

**Det. Jacque Wuest (JW) interview with retired Patrolman Edward Angel (Newport PD) (EA)
(redacted) September 17^h, 2021 Newport PD. Transcribed by Peter Lance 9.30.21**

JW	Its 9.17.2021 and the time is 7:00 PM and I am here with Edward Angel, retired Newport PD. Officer. You're not really ranked when you're retired.
EA	I (inaudible) retire. It was not (inaudible)
JW	OK And it's in regards to Doris Duke. So just for the record could you just state your name and (inaudible)
EA	You Edward E. Angel (spells it out)
JW	And what is your address? (Redacted)
So I called you to see if you might come in and talk to me about this case. So, to start out with, what do you remember about this?
EA	I remember it was at shift change. I had just arrived and the car... the driver that had that car out on The Ocean Drive had just come in. A call came in and I took the car and headed out that way...
JW	O.K. You remember about what time that was?
EA	Ah.....
JW	If you can...
EA	It was around five. I think the shift started...
JW	Fifty five years ago.
EA	(laughs)
JW	I understand. (laughs)
EA	I think it was somewhere around five o'clock... in there... Right in that vicinity.
JW	OK.
EA	I got the call and headed that way. When I arrived at the scene, I observed a car across the road on the sidewalk up against a tree.

EA	I got out of my car, approached the vehicle. The driver of the car – who I had no idea who it was – was sitting in the car behind the wheel, bleeding from the – I think the forehead
JW	OK
EA	...some facial cuts and she was upset and she was crying, “My friend, my friend... I don’t know where my friend is...
	And I look in the back seat... passenger side... look around and then I got down on my hands and knees and he was under the car rolled up
	I reached in. There didn’t appear to be any signs of life. It’s funny, cause there wasn’t a lot of blood as I remember it.
	(Exhales) Ah.... I come up ... this is where I goofed up. (laughs)
JW	(laughs)
EA	I stood up and I says, rather unprofessionally, “He’s under the car,” which put her into shock and fortunately there was a woman there who said she had some medical training and I asked her if she could look at the driver of the vehicle.
	Then proceeded with letting the station know what was happening. And after that all sorts of people came. My involvement was primarily to make sure that Doris Duke (who I found out later who that was) that the driver of the car was being taken care of. And then just traffic control because there was nothing to be done that I could do (regarding the victim) who was underneath the...
JW	Right.
EA	I think the big discussion now is the statement of that young paperboy that came forward, claiming that when he got by the scene, which – He was no where’s there when I got there --
JW	Um hm...
EA	That she was outside of the car and his statement, whatever it was, indicated that – He also indicated that she wasn’t bleeding. And that she tended to want him to shoo him away.
JW	Um hm...

EA	So the discrepancy is, I think, is in what I observed and what he reports. Is probably, what's in question and it really depends on whether his statement can be verified or not. I can only say that when I arrived, she was sitting in the car, she was bleeding from the face – I think it was forehead and she was extremely upset.
	Of course, I didn't help things by saying, "He's under the car..." I was on the job maybe a little over a year...
JW	Yeah.
EA	With really no training in that type of an incident
JW	Yeah, yeah...
EA	So, to this day I regret that stupid remark.
JW	(laughs)
EA	But anyway that's.... that's pretty much... Then I went on to – I made a diagram of the scene. I had the Point of Impact in the middle of Bellevue Avenue because there was some human residue. I saw skin... whatever it was...hair...
JW	So...
EA	And I signed off on that the next day (laughs) Sgt. Newton said, "look at this..." I had thought's the gates were open.
JW	Um hm...
EA	He pointed out to me that the gates normally open inward and that, his theory was that the driver, who was the victim, had gotten out of the car and was opening the gate when she drove forward and what I had seen in the street is where he had actually come off the hood of the car. And those little scrapes and bits and pieces that I saw, that's what he calculated was.
JW	OK...
EA	That's....
JW	(papers rustling) So, if we look at --- here's the drawing that you did.
EA	(takes off his jacket) I'm going to take this off...
JW	Yeah...

