with REED FORTIER 8870 (persons searched and occupant if not a person searched; describe the premises searched)

If occupant not present)

at ST. PETERS CHURCH RECTORY (the premises searched) together with a receipt for the items seized.

The following is an inventory of property taken pursuant to the warrant:

- ✓ 2 PAMPHLETS
- ✓ 2 BLANK VIDEO TAPES FROM LR
- ✓ 1/2 VHS TAPES
- ✓ 1 "CRUISING" VIDEO
- ✓ 7 BOOKS
- ✓ 1 PAMPHLET
- ✓ 2 SEX LICENSES
- ✓ 1 ADV "LABOR OF LUST"
- ✓ 1 Book "Boys will be Boys"
- ✓ 1 UNMARKED TDK VIDEO TAPE
- ✓ 1 Book "EMBRACING EXILE"
- ✓ 4 LETTERS/CARDS FROM BOX
- 1 PERSONAL LETTER
- 1 PKG GINZA CONDOMS
- 1 RECEIPT "VIDEO EXP"
- 5 MAGAZINES
- 17 VIDEOS: HOT SHOTS VOL 2 DICK RAMPONE
- GREAT BALLS AFIRE
- LES HOMMES AU NATUREL
- COLD BULLET
- BRIEF EXCHANGES
- THE FRENCH ERECTIONS
- WATERBOYS 2
- BY INVITATION ONLY

This inventory was made in the presence of CHRIS MAULIN SEX IS ...

and JAMES FORTY MALE RCTK II

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

(Signature)

Subscribed and sworn to and returned before me this ... day 19

On 19 and have executed it as follows:
On 19 at o'clock M.

I searched
(the persons and the premises searched)

described in the warrant and I left a copy of the warrant with 8571
(persons searched and occupant if not a person searched; describe the premises searched)

if occupant not present)

at together with a receipt for the items seized.
(the premises searched)

The following is an inventory of property taken pursuant to the warrant:

- ✓ - SUPERMEN '87 ✓ 1 Book "WHAT THE BIBLE SAYS ABOUT 'KIDS'"
- ✓ - MOCHA MADNESS ✓ 1 Book "WONDROUSLY, TERRIBLY MADE"
- ✓ - AC/DX PART 2 ✓ 1 Book "STRANGER AT THE GATE"
- ✓ - MANTICIPATION ✓ 2 SHEETS BLACK/RED
- ✓ - MEN WHO WORK IT ✓ 2 PULLO CASES BLACK/RED
- ✓ - ALONE ✓ 2 ENVELOPES
- ✓ 4 SHEETS ✓ 1 CARD TO [REDACTED]
- ✓ 5 PULLO CASES ✓ 1 RED SAFE / STICK BOX
- ✓ 1 BOOK ✓ 1 HARPER - [REDACTED]
- ✓ 1 FOLDER
- ✓ 3 UNMARKED VIDEO TAPE'S ^{PIZZA BY} _{LUCKY'S} _{TRAIL/1/2/3/4/5/6/7/8/9/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50}
- ✓ 1 BLACK BRIEFCASE

This inventory was made in the presence of ... CHRIS MANGUM
and ... JAMES FOWARTY

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

(Signature)

Subscribed and sworn to and returned before me this day
of 19

Justice of the Peace

(Signature) ✓

received the attached search warrant on 10/27 19 97 and have executed it as follows

on 10/27 19 97 at 1956 o'clock P. M.

searched ST. PETERS CHURCH RECTORY CORNER OF TAPPAN + CENTRAL ST.
(the persons and the premises searched)

described in the warrant and I left a copy of the warrant with ROGER FORTIER 8072
(persons searched and occupant if not a person searched; describe the premises searched)

(if occupant not present)

at ST. PETERS CHURCH RECTORY together with a receipt for the items seized
(the premises searched)

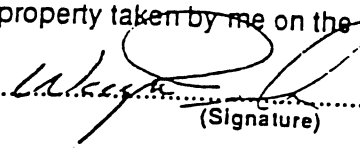
The following is an inventory of property taken pursuant to the warrant:

- 2 PAMPHLETS 1 PERMANENT LETTER
- 2 BLANK VIDEO TAPES FROM LR 1 PKG GINZA CONDOMS
- 2 VHS TAPES 1 RECIPT "VIDEO EXP"
- 1 "CRUISING" VIDEO 5 MAGAZINES
- 7 BOOKS 17 VIDEOS 2 HOT SHOTS VOL 2 DICK RANBONE
- 1 PAMPHLET GREAT BALLS AFIRE
- 7 SEX LICENSES LES HOMMES AU NATUREL
- ADV "LABOR OF LUST" GOLD BULLET
- 1 Book "BOYS WILL BE BOYS" BRIEF EXCHANGES
- 1 UNMARKED TDK VIDEO TAPE THE FRESH ERECTIONS
- 1 Book "EMBRACING EXILE" WATERBOYS 2
- 4 LETTERS/CARDS FROM BOX BY INVITATION ONLY

This inventory was made in the presence of CHRIS MAULUM SEX IS ...

and JAMES FOGARTY MALE ROTIC II

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.


(Signature)

Subscribed and sworn to and returned before me this ... day

19

Justice of the Peace

(3)

Received the attached search warrant on 19 and have executed it as follows:

On 19 at o'clock M.

