Bill as Introduced

SB 337-FN – AS INTRODUCED

2000 SESSION

00-2081
05/09

SENATE BILL ***337-FN***

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

SPONSORS: Sen. Roberge, Dist 9; Rep. Bradley, Carr 8

COMMITTEE: Transportation

ANALYSIS

This bill:

I. Requires any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC).

II. Authorizes the director of state police, department of safety, to establish a new unit of the state police and assign 2 to 5 police officers to serve criminal processes, warrants, and notices of court defaults, and to arrest persons wanted for outstanding warrants and court defaults.

III. Requires that any person who provides false information when applying for a license forfeit any fee paid.

Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

00-2081
05/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 New Section; Service by State Police. Amend RSA 106-B by inserting after section 12 the following new section:

106-B:12-a Service by State Police.

I. The director shall establish a new unit of state police and assign no more than 5 but no less than 2 police officers to serve criminal processes, warrants, and notices of courts defaults, and to arrest persons wanted for outstanding warrants and court defaults.

II. The director shall make a quarterly report to the commissioner of safety and the governor on the results of the unit's work. This report shall include the number of persons arrested and the amount of revenue raised.

2 Record Check Required Prior to License Issuance. Amend RSA 263:5-a, I to read as follows:

263:5-a Application by New Resident.

I. When a person who has established residency as provided in RSA 263:35 applies for a driver's license, the director shall not issue a driver's license to the applicant until [~~he~~] ***the director*** has:

(a) Determined the validity of all licenses being surrendered; [~~and~~]

(b) Secured a certified copy of the motor vehicle record or records on file in the jurisdiction or jurisdictions of the licenses being surrendered***; and***

(c) Checked the applicant's record for outstanding warrants or defaults through the National Crime Information Center (NCIC) by running the exact name and date of birth given on the surrendered license or birth certificate through the NCIC computer system. The department shall not isolate applicants based on NCIC "Soundex", phonetic matches; name only; or date of birth only computer matches. If there is an exact match of name and date of birth, the application shall be denied until such time as the warrant or court default is cleared. During that period the applicant's current license and operating privileges shall be suspended by the state.

3 New Paragraph; Nonrefundable Fee. Amend RSA 263:5-a by inserting after paragraph VI the following new paragraph:

VII. Any person who provides false information as provided in paragraph VI shall forfeit any fee paid.

4 Record Check Required for License Renewal. Amend RSA 263:10 to read as follows:

263:10 License Expiration.

I. All licenses shall expire on the fourth anniversary of the license holder's date of birth following the date of issuance. The department shall notify each holder of a license by mail addressed to the holder's last known address, 30 days prior to the expiration date thereof of a place and time when he shall appear for the issuance of a new license.

II. Before a license may be reissued, the director shall run the applicant's record through the National Crime Information Center (NCIC) database to confirm the exact name and date of birth and to check for outstanding warrants or court defaults. The department shall not isolate applicants based on NCIC "Soundex", phonetic matches; name only; or date of birth only computer matches. If there is an exact match of name and date of birth, the renewal shall be denied until the outstanding warrant or court default is cleared. During that period the applicant's current license and operating privileges shall be suspended in the state.

5 Effective Date. This act shall take effect January 1, 2001.

LBAO
99-2081
10/28/99

SB 337-FN - FISCAL NOTE

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

FISCAL IMPACT:

The Department of Safety has determined this bill will increase state highway fund expenditures by $421,353 in FY 2001, by $261,462 in FY 2002, by $271,228 in FY 2003 and by $406,499 in FY 2004. There will be no fiscal impact on county and local expenditures or on state, county and local revenue.