JW	(laughs)
EA	I thought it was cooler than it is...
JW	Do you know if Fred Newton's still alive? ¹
EA	I don't believe so...
JW	No?
EA	I know he isn't. I went to his wake.
JW	OK.
EA	The big discrepancy is with the statement the young paperboy did of her being outside the car, uninjured, prior to my arrival on the scene where she was in the car, behind the wheel, bleeding from the forehead.
JW	Um hm...
EA	That's the crux of the discrepancy. But Peter (the author) is going after – like a dog after a bone. He's (laughs). My question is, and I told this to Peter, if you listen to the paperboy's statement...
JW	Um hm...
EA	He was on Bellevue Avenue by Ledge Road when he heard the commotion and it's a long ass way from the gate (the main gate) The entrance. I've walked it, as I'm sure you have... many, many, many times and that's a long way.
	And I told Peter that I found it a little hard to believe that he could have heard that from that distance and I suggested that, why don't we just recreate it. Put somebody over here arguing and you stay down here and start coming this way and see if you could actually hear someone.
JW	Right
EA	Which I thought was a rather simple, common sense way of determining if there was any possibility
JW	Right

¹ Evidence that more than 10 weeks after interviewing Bob Walker, Det. Wuest hadn't even read chapters 32-33 in HOMICIDE AT ROUGH POINT, which notes on page 274 that Fred Newton died in 1999.

EA	That the kid had heard that.
EA	Peter, I don't know if he ever considered that... I'm not sure whether he acted on it or not.
JW	Right
EA	But that was the only problem I had with it. Other than that, if the kid's telling – if the young man is telling this story as he remembered it, that's not for me to determine. I can only say that if she was in the car, bleeding from the forehead when I got there, which was not too long after the incident occurred. The (station) then was on Marlborough Street – no the station back then was on Market Square.
JW	(laughs)
EA	But anyway that distance didn't take that long... I could have happened as he (Bob) said and if it did, then there's reason to investigate it, not from a prosecution...
JW	No. It's just... you know information came forward and I'm just looking into it.
EA	Exactly what you do. And that's why I came here because I figured you've got enough on your plate...
JW	(laughs)
EA	That I want to come here and just give you my bit – let you know what I observed.
JW	Well, I appreciate that. (papers rustling) I'm going to make copies of these, just so I can draw on them. That way, you can... I know there's more drawings in here (referring to a file) so...
EA	You have my original one... Point of Impact... In the middle of Bellevue Avenue..
JW	Did you do any draw...
EA	I did a little drawing. I'm not sure if it even still exists... I had to sign off on it the next day because... Sgt. Newton pointed out to me the actual, the physical positions at that time...
JW	Yup. (papers rustling)

EA	...the gate opening... being forced through -- there was a stop there to stop them from opening out into the street and the action pushed right through that, which I observed...
JW	(laughs) (she continues paging through some kind of file)
	These appear to all be from --
EA	Oh. Is this the correction that you're talking about? (she apparently shows him this)
	<p>ADDITION TO REPORT OF OFFICER EDWARD ANGEL</p> <p>October 21, 1966</p> <p>In my report of 5:07 p.m., October 7, 1966, Complaint number D-4848, I made the statement as follows:</p> <p>"Point of impact appeared to be approximately twelve feet (12') west of the gate at the estate....."</p> <p>At that time I was unaware that the gate on the east side of the road at the Doris Duke Estate had been struck and I assumed from scuff marks that I observed twelve feet from the entrance to the Duke Estate was the point of impact .</p> <p>This was my first investigation of a major accident and in reviewing the report of Sgt. Newton I found this statement, " Point of impact appeared to be twelve feet (12')....." was incorrect.</p> <p>I was remis in not correct it but I did intend to correct this I returned to the scene of the accident with the officers from the Registry of Motor Vehicles and at that time I looked at the iron gate a little closer and noticed that it had been struck from the inside and forced open and there had been a collision and that this was the point of impact.</p>
EA	Yeah, that's exactly it. If you read that it's just as I explained the incident to you.
JW	OK.
EA	(laughs) Yeah. That's it. Yup.
JW	(papers rustling). So, let's see... I need to make photocopies of these. (She exits).
	(sound of a copier in the back ground)
JW	Yeah the issue is with the report. I don't know... Like, we don't have it at the station.