Searched
(the persons and the premises searched) 8373

Described in the warrant and I left a copy of the warrant with
(persons searched and occupant if not a person searched; describe the premises searched)

If occupant not present)

at together with a receipt for the items seized.
(the premises searched)

The following is an inventory of property taken pursuant to the warrant:

- SUPERMEN '87 1 BOOK "WHAT THE BIBLE SAYS ABOUT HAWK"
- MOCHA MADNESS 1 BOOK "WONDERFULLY, TERRIBLY MADE"
- AC/DX PART 2 1 BOOK "STRANDED AT THE GATE"
- MANTICIPATION 2 SHEETS BLACK/RED
- MEN WHO WORK IT 2 PILEUP CASES BLACK/RED
- ALONE 2 ENVELOPES
- 4 SHEETS 1 CARD TO [REDACTED]
- PILEUP CASES 1 RED SAFE/STRONG BOX
- 11 BOOKS 1 HANDBOOK - [REDACTED]
- 1 FLYER
- 3 UNMARKED VIDEO TAPES PIZZA BY LUIGI'S AT TRAIN/RESTAURANT EXP.
- 1 BLACK BRIEFCASE

This inventory was made in the presence of CHRIS MANGUM

and JAMES FOGARTY

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

(Signature)

Subscribed and sworn to and returned before me this day

19

Justice of the Peace

24 ✓

THE STATE OF NEW HAMPSHIRE

STRAFFORD COUNTY SS.

ROCHESTER COURT

AFFIDAVIT IN SUPPORT OF A REQUEST TO ISSUE SEARCH WARRANT

I, Wayne D. Boucher, being duly sworn depose and say:

That I am a full time Police Officer employed by the Farmington, New Hampshire Police Department. I have been employed for over two years. I am currently assigned as a Detective. As part of my assignment I received training in sexual assault investigation. This training has been provided by the New Hampshire Police Academy and the New Hampshire Police Standards and Training Council. Over the past year I have had an opportunity to investigate several sexual assaults on both children and adults. Many of these investigations have resulted in convictions in the Strafford County Superior Court.

On October 27, 1997, I went to the Strafford County Attorneys Office to attend an interview of a fourteen year old boy having the initials of [REDACTED] and a date of birth of [REDACTED]. This interview was conducted by Nancy Harris of the Strafford County Attorneys Office and viewed by myself through a television monitor.

During this interview, [REDACTED] described repeated events of fellatio, fondling and anal penetration all of which occurred in the town of Farmington, New Hampshire over the past six months. [REDACTED] states that the fellatio would occur usually in Fortier's bedroom and in a "69" position while both would lye on their sides. [REDACTED] stated that the sexual contact started as fondling and graduated to oral sex. Oral sex that was performed by both parties. [REDACTED] stated that during several oral encounters Fortier would penetrate [REDACTED] anus with his fingers.

██████████ identified Roger Fortier whose date of birth is 10/1/46 as a participant in these acts. Roger Fortier is the resident pastor at Saint Peters Church. Saint Peters Church is located at the corner of Central Street and Tappan Street in Farmington, New Hampshire. Roger Fortier resides at the rectory which is located directly adjacent to the church also on the corner of Tappan Street and Central Street in Farmington New Hampshire.

██████████ states that before and during these acts Roger Fortier would play pornographic videos. ██████████ told me that these videos are the property of Roger Fortier. Also vivid in the memory of ██████████ during the time of the assaults was the fact that Fortier had multi-colored "funky" sheets on his bed.

██████████ states that at least one of the videos had participants that appeared to be very young. ██████████ also states that there were many videos and all appeared to be copies or home made. ██████████ states that some of the videos he has watched at Fornier's residence are entitled "pizza boy" and "Eric...". These videos ranged in content from a movie entitled "Cruising" with Al Pacino in a homosexual role to that of an adult pornographic nature ██████████ told me that the Al Pacino video is kept in a TV stand in the up stairs living room while other videos that were pornographic in nature were kept in Fortier's bedroom. ██████████ states that the pornographic videos are kept in black suit cases in a walk in closet, the suit cases are situated in the rear of the closet.

██████████ stated to me that the last time he saw pornographic videos and pornographic magazines at Roger Fortier's residence was on October 18, 1997. ██████████ also stated that along with pornographic magazines Fortier had a magazine containing lists of homosexual clubs and meeting places as well as other books that depicted homosexual activity, and activity that could be construed as sexual in nature.

██████████ states that over the six months of abuse he would sleep at the rectory Friday and Saturday nights. ██████████ says that in the beginning he would sleep in

the guest bedroom which contained a bureau with a mirror on it and a larger bureau without a mirror. [redacted] says that there is a bed and a desk in this room as well. [redacted] made statements that there is a red safe/strong box on one of the bureau's and the key to it is in the top desk drawer. [redacted] told me that this safe/strong box belonged to him and was a gift from Fortier. In the box [redacted] said there is \$46 and change. This money is the result of a \$5.00 weekly allowance given to [redacted] by Fortier.

Also interviewed was [redacted] date of birth [redacted] of [redacted] in Farmington New Hampshire. [redacted] who is also a member of Saint Peters Church states that he has on one occasion viewed the Al Pacino movie "Cruising" and other pornographic videos at Fortiers residence. I asked [redacted] where Fortier kept these videos and he said in the upstairs bedroom which is occupied by Fortier. [redacted] also states that he watched Fortier remove the video from a green file cabinet which remains locked at all times. [redacted] states that the keys to this filing cabinet are on Fortier's key chain. Fortier while watching the pornographic video made several off color comments. [redacted] states that the movie he watched with Fortier was with males and females however when [redacted] described movies he saw, he described them as homosexual in nature.