METHODOLOGY:

The Department assumed five state police officers at labor grade 17 would be assigned to the new unit established in section 1 of this bill. Annual costs for the officers includes salaries, benefits at 31%, step increases, vehicles, uniforms and other expenses. Section 4 requires a records check through NCIC for license renewals. Costs for the records check reflect programming changes to the Department's mainframe computer to allow terminal access to NCIC and to allow renewal notices electronically sent to NCIC through the State Police Online Telecommunications System. Also included is initial training and materials costs. All costs are as follows:

	FY 2001	FY 2002	FY 2003	FY 2004
Salaries	$ 85,995	$179,055	$186,510	$194,350
Benefits	26,658	55,507	57,818	60,249
Holiday Pay	1,200	2,400	2,400	2,400
Vehicles	125,000	-	-	125,000
Uniforms, Cleaning, Medical Exam	40,000	4,500	4,500	4,500
Vehicle Expense	17,500	17,500	17,500	17,500
Computer Programming	100,000	-	-	-
Training & Materials	25,000	2,500	2,500	2,500
Total	$421,353	$261,462	$271,228	$406,499

Amendments

Senate Transportation
March 6, 2000
2000-3643s
05/10

Amendment to SB 337-FN

Amend the title of the bill by replacing it with the following:

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance, and authorizing interest penalties on unpaid violations.

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as section 8:

5 New Paragraph; Interest after Suspension. Amend RSA 263:56-a by inserting after paragraph II the following new paragraph:

II-a. After suspension as provided in paragraph II, interest on amounts not paid when due shall be computed at the rate of 1 percent per month from the date of suspension to the date payment is actually made. Interest shall be collected by the department or the court and deposited in the default bench warrant fund established in RSA 263:56-d to pay for costs associated with employing law enforcement official and other related expenses necessary to the enforcement of this section. No interest shall be computed on fines assessed before January 1, 2001. The commissioner shall have the discretion, as justice may require, to waive the payment of interest computed under this paragraph.

6 Notice of Interest on Unpaid Fines. Amend RSA 262:44, I to read as follows:

I. Such defendant shall receive, in addition to [~~his~~] ***the*** summons, a uniform fine schedule entitled "Notice of Fine, Division of Motor Vehicles" [~~which~~]***; the fine schedule*** shall contain the normal fines for violations of the provisions of title XXI on vehicles for which a plea may be entered by mail ***and notification that unpaid fines may be subject to interest pursuant to RSA 263:56-a, II-a***. The defendant shall be given a notice of fine indicating the amount of the fine plus penalty assessment at the time the summons is issued; except if, for cause, the summoning authority wishes the defendant to appear personally. Defendants summoned to appear personally shall do so on the arraignment date specified in the summons, unless otherwise ordered by the court. Defendants who are issued a summons and notice of fine and who wish to plead guilty or nolo contendere shall enter their plea on the summons and return it with payment of the fine plus penalty assessment to the director of motor vehicles within 30 days of the date of the summons. The director of motor vehicles shall remit the penalty assessments collected to the police standards and

training council for deposit in the police standards and training council training fund and to the state treasurer to be credited and continually appropriated to the victims' assistance fund in the percentages and manner prescribed in RSA 188-F:31. Fines shall be paid over to the commissioner of administrative services, or to such department or agency of the state as the law provides, within 14 days of their receipt.

7 Default of Personal Recognizance. Amend RSA 597:38-b, I to read as follows:

I. Whenever a party recognized to appear for any offense [~~involving driving~~] makes default and the recognizance is declared forfeited, the court shall send a notice of default to the division of motor vehicles. The division shall send a notice to the person owing the recognizance, demanding payment within 30 days and stating that failure to make payment within the 30-day period shall result in suspension of such person's driver's license or driving privilege until such time as the person provides proof to the department of safety that he has paid the amount of the forfeited recognizance to the court.

2000-3643s

AMENDED ANALYSIS

This bill:

I. Requires any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC).

II. Authorizes the director of state police, department of safety, to establish a new unit of the state police and assign 2 to 5 police officers to serve criminal processes, warrants, and notices of court defaults, and to arrest persons wanted for outstanding warrants and court defaults.

III. Authorizes the collection of interest on outstanding unpaid fines, with proceeds dedicated to the default bench warrant fund, to pay the costs associated with enforcement of the bill's provisions.

IV. Broadens the scope of personal recognizance defaults subject to interest penalties.

V. Requires that any person who provides false information when applying for a license forfeit any fee paid.

Committee Minutes

Date: January 22, 2000
Time: 4:34 PM
Room: 104-LOB

The Senate Committee on Transportation held a hearing on the following:

SB 337-FN	requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

Members of Committee present: Senator Roberge
Senator Trombly

The Chair, Senator Sheila Roberge, opened the hearing.