EA	Yeah...
JW	Um...Do you know like, what happened to it by any chance? If somebody brought it home or...?
EA	I don't know.
JW	I'm not looking to bust anybody's chops or anything...
EA	I have no idea. But there was a lot of speculation over the years. (laughs) .
JW	(laughs)
EA	I know... Since I went into the restaurant business, they've been busting my butt... So I didn't get anything...
JA	(laughs)
EA	That was way above my pay grade. I was a rather inexperienced police officer investigating a scene that was... you know, rather significant..
JA	Right
EA	And I did what I could and then...made my report and then, as Sgt. (inaudible) simply signed off. The only thing I didn't sign off on is my assumption that the vehicle hit the victim in the middle of Bellevue Avenue. As opposed to how, in actuality... he had been driven through the gate and that's probably where he rolled off the hood. And that's what I observed on the street.
JW	OK
EA	So that was the signoff on that. Other than that, what I observed at the scene – I say Doris Duke now – back then I had no idea. I didn't know who she was --
JW	Right
EA	She was behind the driver's – she was in the driver's seat, bleeding from the forehead, visibly emotionally upset. And that was it. So if the young paperboy says that she was outside the car with no visible injuries, that's not for me to (say).
JW	Did it look like an injury from the looks of it, that she had...
EA	Oh yeah. I looked to me like she'd banged her head on the steering wheel or the windshield...

JW	OK...
EA	I just said, you know, she was bleeding and of course the assumption is, that she's driving the car and it hits a tree...
JW	Yeah... Do you remember... If there was any blood on the steering wheel or the windshield.
EA	No.
JW	You don't remember or you didn't see it?
EA	I'm sure that if I had noticed it I would have noted it in the report. But I did not see any sign of that in the car.
JW	OK. Alright (papers rustling) So I don't know which one of these works better for you...But if you can just mark – I should get a different color pen.
	If you want to look at those – I'll get a different color pen (she exits) just what you observed in the street and stuff...
EA	(papers rustling as he looks at documents) Yeah this is all... (she walks back in) This is probably Fred's.
JW	Yeah. These are from Fred.
EA	Yup and... the only... what I had observed and what he notices here – there's a scuff mark here in the middle of the road. It would have been in this area here.
JW	So can you just... circle where you saw a scuff mark?
EA	Yeah This one, I didn't see this. The gates, I didn't notice – great investigator – (JW laughs) that they'd been forced open. I just didn't notice it.
JW	Were there any parts from the gates in the road or anything?
EA	No but there were a couple of stops here designed to keep the gates...
JW	Oh, little things in the ground? Little metal things...
EA	Yeah. The gates normally opened inward.
JW	OK.

EA	And I just didn't notice it. The only thing that I noticed was that – obviously the car against the tree and the victim underneath it, was the (scuff) marks in the middle of the road, which I thought at the time, could have indicated that the guy was walking on the road – or even over here or even on the sidewalk and got hit.
	But further investigation by a qualified investigator – Sgt. Newton – created this diagram, which I was completely comfortable signing off on. No. 1 because of my lack of experience and No. 2 he actually took me to the scene...
JW	Um hm...
EA	And he walked me through it. So I had no problem making that statement that you read there...
JW	OK. So you agree with everything... all these lines...
EA	Oh definitely. Fred Newton, was... he was a good police officer. Well trained and did his best to train... We didn't have a school or anything. We went from walking the street to arms and force and you got trained -- you walked the beat with another police officer... and you had some minor – what they could do – investigative, diagrams and stuff, but nothing that prepared me for this incident.
JW	Yup.
EA	I did what I could. I wrote down what I observed when I got there, which is like, as I said, the big question mark – if she was actually outside the car prior to me getting there uninjured And this paperboy's story is that.
JW	Right.
EA	Then, there's something to it...
JW	Yeah, I took his statement.
EA	You did.
JW	Yeah.
EA	There you go. And if his statement is true then there's a little shenanigans, because she was in the car bleeding when I got there.
JW	So when a...(papers rustling). You had talked to some witnesses... According to your report...