Based on the formentioned, I believe that there is probable cause that Roger Fortier committed crimes against children. These crimes include Felonious Sexual Assault, and that certain evidence of this and other crimes against children may be located at the Rectory/Living Quarters of Father Roger Fortier Saint Peters Church on Central Street in Farmington, New Hampshire.

Sworn on this 27th day of October 1997
in Rochester

Wayne D. Boucher

Justice

The State of New Hampshire

8377

ROCHESTER DISTRICT COURT

To the Sheriffs of our several counties, or their deputies, any State Police Officer, or any Constable or Police Officer of city or town, within our State.

Proof by affidavit (supplemented by oral statements under oath) having been made this day before

..... by
(name of person authorized to issue warrant)

Detective Wayne Boucher of the Farmington Police Department that there is
(name of person or persons whose affidavits have been taken)

probable cause for believing that certain property is the evidence of a crime
(certain property which has been stolen, embezzled, or fraudulently obtained; OR is intended for use or has been used as the means of

committing a crime: OR is contraband: OR is evidence of the crime to which the probable cause upon which this search warrant is issued relates)

may be found in the possession of Roger Fortier
(identify)

at premises located at St. Peters Church rectory at the corner of Tappan and Central Streets in Farmington, N.H. A white 2 story residential home with a white post and beam fence surrounding the residence and its outbuildings. We therefore command you in the daytime (or at any time of the day or night) to make an immediate search of St. Peters Church rectory and living quarters of Father Roger Fortier, and out buildings located at the same property.
(specify)
(Identify premises)

Father Roger Fortier
(occupied by AB)

and of the person of Father Roger Fortier
(A.B. and any other identifiable individuals with respect to whom probable cause has been established by the affidavit or supplementary testimony)

for the following property; (describe property) videotapes containing pornographic materials, pornographic magazines, pornographic photos, suitcases, filing cabinets, bed sheets, red safe, any books about gay clubs, any magazine that depicts sexual contact, any article capable of producing, viewing, recording, or listening to pornographic materials, literature, correspondances, imag any object that could be used in the act of, during or in an attempt to commit sexual assault any place that evidence of the aforementioned could be concealed or hidden, an Al Pacino mov where Al Pacino portrays a gay character said movie being called "Cruising", keys for the fil cabinets on Roger Fortier's keychain

and if you find any such property or any part thereof to bring it and the person in whose possession it is found before

Rochester District Court North Main St. Rochester, N.H.
(name of court and location to which warrant is returnable)

Dated at this day of 19

Justice of the Rochester District Court

Handwritten marks: a circled '29' and a checkmark.

THE STATE OF NEW HAMPSHIRE

STRAFFORD COUNTY SS.

ROCHESTER COURT

AFFIDAVIT IN SUPPORT OF A REQUEST TO ISSUE SEARCH
WARRANT

I, Wayne D. Boucher, being duly sworn depose and say:

That I am a full time Police Officer employed by the Farmington, New Hampshire Police Department. I have been employed for over two years. I am currently assigned as a Detective. As part of my assignment I received training in sexual assault investigation. This training has been provided by the New Hampshire Police Academy and the New Hampshire Police Standards and Training Council. Over the past year I have had an opportunity to investigate several sexual assaults on both children and adults. Many of these investigations have resulted in convictions in the Strafford County Superior Court.