Senator Sheila Roberge, D. 9: We will open the hearing on SB 337-FN and call it to recess.

Hearing recessed at 4:34

Respectfully submitted,
Jillian Nina Mason, Secretary

Date: February 22, 2000
Time: 2:45 PM
Room: 104-LOB

The Senate Committee on Transportation held a hearing on the following:

SB 337 requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

Members of Committee present: Senator Gordon
Senator Roberge
Senator Russman

The Chair, Senator Edward M. Gordon, opened the hearing.

Senator Edward M. Gordon, D. 2: I'm going to call the hearing to order on SB 337 and call upon the primary Sponsor, Senator Roberge to give her testimony.

Senator Sheila Roberge, D. 9: Good afternoon Mr. Chairman. I'm Sheila Roberge, representing District 9 in New Hampshire Senate. I have with me Peter DeVere who has asked me to introduce this piece of legislation on his behalf. He has been very helpful as far as trying to help the state of New Hampshire and help the roads safe for all motorists. He has made significant in roads and we hope that we'll be able to make additional in roads by introducing SB 337. With that I will defer to Peter DeVere.

Senator Edward M. Gordon, D. 2: Peter?

Peter DeVere: My name is Peter DeVere, I live in Milton Village, New Hampshire.

See attachment A, also see corresponding file.

I have a package here of newspaper articles I'd like to leave with the committee, of people who have been picked up by the police for other offences. Hundred mile car chases. The guy has a valid New Hampshire license, he's

wanted in Texas for rape. I mean I don't understand what's going on. I have the Hillsborough County warrant here that Senator Roberge got a couple of years ago. Commissioner Flynn is not checking NCIC. He's not checking the in state warrant file. I can be wanted in Merrimack Court for rape and there can be a warrant out for my arrest. I can walk right over to the Department of Safety and renew my license. I can get a registration. We pay for that computer and he's not using it to stop wanted people from getting licenses.

7 years ago I wrote to Judge Niddle and I went over and met with him. I told him he was not obeying New Hampshire law, 26356:A. He was quite intrigued, and when I showed him the result of my work he issued Supreme Court order number 8. I have it here and it says when somebody's in court default they are to lose their license. Not for motor vehicle related or court default in Merrimack or New Hampshire. If you're in court default in Florida for speeding and you're under suspension, you can not move to New Hampshire and get a drivers license because Commissioner Flynn checks the computer called National Driver Register. But if you're wanted for murder or rape in Florida, you can move to New Hampshire he doesn't check NCIC.

Every year we go on this way with these bills and every year they tell you something different. When they tell you they can't use NCIC, the next year they told they had to do finger print cards, the next year they talked about Soundex response, next year they said there wasn't funding. I have an amendment, Senator Roberge wanted me to introduce, charging 1% interest on outstanding court fines to be put in a default bench warrant fund to pay the cost of this bill. This will pay for the 5 troopers or pay for the computer program. We've tried to put this in and each time Commissioner Flynn has objected. This will have people who default in New Hampshire courts pay for this complete program, and it will pay for it.

Every year something different happens to kill this bill. One Senator got a call from Commissioner Flynn and he said please kill this bill. The Senator said no I'm going to stay with Peter. Commissioner Flynn hung up on her. He called back a half an hour later and said he dropped the phone. The next day she got a call from the police chief to kill this bill and then the Sheriff. We should not be giving wanted felons the privilege to have a license. It's unbelievable that this bill hasn't passed before. I've been put in the paper and I have a Union Leader thing here that this bill will pass when a trooper is killed at 2:00 in the morning by a wanted felon who had just got a New Hampshire license. That's what its going to take.