EA	Probably the woman... the Naval officer...
JW	There was a James Hanley... (she reads the first 2 lines of p 1 of EA's Report)
	<p>STATEMENT OF JAMES HANLEY [REDACTED]</p> <p>" I was driving South on Bellevue ave . I noticed a car that had crashed into a tree.I did not see the accident take place. I got out of my car to assist a woman whom I noticed was bleeding from the mouth. As I approached her she said her friend had left. She then started walking around looking for her friend. I then left to call the police. Another passerby stayed with the women who was bleeding from the mouth."</p>
	Do you remember talking to him?
EA	I don't, but he had obviously must have called the incident in. Maybe he'd stopped... after observing what he did and was there when I got there. 18:04 I can't recall.
JW	OK.
EA	The biggest thing I remember is the position she was in the vehicle and me making this stupid statement about, "He's under the car."
JW	(laughs)
EA	Which only put her in further distress.
JW	(rustling papers) So this part here Louise (she mispronounces Louis Thom, Judith the Ensign's father, as Louise) reading this statement from EA's report:
	<p>STATEMENT OF LOUIS THOM [REDACTED] st Milwaukee Wis.</p> <p>" I stopped to help the woman who was bleeding from the mouth. She kept yelling for someone named Ed. She then went up the driveway and into the house and shortly thereafter came out saying she had run over him."</p>
EA	If I took that statement I have no recollection of it.
JW	It says, "Officer Angel Reports:"
EA	OK... If you refresh my recollection and if there's a lot of incorrect spelling, it certainly is my report.
JW	(laughs) I don't judge...
EA	Well you should. I got married very young. Didn't have a lot of education. (But) I think I did a good job as a police officer, outside of my report writing.

JW	(laughs)
EA	I was a good street cop.
JW	(laughs) All right. That's what counts. All right. OK, so do you remember talking to the nurse?
EA	Only I remember asking her to help the driver who was bleeding. That's all I...
JW	OK. Was she there before you got there?
EA	I don't think so. I think she got there... they drove by and they stopped. If I remember correctly. But those things happened so long ago. The biggest thing I had in my memory is what I observed when I got there and her (Doris Duke's) response to me finding the victim under the car.
JW	OK
EA	That kind of overtook anything else and then many, many, many years had passed since then...
JW	No. I know... (a phone rings)
EA	I wish I could be more helpful.
JW	The reason I'm asking... this person Judith Thom...
EA	Yup...
JW	She also got out of the car to help her. She went into... (reads from EA's report of JT)
	<p>STATEMENT OF ENS. JUDITH THOM [REDACTED]</p> <p>" I got out of the car to help her. She went into the house (referring to the Doris Duke Estate) I followed her . She appeared to be in a state of shock. She walked rapidly through the house looking for someone named Ed. Then she came down the stairs saying she had run over Ed, and she had to go find him. She then walked back to the scene. I tried to comfort her."</p>
EA	Yeah.
JW	So the reason I'm asking is... apparently here she did get out of the car, you know what I mean?
EA	After I arrived. That was after I arrived.
JW	That's what I was...

EA	Oh yeah... I lost --- in all honesty I don't know what happened with her. At that point I was more concerned... once I had asked the nurse to help look at the driver's injuries, I was concerned with what was going on underneath the car. To see if there was in fact any – and she (Doris) obviously at that point must have headed up the driveway to her house
JW	OK
EA	I never did interview her at the time: Doris Duke, the driver. Outside of my initial contact, arriving at the scene and finding the victim underneath the car, that was the last I remember of my dealings with – I didn't have any dealings with Doris Duke, the driver, except asking the nurse to help her...
JW	OK
EA	What preceded that...(He seems to be reading his statement) I must have gotten this information... maybe one of the other police officers on the scene had informed me because I don't have any recollection of where she went or that particular – I obviously wrote it down, so I must have been given that information by somebody, but...
JW	Was that something that was normal (phone makes a sound) that somebody would tell you and you'd document it.
EA	It could well have been. All I know is, I was so involved with the seriousness of the accident that I was dealing with...
JW	Right.
EA	My concern was the victim. 2:28 and then securing, to the best of my knowledge and ability... the scene until other officers arrived. I think there was Bill Watterson. There were several that showed up slightly after that.
JW	OK
EA	That could well have been involved in taking statements... and they credited them to me... I don't know how that worked.
JW	OK.
EA	I do know that she was sitting in the car, she was bleeding.
JW	Yeah...