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**** SYNOPSIS

CASE NUMBER : 97028237
 PARTY NAME : YOUNG, DORIS R.
 DATE PRINTED : 10/26/97
 INVEST OFFICER : EHARDY 811

PAGE 002

8899

MASS WAS OVER. [REDACTED] SAID THAT A FEW MINUTES LATER SHE NOTICED THAT [REDACTED] HAD TEARS IN HIS EYES AND WAS WIPING THEM AWAY. [REDACTED] SAID THAT SHE ASKED [REDACTED] WHAT WAS WRONG WHEN THE MASS WAS OVER AND THAT [REDACTED] HAD STATED TO HER "WHEN I STAY WITH FATHER WE DO BAD THINGS." [REDACTED] SAID THAT SHE KNEW AT THAT POINT THAT SOMETHING REALLY BAD HAD HAPPENED. [REDACTED] SAID THAT SHE HAD TO LEAVE THE CHURCH [REDACTED] [REDACTED] SAID THAT WHEN SHE RETURNED HOME SHE SPOKE WITH [REDACTED] AND HE TOLD HER THE REST OF HIS STORY. [REDACTED] TOLD ME THAT [REDACTED] HAD STATED TO HER THAT MANY TIMES THE FATHER (ROGER FORTIER) HAS FONDLED HIM AND MASTURBATED HIM. [REDACTED] TOLD ME THAT [REDACTED] SAID THAT THE FATHER HAS GOTTEN HIM TO MASTURBATE THE FATHER. [REDACTED] TOLD [REDACTED] THAT LAST NIGHT FATHER FORTIER STUCK A FINGER INTO HIS ANUS. [REDACTED] ALSO STATED TO HIS MOTHER THAT FATHER FORTIER HAS COPULATED ORALLY WITH [REDACTED] [REDACTED] SAID THAT SHE CALLED WORK AND TOLD [REDACTED] THAT SHE WAS NOT GOING TO MAKE IT INTO WORK. [REDACTED] CALLED THE [REDACTED] AND INFORMED THEM OF THE INCIDENT WHICH HAD TAKEN PLACE. [REDACTED] AT [REDACTED] TOLD [REDACTED] THAT [REDACTED] HAD TO CALL HER IN ORDER FOR HER TO BE ABLE TO DO ANYTHING. [REDACTED] SAID THAT SHE CALLED THE [REDACTED] AND SPOKE TO A WOMAN NAMED [REDACTED] AT [REDACTED] WHO ADVISED THAT [REDACTED] BE TAKEN TO THE HOSPITAL TO HAVE A RAPE KIT DONE. I ASKED [REDACTED] IF [REDACTED] HAD SHOWERED OR WASHED SINCE LAST NIGHT AND SHE STATED THAT HE HAD SHOWERED. [REDACTED] WENT AND SPOKE TO [REDACTED] UPSTAIRS AND ASKED HIM SOME MORE QUESTIONS AND CAME BACK TO TALK TO ME. [REDACTED] SAID THAT [REDACTED] TOLD HER THAT HE HAD NOT ONLY SHOWERED BUT ALSO GOT TOOK A JACUZZI AT THE RECTORY WHERE FATHER FORTIER LIVES AFTER THE INCIDENT LAST NIGHT HAPPENED. I SPOKE WITH LT. MCGOWAN WHO AGREED WITH ME THAT THERE WOULD NOT BE MUCH IF ANY EVIDENCE OF VALUE TO A RAPE KIT ESPECIALLY SINCE THERE HAD NOT BEEN ANY PENETRATION THAT WE ARE AWARE OF BY FORTIERS PENIS. WHILE AT THE [REDACTED] HOUSE [REDACTED] LEFT WITH HIS FATHER TO PICK UP [REDACTED] AND [REDACTED] CAME BACK TO THE HOUSE AND WENT UP TO THEIR BEDROOMS. AS I WAS LEAVING THE HOUSE [REDACTED] WAS OUTSIDE PLAYING BASKETBALL. [REDACTED] TOLD ME THAT [REDACTED] HAD TOLD HIM THE REASON I WAS AT THE HOUSE AND [REDACTED] SAID "THAT'S TOTALLY DISGUSTING, [REDACTED] TOLD ME WHAT HAPPENED!" I CALLED BACK THE [REDACTED] RESIDENCE AND SPOKE AGAIN WITH [REDACTED] I WANTED TO ASKED HER SOME MORE QUESTIONS ABOUT FORTIER AND TELL HER THAT DETECTIVE BOUCHER HAD ALREADY BEEN NOTIFIED ABOUT THE CASE. WHILE I WAS ON THE PHONE [REDACTED] TOLD ME THAT [REDACTED] USED TO HAVE THE SAME JOB THAT [REDACTED] HAS NOW AND THAT WHEN HE FOUND OUT ABOUT WHAT HAPPENED TO [REDACTED] HE CAME FORWARD AND TOLD WHAT HE KNEW ABOUT FORTIER. [REDACTED] TOLD ME THAT WHILE [REDACTED] WAS STAYING THERE THAT FORTIER HAD GIVEN HIM JACK DANIELS WHISKEY AND SHOWED HIM HOW TO MIX DRINKS WITH IT. [REDACTED] SAID THAT [REDACTED] STATED THAT FORTIER HAD EVEN TOLD [REDACTED] THAT HE CAN HAVE SOME WHEN EVER HE WANTED AND SHOWED HIM WHERE THE LIQUOR WAS KEPT. I COULD HEAR [REDACTED] TELLING [REDACTED] THINGS IN THE BACK GROUND AS SHE SPOKE TO ME. [REDACTED] SAID THAT FORTIER HAD SHOWN HIM A PORNOGRAPHIC VIDEO OF "TWO GUYS AND A GIRL" BUT THAT HE DID NOT SEE MUCH OF IT BECAUSE HE WAS "SO DRUNK I PASSED OUT ON THE COUCH."

the guest bedroom which contained a bureau with a mirror on it and a larger bureau without a mirror. [redacted] says that there is a bed and a desk in this room as well. [redacted] made statements that there is a red safe/strong box on one of the bureau's and the key to it is in the top desk drawer. [redacted] told me that this safe/strong box belonged to him and was a gift from Fortier. In the box [redacted] said there is \$46 and change. This money is the result of a \$5.00 weekly allowance given to [redacted] by Fortier.

Also interviewed was [redacted] date of birth [redacted] of [redacted] in Farmington New Hampshire. [redacted] who is also a member of Saint Peters Church states that he has on one occasion viewed the Al Pacino movie "Cruising" and other pornographic videos at Fortier's residence. I asked [redacted] where Fortier kept these videos and he said in the upstairs bedroom which is occupied by Fortier. [redacted] also states that he watched Fortier remove the video from a green file cabinet which remains locked at all times. [redacted] states that the keys to this filing cabinet are on Fortier's key chain. Fortier while watching the pornographic video made several off color comments. [redacted] states that the movie he watched with Fortier was with males and females however when [redacted] described movies he saw, he described them as homosexual in nature.

Based on the formentioned, I believe that there is probable cause that Roger Fortier committed crimes against children. These crimes include Felonious Sexual Assault, and that certain evidence of this and other crimes against children may be located at the Rectory/Living Quarters of Father Roger Fortier Saint Peters Church on Central Street in Farmington, New Hampshire.