I have a couple other points I'd like to make, and I've been telling this since 1994. If I kill the Governor in Texas and stole his car and they didn't know who killed him, and I tried to register that car in New Hampshire,

Commissioner Flynn its against the law to give a title to a wanted vehicle. Commissioner Flynn checks all vehicles getting a title in New Hampshire if they're wanted. So I'd be arrested right at the Department of Safety for killing the Governor. But if I kill the Governor, didn't kill his car and they knew it was Peter DeVere, they knew my date of birth and social security number, I can come to New Hampshire and get a New Hampshire license. I can be on the most wanted poster because he doesn't check the computer. Its unbelievable we check for vehicles but not for people.

Senator Roberge and I went down to where Congress was meeting in Manchester. I have her testimony in front of Congress, telling of how we can stop these drug dealers from getting licenses. I have a record here from a guy, one of these right to know requests from Commissioner Flynn. He was wanted in Florida for cocaine possession. He moved to Cedar Street in Manchester, and he applied for a tractor-trailer license. We gave him a tractor trailer license and he's wanted for cocaine possession.

So I have the amendment, I just have a couple of, this is the key piece list. Let me just tell you Kenneth Merrill the San Jose state rapist. This guys raping women in California on a University. He's wanted, he comes to New Hampshire and Commissioner Flynn gives him a license. I don't want him to have a license. Here's a guy that lives in Ossippee, he's got a parole violation in Michigan, he's wanted, he gives him a license. A guy that stole $1.5 million in Michigan, and he's wanted. I could go on, this happens all the time.

I'll just tell you tomorrow at 9:00 when I get this information, I've taken the state to court 8 times, I've had 8 wins in a row, tomorrows going to be my 9th. Commissioner Flynn doesn't want to give you this information, but the last thing in the package if you ask for that you'll see. Just let me try to explain. In 1998 12,500 people tried to buy guns. 12,250 were given guns and those records were destroyed. The 250 that were turned down, some were wanted felons, some were domestic violence, some were convicted felons. 64 were wanted felons and they had New Hampshire licenses and registrations. Now Commissioner Flynn didn't call up in Manchester and say gee Peter DeVere just tried to buy a gun in Concord. He's wanted in Texas for rape you should go get him. I'll call Peter DeVere on the motor vehicle and suspend his license. Nothing is to happen to these wanted people. We have to stop it.

Senator Edward M. Gordon, D. 2: Any questions? Thank you for coming. Representative Christiansen do you wish to speak on this bill?

Representative Christiansen: I didn't sign to speak. I sort of looked at it with the aspect of we should be considered innocent until we're proven guilty.

I think once you stop somebody if you want to do a check on them, that's done all the time. I feel that would be the way to go with it. If somebody gets in trouble they're already stopped, that's the time to do the check. Put them in until they straighten out.

Senator Edward M. Gordon, D. 2: Thank you. John Stephen?

John Stephen: Thank you Mr. Chairman, members of the committee. My name is John Stephen for the record, Assistant Commissioner for the Department of Safety.

The Department of Safety appears in opposition to this bill, SB 337, for a few reasons. First there are enough things said about the Commissioner that I hope that I don't need to go back and rebut a lot of the things that were said. This committee has heard this issue. This issue has been brought forward for a number of times. I'm not sure what the Assistant Commissioner at the time testified to as far as NCIC. But I can tell you that from my context it would be possible to do a NCIC check at the license and registration clerk. It is a permissible use. I'm not here to say it's not something we could not do, or its something we would not do.

I take offence to state personalizing this particular bill as far as an issue with Commissioner Flynn. I don't believe Commissioner Flynn himself is responsible for killing any piece of legislation. We try to state what we feel is the pros and the cons of every piece of legislation, just like any Department Head. The Senate and the House then votes on the issue.

With regards to this particular issue Mr. Chairman and members of this committee, I think what you need to realize here is that this particular idea of stopping wanted felons when they come and get a drivers license maybe something that sounds good. But when its in practice it is flawed with the fact that our system is not set up in such a way to identify people immediately at the counter when they're coming to get a drivers license. I also don't believe there are a number of wanted felons who appear at our registration desks or municipal desks across the state in attempt to obtain licenses.