EA	That I do know... And the young paperboy says she was not bleeding and outside the car... there's the big....
JW	He says, when he went up there... the crash happened and he was coming around the corner...
EA	Yup
JW	And she told him to get out... He left. He went down, I don't know Lakeview or Rovensky, one of those side streets and he heard the siren, so he was like, "Well, the police are coming, so...."
EA	Right 'Cause he never made himself available...
JW	No.
EA	He never showed at the scene. And I understand, maybe why he didn't, because of his testimony, but, like I said, my big problem was the a... – the discrepancy between where he actually heard the argument – that's beyond my grade. I thought it was a little (bit) of a problem, but, I know I'm not a lot of help...
JW	No you are...
EA	I'll never forget saying, "He's under the car and she went..."
JW	Did it seem like... I know you were new on the job, but based on her reaction, what did you get from her reaction?
EA	I thought that she was completely surprised and shocked that he was where he was. It thought that it wasn't an act, the way she reacted... She was screaming to the point, like I said, where I asked the young Navy nurse ... She must have said she had training, because I wouldn't have asked just anybody to... So she had expressed to me and I don't know if it's in there... that she was a nurse and I asked her to look at the driver who was bleeding.
JW	Yup.
EA	To calm her down. It's many, many years ago and I know I did screw up on this (he seems to be gesturing to his corrective statement)
JW	Well it does say "scuff marks."

EA	Yeah. That's what I saw and that's what I thought happened (that she's struck a pedestrian) until it was all put together by a much more professional investigator. I was just a...
JW	Did you notice anything else on the street when you first got there?
EA	No.
JW	So you don't remember gate pieces anywhere?
EA	Nope...
JW	Any body, skin, blood?
EA	That's what was there. That's what I had noticed little bits of what I thought was human remains or whatever. My assumption was that that was where he'd been hit.
JW	Yeah...
EA	And it was through a much more experienced investigator (Fred Newton) the true incident presented itself and I signed off on it.
JW	OK. (she rustles through papers)
EA	It's funny, I got a call from Peter the other day. He keeps in touch with me. I don't know why he thinks he has to let me know about everything. He's persistent and he called the other day and he said, "Have the Newport Police talked to you?" I said, "No." And two or three days later here you are. (laughs)
JW	(laughs)
EA	He's always on somebody's butt. Like I said, he's like a dog going after a bone. He won't let go of it.
JW	He's not on somebody's butt. It's something I've been wanting to do. (talk to PL) . I just haven't had a chance to do it. I don't... He's not my boss (laughs) .
EA	I tell you he's a very talented writer and investigative reporter. I don't know if you know his history or not, but he was an ABC investigative reporter years ago – very well respected and somehow he got this thing and boy, he's running with it.
	And I think he's an extremely nice person. He's a Newporter. He knows the town. He knows the people involved. (laughs) Anyways, now when he calls me I can tell him that you spoke with me.

JW	(laughs)
EA	I don't think I've been of any help either way..
JW	No. No.
EA	But that's what I saw when I got there... The big question is, the paperboy's... what his description was.
JW	Right.
EA	Have you spoken to any of the other people involved? Police officers?
JW	No, um... You're the first one I called. Because you were the first one...
EA	Most of them aren't living here anymore.
JW	Yeah, right.
EA	I know Norman Mather is living in Florida. He was very bright. His report would've looked nothing like mine. Matter of fact, I think he went on to be a college professor after he retired. Bill Watterson, excellent police officer.
JW	Oh yeah? ²
EA	Bill Watterson, excellent police officer. He had some small part, ³ after the incident responding to...
JW	Right.
EA	I can't remember. I don't think Al was on the job then... Conti.
JW	No. I don't think so. I don't think he was.
	(referring to something) I'm just double checking this before... (perhaps EA's file because he seems to refer to it next)

² Another example of how, Det. Wuest has not read *Homicide At Rough Point*, the book, which not only details Norman Mather's background and involvement at the scene of Eduardo's death, but his interaction later at The Newport PD when Sgt. Don Bergeron ripped his report out of his typewriter on the orders of Chief Joseph Radice.

³ Watterson is cited multiple times in the book. Not only did he briefly interview Doris Duke at Newport Hospital where he described her minor cuts as "steering wheel injuries" but he found Eduardo's ID on the body at the crash site which helped to identify him immediately. Patrolman Watterson is also cited at the bottom of page 2 of Edward Angel's police report which Det. Wuest keeps referring to.