Sworn on this 27th day of October 1997
in Rochester

Wayne D. Boucher

Justice

State of New Hampshire

8381

STRAFFORD

COUNTY

ROCHESTER

COURT

ARREST WARRANT

TO THE SHERIFF OF ANY COUNTY IN THIS STATE, OR HIS DEPUTY OR ANY POLICE OFFICER OF ANY CITY OR TOWN WITHIN THE STATE:

WHEREAS, the Complainant, WAYNE D. BOUCHER

of FARMINGTON POLICE DEPARTMENT

in the County of STRAFFORD

has exhibited to me, _____

Kathy L. Vickars

STRAFFORD

, a Justice/Justice of the Peace in the County of

, his complaint upon oath against the Defendant,

ROGER FORTIER

, of 90 CENTRAL ST

FARMINGTON, NH

, in the County of

STRAFFORD;

WE COMMAND YOU to take the Defendant, if found to be in your precinct, and bring him before the

ROCHESTER

Court.

Dated the 28th day of October, 19 97.

Kathy L. Vickars
Justice/Justice of the Peace

RETURN

STATE OF NEW HAMPSHIRE)

COUNTY OF STRAFFORD)

I have arrested the Defendant and now have him/her before the Court as commanded.

10/28/97
Date

Wayne Bouchier
Name of Officer

DETECTIVE

Title of Officer

INSTRUCTIONS: A person seeking an arrest warrant shall appear personally before any justice or justice of the peace, and shall give an affidavit in the form hereinafter prescribed. The affidavit shall contain facts, information and circumstances upon which such person relies to establish probable cause for the issuance of the warrant, and the affidavit may be supplemented by oral statements under oath for the establishment of probable cause. The person issuing the warrant shall retain the affidavit and shall make notes personally of the substance of any oral statements under oath supplementing the affidavit or arrange for a transcript to be made of such oral statements.

PROBABLE CAUSE IS DEFINED AS: "An apparent state of facts found to exist upon reasonable inquiry, which would induce a reasonably intelligent and prudent [person] to believe, in a criminal case, that the accused person had committed the crime charged.

8582

State of New Hampshire

STRAFFORD COUNTY

ROCHESTER COURT

OCTOBER 28, 1997

I, WAYNE D. BOUCHER, being duly sworn, herewith

(Name of Applicant)

make application for the issuance of an Arrest Warrant against the defendant:

ROGER FORTIER

(Name)

90 CENTRAL ST. FARMINGTON, NH 03835

(Address)

I have information that a crime or offense has been committed by the defendant as follows: (describe source, facts indicating reliability and credibility of source, and nature of information; if based on personal knowledge, so state):

1. 10/27/97 I ATTENDED AN INTERVIEW AT THE STRAFFORD COUNTY ATTORNY'S OFFICE, WITH A 14 YEAR OLD JUVENILE MALE.
2. DURING THE INTERVIEW THE VICTIM WHOSE INITIALS ARE [REDACTED] TOLD ME OF HOW HE HAS BEEN SEXUALLY ASSAULT OVER THE PAST SIX MONTHS BY ROGER FORTIER.
3. ACCORDING TO [REDACTED] HE STAYS AT THE RECTORY OF ST. PETERS CHURCH ON FRIDAY AND SATURDAY NIGHTS, ROGER FORTIER IS THE RESIDENT PASTOR AT ST. PETERS.
4. DURING THESE SLEEP OVERS FORTIER WOULD ENGAGE IN ORAL SEX WITH [REDACTED] AS WELL AS DIDGETAL ANAL PENETRATION.

Based upon the foregoing information, there is probable cause to believe that the defendant did commit a crime or offense as stated above.

Wherefore, I request the issuance of an arrest warrant and an order for a duly authorized officer to take the defendant and bring him/her before the court having jurisdiction.

Wayne D. Boucher
Signature of Applicant

Then personally appeared before me the above-named WAYNE D. BOUCHER
(Applicant)

and made oath that the foregoing affidavit is true.

Kathy L. Vickors
Justice/Justice of the Peace

And I, Kathy L. Vickors

have personally examined the Complaint against the aforesaid defendant and any information contained in the above affidavit, and have orally examined the above applicant. Based upon such information, I conclude there is is not sufficient probable cause for the issuance of the Arrest Warrant sought. Therefore, the application is granted denied and the arrest warrant is is not issued.

Notes of Issuing Justice/J.P.:
(See Reverse Side)

Kathy L. Vickors
Signature of Issuing Justice/J.P.
Kathy L. Vickors
Justice of the Peace

State of New Hampshire

8583

Stafford County

Rochester District Court

State v. [REDACTED]

D.O.B. 10-1-46

332-3511 Tel. #

97-4545 No.

Offense(s) Charged: _____

Felony Sexual Assault

Police Dept: Ferrisburgh

Date of Offense: 10-98-97

BOND IN CRIMINAL CASE

Received of _____

CASH BAIL/CORPORATE SURETY BAIL BOND to secure defendant's compliance with the Conditions of Bail written below.

* * *

PERSONAL RECOGNIZANCE The defendant agrees s/he is indebted to the State of New Hampshire in the amount of \$ 20,000.00 Personal Recognizance Bail to secure defendant's compliance with the Conditions of Bail written below.

CONDITIONS OF BAIL

The defendant shall appear in this court to answer this charge at _____ on _____

- The defendant shall appear in any New Hampshire Court to answer this charge when notified to report to the court.
- The defendant immediately shall notify any New Hampshire Court in which this case is pending of any change of address.
- The defendant shall keep the peace and be of good behavior.
- Other: See attached orders.