Now I want to give you an idea of what we're dealing with here. For example the NCIC system, so you'll be aware is the National Criminal Information Center. That system is built upon a Soundex base. What that means is its based on names that sound like the person who is being checked. And it's based on date of births. The NCIC system does not use social security numbers. It does not use real unique identifiers other than the height, eyes, eye color, weight and you might be off. When you deal with dates of birth and

Soundex and the law enforcement community is well aware of this, you're not always going to be accurate. And you're not always going to just know exactly that's the person we're looking for. And you need to do further checks, and that's what law enforcement does on a day to day basis.

Now to transform that into a duty of a clerk giving a drivers license is going to be met with numerous problems for the consumer. There are going to be lines. There are going to be people held up for licenses, based on that system. I'm trying to give you an example. What I did was ask state police to run my name and date of birth into the NCIC. So I've given you a copy.

See attachment B

They ran my name and date of birth, and I apparently have about 5 alias's across the country. I have active warrants out of Washington for theft and other things. I may not have hazel eyes so maybe the clerk will be able to identify that. 135, maybe. I look 135, I'm actually 155. I stay in pretty good shape. But then we look at the other identifiers on here and you really can't tell so I'm going to air on the safe side and not issue you a license. Now we checked the problem pointer system in Washington right now. So anybody who has a drivers license suspended in any of the states automatically will be registered in our computer because we're on line with PDPS, and they're not going to get a license. But even with that system Mr. Chairman we also have concerns about identifying factors.

In fact there was a case in Nashua Telegraph I believe. Reported a case and it was Department of Safety Bureaucratic Nightmare, took six months for a driver to get a license when they thought he was the same guy in Minnesota, who had been denied a license for numerous motor vehicle violations. That's just in the problem driver pointer system. We had to go to having a hearing in front of our examiners so that this person could prove that he was not the same individual in Minnesota. That doesn't include NCIC. That's not even a Soundex system that is based on. And we can look at social security throughout the states with some drivers license issues that handle that takes social securities. We could look at more characteristics. This Soundex system is going to be an issue.

Then if you look at the next page John Smith date of birth, and as you can see there are already active warrants. So if you get a similar name that someone could have somewhere in the country and you put their date of birth in, I can pretty much assure you they're not going to get a drivers license that day.

So there are numerous difficulties with that and to put the burden on the clerks to make those distinctive characteristics, or notice the distinctive characteristics and air on the side of well should I give or should I not. In our opinion is not what driver license clerks should be doing. And the driver PDPS system is set up where they are able to identify quickly enough. On the Soundex NCIC system it's not going to work as efficiently as you would think. So that's really why I believe in the past, and I'm not sure what the problems have been in the past, but why the Department has been so adamantly against it.

Our information systems people downstairs at our department sent me an E-mail this morning. The E-mail reads as follows: they read in the paper that this bill was coming up, and I thought I'd share this. Automating this requirement will have a large impact on both the motor vehicle and Spots system. Spots system is the system with all the Police Departments in the states that do NCIC checks. While we have communications between the two systems, an automated NCIC check based on motor vehicle system inquiry would involve a considerable programming effort to implement and raises security issues. To provide a non-automated system raises security issues that could involve additional hardware. So there's obviously the security and the fiscal impacts issues as well.

I also did some research and I found that I don't believe any other state does this. I'm not aware unless anyone else is able to point to one. I tried to check through Major Booth, who was pretty sophisticated with the other states. I asked him, he's not aware of any other state that does this. Also he felt that to obtain identifications on the real small amount of active warrants that could even possible come through is not out weighed by the numerous problems that I mentioned earlier, with regard to that approach, or the approach that is being proposed here.

So with that in mind I can take any questions but I haven't heard any testimony on the beginning part about the state police unit. We always are looking for additional troopers but I can tell you that the Commissioner will steadfastly in favor of putting more troopers out on the roadway. That's what we hear time in and time out. I think it's important if we're going to add additional troopers that we put those troopers on the roadway. We have troopers in house that are now actively searching people with warrants and I'm sure that some of the Representatives have even seen some of the troopers out there. In terms of visiting homes of individuals on numerous issues, dealer plates, all kinds of stuff. We're doing that right now. So if we're going to add troopers my feeling would be to add them out on the roadway.