EA	I went on in '65. June. I hadn't been on too long...
JW	No. Yeah. Less than a year.
EA	Yup.
JW	OK, so in regards to anything to do with this report, just talking to the other guys who did have some involvement, is there any information on what was going on at the station at the time with this? ⁴
EA	I have no idea. When I left the scene, I went back to the station and made my report and the next morning Sgt. Newton called me up and asked me to come into the station. And he went over the diagram he had made after he'd been to the scene, which he'd investigated himself. And he asked me – pointed out to me the gate information and his theory was on it and asked me to sign off – mainly on the point of impact. That was the big discrepancy. ⁵
	And, you know, he showed me the scene, showed me how the gates only opened inward and what his theory was and I immediately made that little statement and signed it. ⁶
JW	Do you remember what his theory was?
EA	His theory was that he (Eduardo) got out. He was driving. They approached the gates, stopped... (referring to one of the diagrams) ...say about here.
JW	Where it says "A."
EA	The driver got out of the car and went to open the gates. And Doris Duke, slid over, hit the shifter, which was on the steering column...
JW	OK.
EA	... and either intentionally, or accidentally stepped on gas and hit the victim, who went through the gates where he was on the hood and he went off the hood and she ran him over and she hit the tree. That was his theory. Whether it was an accident or intentional has always been a bone of contention.

⁴ Again, not having even read Chapters 32-33 she doesn't know about Mather's account of being prevented from filling out a report and his confrontation the next day with Chief Radice. Further, she missed EA's interaction with Sgt. Newton that same day which is detailed in the book and goes directly to his "up on the hood" theory.

⁵ **According to what Sgt. Newton told EA, there were actually two (2) POI's, the point where ET was struck inside the gates and went up on the hood of the Dodge Polara wagon and the point, on Bellevue Avenue, after he rolled off and Doris Duke intentionally drove over him where EA found the skin & blood.**

⁶ EA's statement wasn't dated and entered into the official report until 10.21.66, two weeks after Tirella's death.

JW	Yup.
EA	I always thought that it could have been an accident. To me it was possible. It wasn't up to me to figure it out. ⁷
JW	Yup.
EA	I think what happened was, when all of the higher ups got involved it became a little bit more questionable as to what was actually going on. I could... you know, that's what Society's like.
JW	Right.
EA	I wrote down what I observed and it was beyond me after that point. 32:07 especially living here... (laughs)
JW	The political aspect of it?

⁷ EA's account to Det. Wuest here is a much less precise account of Sgt. Newton's theory which he told me in recorded interviews and I put in the book after I had read him the text and he approved it:

Later, after the two Rescue wagons arrived and Newport's truck extricated the body, Angel, who had been on the job less than a year at that point, pulled out a pad and pen, and started to make a sketch of the scene.

"I walked into Bellevue, looked down and I saw some skin and blood," he said. "I drew a diagram of what I thought had been the point of impact between the subject and the vehicle -- where I thought he'd been run over."

Not sure, at that point, who Tirella was or his relation to the woman he now realized was Doris Duke, patrolman Angel's first thought was that she might have hit a pedestrian crossing the Avenue after she'd gone through the gates.

"I submitted my findings," he recalled, "and the next day, before I was to go back on duty, I got called in by Sergeant Newton, who'd been my training officer. He took me back up to the scene and explained to me how the gates, which normally opened inward, had been pushed out. He showed me markings on the gates that suggested somebody had been forced up on the hood of the car. Then he walked me back into Bellevue, explaining that the blood and the skin that I'd found was from when the body rolled off and fell in front of the car. At that point it was rolled over..." End Note: 879

I'd been conducting the interview with retired officer Angel over the phone and I wasn't sure I'd heard him correctly.

"Are you telling me that Fred Newton thought that Eduardo Tirella went up on the hood of the wagon *before* it hit the gate?" Angel was quick to respond. "That's what he told me. That was his theory of the crash, and that at some point after the gates blew open, she hesitated and tapped the brakes and he rolled off. At that point he was run over by the vehicle and dragged to the point where he was still underneath it when it hit the tree."

EA	Well, yeah. I had all the faith in the world in Sgt. Newton. He was an honorable, excellent police officer. That's why I had no problem.
EA	Especially to take the time to take me up there and show me what I had missed. I was fine. So I signed off and then it was after that the upper echelon were investigating.
JW	So, I mean was there any talk around the station, you know people...
EA	Years later... maybe even a year later... things came out... "special treatment" and stuff that made a little question...
	I, to be honest with you I always thought it was possible – to this day I feel it – it was a possible accident. Whether it was or not is for others to decide and writers to write about. (laughs).
JW	I'm not writing a book. (laughs).
EA	No. No. No. That's Peter....
JW	(coughs) No, I'm just trying to get some insight. You know, you were there. You worked here at the time so, I mean, you know there's a big conspiracy theory that Radice was paid off and I'm not here to credit or discredit – no one's around anymore so it's not like we're trying to...
EA	I never felt it was intentional.
JW	OK
EA	Never did. The biggest thing in all these years. The biggest thing that gave me a little bit of doubt was the statement by the paperboy.
	And, if, in fact, she was outside that car before I got there, uninjured – and what I observed --- it gives you a sense that maybe there was intent and an intent to cover up what had happened.
	Prior to that testimony I was always comfortable with the fact that I could have been an accident.
JW	Right.
EA	Not that it was, but it could have been an accident.
JW	Right.