If the defendant complies with the Conditions of Bail, this obligation shall be null and void on final disposition of this charge.

If the defendant does not comply with any condition(s) Cash Bail shall be forfeited to the State surety or surety and execution may issue against the defendant for Personal Recognizance and against the Corporate surety or surety. In addition, the court may order the arrest of the defendant.

Date: 10-28-97

Time: 9:33 am

Carol A. Heath
BAIL COMMISSIONER/CLERK OF COURT

[Signature]
DEFENDANT

Address 40 S. [unclear] [unclear]
132 Ash St [unclear]

CORPORATE SURETY or SURETY

Address _____

Commissioner's fee \$ _____

6

BAIL BOND

WARRANT

The State of New Hampshire

8881

ROCHESTER DISTRICT COURT

To the Sheriffs of our several counties, or their deputies, any State Police Officer, or any Constable or Police Officer of any city or town, within our State.

Proof by affidavit (supplemented by oral statements under oath) having been made this day before

(name of person authorized to issue warrant)

by

Detective Wayne D. Boucher of the Farmington Police Department that there is

(name of person or persons whose affidavits have been taken)

probable cause for believing that certain property is the evidence of a crime

(certain property which has been stolen, embezzled, or fraudulently obtained; OR is intended for use or has been used as the means of

committing a crime: OR is contraband: OR is evidence of the crime to which the probable cause upon which this search warrant is issued relates)

may be found in the possession of Roger A. Fortier

(identify)

at premises located at 90 Central St. Farmington, NH the rectory of St. Peters church a white 2 story residential home with a white post and beam fence surrounding the residence

(specify)

We therefore command you in the daytime (or at any time of the day or night) to make an immediate search of

St. Peters rectory and the living quarters Roger Fortier and out buildings located at the same property

(identify premises)

Father Roger Fortier

(occupied by AB)

and of the person of Father Roger Fortier

(A.B. and any other identifiable individuals with respect to whom probable cause has been established by the affidavit or supplementary testimony)

for the following property; (describe property) Personal computers, hard drives, monitors, photo scanners, computer speakers, key boards, soft ware, compact discs, any and all contents of said personal computers, printers, e-mail addresses, modems, cords and connecting phone lines,

and if you find any such property or any part thereof to bring it and the person in whose possession it is found before

Rochester District Court North Main St. Rochester, NH

(name of court and location to which warrant is returnable)

Dated at this day of 19

(city or town)

Justice of the Rochester District Court



THE STATE OF NEW HAMPSHIRE

STRAFFORD COUNTY SS.

ROCHESTER COURT

AFFIDAVIT IN SUPPORT OF A REQUEST TO ISSUE SEARCH WARRANT

I, Wayne D. Boucher, being duly sworn depose and say:

That I am a full time Police Officer employed by the Farmington, New Hampshire Police Department. I have been employed for over two years. I am currently assigned as a Detective. As part of my assignment I received training in sexual assault investigation. This training has been provided by the New Hampshire Police Academy and the New Hampshire Police Standards and Training Council. Over the past year I have had an opportunity to investigate several sexual assaults on both children and adults. Many of these investigations have resulted in convictions in the Strafford County Superior Court.

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✓

██████ identified Roger Fortier whose date of birth is 10-1-46 as a participant in these acts. Roger Fortier is the resident pastor at Saint Peters Church. Saint Peters Church is located at the corner of Central Street and Tappan Street in Farmington, New Hampshire. Roger Fortier resides at the rectory which is located directly adjacent to the church also on the corner of Tappan Street and Central Street in Farmington New Hampshire.

██████ states that before and during these acts Roger Fortier would play pornographic videos. ██████ told me that these videos are the property of Roger Fortier. Also vivid in the memory of ██████ during the time of the assaults was the fact that Fortier had multi-colored "funky" sheets on his bed.

██████ states that at least one of the videos had participants that appeared to be very young. ██████ also states that there were many videos and all appeared to be copies or home made. ██████ states that some of the videos he has watched at Fornier's residence are entitled "pizza boy" and "Eric...". These videos ranged in content from a movie entitled "Cruising" with Al Pacino in a homosexual role to that of an adult pornographic nature. ██████ told me that the Al Pacino video is kept in a TV stand in the up stairs living room while other videos that were pornographic in nature were kept in Fortier's bedroom. ██████ states that the pornographic videos are kept in black suit cases in a walk in closet, the suit cases are situated in the rear of the closet.

██████ stated to me that the last time he saw pornographic videos and pornographic magazines at Roger Fortier's residence was on October 18, 1997. ██████ also stated that along with pornographic magazines Fortier had a magazine containing lists of homosexual clubs and meeting places as well as other books that depicted homosexual activity, and activity that could be construed as sexual in nature.

██████ states that over the six months of abuse he would sleep at the rectory Friday and Saturday night. ██████ says that in the beginning he would sleep in

the guest bedroom which contained a bureau with a mirror on it and a larger bureau without a mirror. [REDACTED] says that there is a bed and a desk in this room as well. [REDACTED] made statements that there is a red safe/strong box on one of the bureau's and the key to it is in the top desk drawer. [REDACTED] told me that this safe/strong box belonged to him and was a gift from Fortier. In the box [REDACTED] said there is \$46 and change. This money is the result of a \$5.00 weekly allowance given to [REDACTED] by Fortier.