EA	I wrote down what I observed and it was beyond me after that point. especially living here... (laughs)
JW	The political aspect of it?
EA	Well, yeah. I had all the faith in the world in Sgt. Newton. He was an honorable, excellent police officer. That's why I had no problem.
EA	Especially to take the time to take me up there and show me what I had missed. I was fine. So I signed off and then it was after that the upper echelon were investigating.
JW	So, I mean was there any talk around the station, you know people...
EA	Years later... maybe even a year later... things came out... "special treatment" and stuff that made a little question...
	I always thought it was possible – to this day I feel it – it was a possible accident. Whether it was or not is for others to decide and writers to write about. (laughs).
JW	I'm not writing a book. (laughs).
EA	No. No. No. That's Peter....
JW	(coughs) No, I'm just trying to get some insight. You know, you were there. You worked here at the time so, I mean, you know there's a big conspiracy theory that Radice was paid off and I'm not here to credit or discredit – no one's around anymore so it's not like we're trying to...
EA	I never felt it was intentional.
JW	OK
EA	Never did. The biggest thing in all these years. The biggest thing that gave me a little bit of doubt was the statement by the paperboy.
	And, if, in fact, she was outside that car before I got there, uninjured – and what I observed, when I got there --- it gives you a sense that maybe there was intent and an intent to cover up what had happened.
	But prior to that testimony I was always comfortable with the fact that It could have been an accident.
JW	Right.

EA	Not that it was, but it <i>could</i> have been an accident.
JW	Right.
EA	And, like I say, up until that statement and if his statement is credible...
JW	Um hm...
EA	Then there certainly is reason to add a question as to whether or not it was an accident. Because I know what I saw. When I got there, she was sitting down in the driver's seat bleeding.
	And the paperboy says she was outside the car, not bleeding when he saw her. So there you go.
JW	There was also a time difference between when he left and you came too, so she could have gotten back in the car. ⁸
EA	That's exactly... She could have gotten back in the car and bumped her head in an attempt to cover it up.
	Like I said, up until that testimony I was comfortable either way...
JW	Right
EA	If it was intentional and she got away with it, for whatever reason... In my mind it could well have been an accident. And when the paperboy came forward, it gives it a little bit more doubt. If it was an intent to cover up what she actually did. By banging her head against the steering wheel and sitting in the car hysterical when I got there, cause that's where I found her and that's the condition she was in.
JW	Well you said you didn't see any blood on the steering wheel...
EA	I did not... Nope. What I saw was her bleeding. I thought it was the forehead. It could have been... I think you said the mouth?
JW	Yeah, people were saying the mouth.
EA	All I know is, she was bleeding from the face. And I think the big question is: is the paperboy telling the truth? And if he is, then you have to look at intent and motive to cover up what was an intentional thing.

⁸ An important admission by JW.

JW	Um hm...
EA	That's beyond my ability...
JW	Hard to prove intent when everybody is deceased.
EA	Exactly...
JW	So, you know. So your issue is, so when she was in the car and she slid over was there anything in the middle?
EA	Nope. A bench seat. You could slide right over.
JW	So the gear shift is (on) the steering wheel...
EA	...steering wheel. The shift's right there.
JW	Is there a... do you remember if there was a parking brake? Is that the right word?
EA	A hand parking brake...
JW	No. You know, I never use it so I'm forgetting...
EA	Oh, the clutch
JW	No, you know, you know like a... you park somewhere and you put on The Emergency Brake or whatever it's called.
EA	No. I don't...
	I just... If you look at it from a common sense point of view. The car drives up to the gate. The driver gets out to open the gate. The passenger slides over and drives...
JW	And she accidentally knocks that as she's sliding over... Or not even being near there to do anything yet and the car moves forward... I know you could move the thing (shift lever?) It happened to me in the old cars we had. It would jump forward. It happened to me before...
EA	The theory was that it would have taken more than just the shift itself because the physical evidence was there were some tire marks...
JW	Like spinning tires?