Also interviewed was [REDACTED] date of birth [REDACTED] of [REDACTED] in Farmington New Hampshire. [REDACTED] who is also a member of Saint Peters Church states that he has on one occasion viewed the Al Pacino movie "Cruising" and other pornographic videos at Fortier's residence. I asked [REDACTED] where Fortier kept these videos and he said in the upstairs bedroom which is occupied by Fortier. [REDACTED] also states that he watched Fortier remove the video from a green file cabinet which remains locked at all times. [REDACTED] states that the keys to this filing cabinet are on Fortier's key chain. Fortier while watching the pornographic video made several off color comments. [REDACTED] states that the movie he watched with Fortier was with males and females however when [REDACTED] described movies he saw, he described them as homosexual in nature.

During an interview with another victim who will be identified as [REDACTED] learned that there is a personal computer belonging to Fortier in the rectory. [REDACTED] states that he has been told by Fortier that a friend sends him pictures over the inter-net. Based on items seized in a previous search it is clear that there is a collection of pornographic material. A personal computer with internet access is capable of receiving and transferring pornographic images of all types. [REDACTED] states that the personal computer owned by Fortier in the rectory has internet access.

Based on the formentioned, I believe that there is probable cause that Roger Fortier committed crimes against children. These crimes include Felonious Sexual Assault, and that certain evidence of this and other crimes against children may be located at the Rectory/Living Quarters of Father Roger Fortier, Saint Peters Church on Central Street in Farmington, New Hampshire.

Sworn on this 3rd day of November 1997

Wayne D. Boucher

Justice

FARMINGTON POLICE DEPARTMENT

INVESTIGATION REPORT

8188

CASE NUMBER : 97028237
 DATE PRINTED : 10/26/97
 INVEST OFFICER : EHARDY 811

PAGE 001

PARTY NAME : [REDACTED]
 ADDRESS : [REDACTED] FARMINGTON, NH 03835
 DOB/PH#/LIC#/SS# : [REDACTED]
 PARTY TYPE : REPORTING

PARTY NAME : [REDACTED]
 ADDRESS : [REDACTED]
 DOB/PH#/LIC#/SS# : [REDACTED]
 PARTY TYPE : VICTIM

PARTY NAME : FORTIER, ROGER
 ADDRESS : ST. PETERS, CENTRAL ST FARMINGTON, NH 03835
 DOB/PH#/LIC#/SS# : 10/01/46 /10FRR46011/
 PARTY TYPE : ACCUSED

PARTY NAME : [REDACTED]
 ADDRESS : [REDACTED] FARMINGTON, NH 03835
 DOB/PH#/LIC#/SS# : [REDACTED]
 PARTY TYPE : WITNESS

CRIME1 : N ASSAULT SEXUAL 632-A:4

DATE OF REPORT : 10/26/97
 RPTED DATE/TIME : 10/26/97 1440
 FIRST DATE/TIME : 10/25/97 0000
 SECOND DATE/TIME : / /

LOCATION OF CRIME : [REDACTED]
 STATUS OF CASE : INVESTIGAT SOLVABILITY FACTOR: 6
 STATUS OF CRIME : ACTIVE
 CLEARED DATE : / /
 WEATHER : CLOUDY

**** SYNOPSIS

I RESPONDED TO [REDACTED] TO SPEAK WITH [REDACTED] ABOUT A SEXUAL ASSAULT THAT HER SON REPORTED TO HER. UPON ARRIVAL I MET WITH [REDACTED] AND SPOKE TO HER ABOUT WHAT HER SON HAD TOLD HER. I ASKED [REDACTED] IF WE COULD SPEAK PRIVATELY TO KEEP [REDACTED] FROM HAVING TO TELL ME THE STORY HIMSELF AND THEN AGAIN TO THE INVESTIGATORS. [REDACTED] STATED THAT SHE AND HER SON [REDACTED] AT SAINT PETERS CATHOLIC CHURCH ON CENTRAL STREET. [REDACTED] SAID THAT [REDACTED] IS AN ALTER SERVER AND THAT HIS JOB IS TO GO TO THE RECTORY WHERE THE FATHER ROGER FORTIER LIVES AND HELP HIM PREPARE FOR THE MASSES. [REDACTED] SAID THAT THIS MORNING WHEN SHE AND [REDACTED] WERE SITTING IN CHURCH AND THE MASS WAS IN PROGRESS. [REDACTED] TOLD HER THAT HE HAD TO TELL HER SOMETHING. [REDACTED] STATED TO ME THAT SHE HAD TOLD [REDACTED] TO WAIT UNTIL THE

982377

**** SYNOPSIS

CASE NUMBER : 97028237
PARTY NAME : YOUNG, DORIS R.
DATE PRINTED : 10/26/97
INVEST OFFICER : EHARDY 811

PAGE 003

8391

AT THIS TIME [REDACTED] STARTED TELLING HIS MOTHER THAT FORTIER HAD SHOWED HIM ALLOT OF PORNOGRAPHIC VIDEOS AND THAT AT LEAST ONE OF THEM INVOLVED YOUNG BOYS HAVING SEXUAL INTERCOURSE. [REDACTED] ALSO STATED THAT FORTIER GETS GAY MALE MAGAZINES IN THE MAIL AND HAS SHOWED THESE TO HIM. [REDACTED] STATED THAT FORTIER HAS SHOWED HIM A BROCHURE OF GAY BARS THAT HE INTENDS TO VISIT WHILE IN PARIS ON A TRIP HE IS SUPPOSED TO LEAVE FOR ON NOVEMBER 2. [REDACTED] STATED THAT FORTIER USUALLY SHOWS HIM THE PORNOGRAPHIC VIDEOS WHEN THEY DO THINGS TOGETHER.