EA	I didn't even see that. ⁹ And I could buy into – like I said, up until the paperboy's report -- testimony, I was comfortable thinking it was an accident, but understood that it could have been something else.
	But in mind my it could have been an accident and that was enough for me, not that I had any more involvement in it, which I didn't.
JW	Right...
EA	And then a...like I say, along comes this testimony and you have to figure out... If he's telling the truth there's....
JW	He does sound credible.
	I've talked to people who he grew up with who he told the story to and he was pretty consistent. I mean he told the story several times – And it's pretty consistent. ¹⁰
EA	If this was, in fact, what he observed, then there's very good reason to think that she tried to cover it up.
JW	Um hm...
EA	And that's... again I can only testify to – The most important thing in terms of this new testimony is where she was when I got there...
JW	Right
EA	And what condition she was in.
JW	Right...
EA	And she was sitting in the car, at the steering wheel, bleeding from the face.
JW	Yup.

⁹ EA did not enter the estate on the night of the homicide because he was working traffic and later did a drawing of what he saw on the street. On Saturday when Sgt. Newton took him up to Rough Point, the gravel driveway had already been graded and the tire marks were gone. However, they were photographed at 6:30 am by Robert Aughey Sr. who arrived with his son Robert Jr., just as the sun came up and before the driveway was regraded. I quote his sworn testimony about finding tire-wide "gouges marks" in the gravel an inch and a half to two inches deep. So by the time EA arrived with Sgt Newton, those "gouge marks" had been removed by Duke's staff.

¹⁰ Two admissions by JW as to Bob's credibility.

EA	And that's what I observed when I got there. Everything else, as far as the accident itself – disregarding the skin that I had found and the gates that were open and all – That observation is in direct conflict with what the young paperboy claims he observed.
JW	Yeah.
EA	There's the question and it does cause, in my opinion, some concern as to whether it was intentional or not.
JW	OK. But from your observation she seemed pretty legitimately upset...
EA	Oh Yeah. No question about it. And I thought that my "He's under the car" statement set her off even more... She was upset when I got there, crying, "Where's my friend? Where's my friend." And, as an inexperienced police officer... (laughs) "He's under the car..." That upset her a little bit more...
JW	We've all said things we regret later...
EA	Oh... I'll never forget it. I felt so bad all these years...
JW	That's funny... OK.
EA	But anyway, that's the best I can do for you.
JW	No. No. That's fine. In regard to when they did talk to her, do you remember the times that they did talk to her?
EA	I have no idea. I was involved in directing traffic. They had the wrecker come. The ambulance came. There was all sorts of activity. I didn't know she had gone (into) the house until – I guess – in the report, it all came together. But my involvement was just at the scene and then as things quieted down I went about doing my best to make a diagram of what I thought had happened...
JW	Yup. So, I don't know if I have the whole report here...

EA	Yeah, well there wasn't much from me because I wasn't particularly...
JW	You had like (counting) One, two –two pages
EA	Yeah, I'd be ashamed to have my name shown... and I think they're in the book, which is awful. Again, I thought I was a good street cop. But I'm not sure I was a good investigator.
JW	Nobody's a good investigator a year on the job. (going through papers). So you didn't hear through work like, when they talked to her or interviewed her.
EA	No.
JW	You never heard about that stuff.
EA	Nope. Nope.
JW	I know with like detectives it's separate, you know?
EA	It was a whole level above... Sgt. Newton and then I went up beyond that, I think. Very quickly...
	Not much help but at least you know what I observed when I got there.
JW	Believe me, you helped a lot. Don't think that. I appreciate you coming in. To take your time to do that, so...
EA	So when are you going on your vacation?
JW	So now that we're getting off the topic of this I'm going to turn the recorder off. Do you want to add anything else before I turn it off?
EA	Nope. Like I said, up until the report of that young paperboy, I was very comfortable with the fact that it could have been an accident and it possibly was more than that.
JW	OK...It's your opinion. You were there. That's great. So.. you know. You saw her. You saw her reaction, so yeah. It's what it is.
EA	It is what it is...
JW	All right. So I'll turn this off. The time is 7:45.
	END OF INTERVIEW 43:48