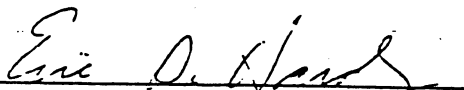
[REDACTED] BOTH TOLD ME ON THE PHONE WHERE SOME OF THE VIDEOS AND MAGAZINES COULD BE FOUND. THEY STATED THAT THERE IS A GREEN FILING CABINET IN A CLOSET IN THE BEDROOM AT THE TOP OF THE STAIRS AND THAT THERE ARE PORNOGRAPHIC VIDEOS IN THAT FILING CABINET. [REDACTED] STATED THAT FORTIER KEEPS OTHER VIDEOS AND MAGAZINES IN A BLACK SUIT CASE IN THE DOOR WAY TO THE BATHROOM FROM HIS BEDROOM. THEY STATED THAT FORTIER HAS A WALK-IN CLOSET WITH TWO SLIDING DOORS, AND THAT IN IT HE KEEPS SEVERAL BLACK SUIT CASES THAT CONTAIN PORNOGRAPHIC VIDEOS AND MAGAZINES IN THEM. BOTH [REDACTED] STATED THAT FORTIER KEEPS THE SUIT CASE AND FILING CABINETS LOCKED UP AND THAT HE KEEPS THE KEYS ON A KEY RING THAT HE KEEPS WITH HIM AT ALL TIMES.

[REDACTED] AND THE [REDACTED] TOLD ME THAT FORTIER TRAVELS ALLOT AND THAT HE KEEPS LITERATURE ON GAY BARS AND OTHER PLACES THAT HE VISITS ON HIS TRIPS. [REDACTED] STATED THAT FORTIER HAS SHOWED HIM THIS LITERATURE SOME OF WHICH IS PORNOGRAPHIC IN NATURE.

[REDACTED] MENTIONED TO ME THAT FORTIER HAS BEEN GIVING [REDACTED] AN ALLOWANCE AND THAT [REDACTED] NOW HAS 46 DOLLARS IN IT. [REDACTED] SAID THAT FORTIER ALSO TAKES [REDACTED] OUT TO EAT ON FRIDAY NIGHTS AND THAT HE USED TO DO THE SAME THING WITH [REDACTED] WHEN HE HAD THAT JOB.

[REDACTED] TOLD ME ON THE PHONE THAT WHEN FORTIER GAVE HIM THE JACK DANIELS THAT FORTIER TRIED TO GET HIM TO LEAVE AND BRING SOME OF HIS FRIENDS OVER.

LT.MCGOWAN NOTIFIED DETECTIVE BOUCHER WHO WILL SET UP A INTERVIEW FOR THE TWO BOYS AT THE COUNTY ATTORNEYS OFFICE TOMORROW.
CLEAR.



Officer's Signature

Supr Intl

Approved By

(115) ✓

MEMORANDUM OF INTERVIEW

8392

PERSON INTERVIEWED: [REDACTED]
PLACE OF INTERVIEW: Telephonic [REDACTED]
DATE OF INTERVIEW: October 10, 2002
INTERVIEWED BY: Allison Vachon, AGO Investigator *AV*
RE: Father Roger Fortier

On October 10, 2002 I interviewed [REDACTED] via telephone regarding St v Roger Fortier case that was prosecuted by the Strafford County Attorney's Office in 1998. Her son, [REDACTED] (now deceased) was sexually assaulted by ROGER FORTIER and testified during the FORTIER trial regarding his victimization.

[REDACTED] stated her son [REDACTED] ([REDACTED] was an alter boy at St. Peter's Church in Farmington, NH where FORTIER was the pastor. The [REDACTED] family was friendly with FORTIER and he needed help around the rectory due to a bad heart.

[REDACTED] began spending every weekend at the rectory assisting FORTIER with the church bulletins and then participating in mass on Sundays as an alter boy. [REDACTED] states that in October 1997 ([REDACTED] had just turned fourteen years old) on the Sunday before Halloween [REDACTED] appeared to be upset during mass and she could tell that something was wrong. When they went back to their house after mass, [REDACTED] disclosed that he was being sexually assaulted by FORTIER. The Farmington Police Department was contacted immediately and the officers came to the house to take a report from [REDACTED]. They requested that [REDACTED] go to the Strafford County Court House the next day to make a statement.

[REDACTED] stated that on Monday evening (unsure of exact date, but day after [REDACTED] disclosed abuse) the police executed a search warrant and it confirmed information that he had told the police.

[REDACTED] discussed that another victim came forward after [REDACTED] and his name was [REDACTED]. [REDACTED] was the other victim who testified about his victimization by FORTIER in St v Roger Fortier. Also, [REDACTED] subsequently an attempted assault and that she believed FORTIER pled guilty to this charge. Apparently FORTIER got [REDACTED] drunk at the rectory, showed him pornographic films and sometime thereafter he told his parents he did not want to go to the rectory anymore.

I asked [REDACTED] if she was aware of any other victims. She said that there was a victim in his thirties who testified that he was assaulted when he was sixteen years old and he spoke about three friends of his whom did not come forward. She was not sure which town these assaults may have occurred and did not know the victim's name.

END OF REPORT.