I can take any questions on the issue of NCIC, I'd be happy to. But I tried to do a few runs just to show you exactly what it would be like. I'm not trying to say that its, again I'm not saying that we can't do it. I'm not saying that. I think the reasons I testified to are the reasons why former Assistant Commissioner Dunn was opposed to it and the Department is opposed to it.

Senator Edward M. Gordon, D. 2: Are troopers the only ones that can do the NCIC checks?

John Stephen: No.

Senator Edward M. Gordon, D. 2: Why couldn't you employ a hearings officer over there. Currently enforcing the constitutional laws to do this.

John Stephen: Again, they'd have to be trained, that would take a while. Could they do it? Yes. That's not going to diminish the problems that I've testified to.

Senator Edward M. Gordon, D. 2: The other question I have for you is your whole argument presumes the fact that somebody comes in and apply for a license you have to do this check. Since the information is ambiguous then its going to hold up people from getting their license and slow down the process. But why necessarily do you have to do it that way? Can't you have somebody dedicated, and individual who may have been a hearings officer dedicated to doing this? When somebody rings up like this, this raises a flag, have people come in and say, explain or follow on the inquiry. You didn't realize this right away but follow up on it, as oppose to denying them right then and there.

John Stephen: (Tape change) We going to have to add numerous examiners just to identify these issues. That one case I was talking about that was in the Nashua Telegraph, that hearing alone was almost an hour long. The examiner at the end after the one-hour testimony was able to get the information and give the license back. But the hearing took close to an hour. These issues take a while.

I can tell you from my experience, and Pat Porier is here in the back who does the gun checks on NCIC, and I'd be happy to have him answer any of the question about the time it takes just on gun check alone. We have that 3-day grace period where we can call the local dealer and say hold up. We do it often. I don't know how many times Pat's people downstairs are telling them hold off on the gun purchase, but we're waiting the 3 days necessary to make the right, you know cross the T's and dot the I's. it takes that much time just to make sure you've got the right person.

When we start talking about getting records for example Massachusetts, we have to send away to the state of Massachusetts for criminal records. They mail them to us. They don't fax them. So that takes a few days there. Again I think it would be a lot of work on our part. I hope I've answered the question.

Senator Edward M. Gordon, D. 2: Representative Bradley I see you're a cosponsor. And I apologize, I thought you were here for the next bill.

Representative Bradley: Thank you very much Senator Gordon and Senator Russman. I have been a cosponsor of this bill I believe virtually every time its been submitted. I think that there's probably as much if not more reason to try and work with the sponsors of the bill, Mr. DeVere included to pass something. I think Mr. DeVere's testimony about the horrific crime that was committed that could've potentially been averted, ought to serve as a wake up call for each and every one of us.

I don't want to minimize the difficulties that Commissioner Stephen has spoken of. But I've known Mr. DeVere a long time and he's received many awards from the state of New Hampshire for a life long dedication of an awful lot of good work. I think even his friends at the Department of Safety would recognize that.

I recall very well when I was an infant here and Mr. DeVere was talking about trying to track down people who were not paying court fines. It was a little rough around the edges, his proposal. And he made a few people squirm when he proposed that. But last time I checked when his good idea was put into practice by the Department of Safety, they actually had tracked down an awful lot of dollars that had come into the state of New Hampshire. I would submit to you that Mr. DeVere's idea today is an excellent idea.

I'm not going to sit here and say that each and every detail has been worked out, and that there isn't room for technical improvements or difficulties. To hear that its possible to do this but that there would be long lines or that it would require some staff time or that it would be a lot of work, to quote Commissioner Stephen, really doesn't put a value on the types of wanted felons that we're talking about here who are potentially alive and well in New Hampshire and New England and the rest of the country, appearing here looking for licenses.

So I'd urge this committee to ask the Department of Safety to fix the technical difficulties with this bill. Mr. DeVere has proposed a funding mechanism. Yes I know that's been proposed in the past, to make sure that

this happens. As I recall reading the papers, Commissioner Flynn is in fact asking for new troopers. I would submit to you that this would be an acceptable way of if it's not troopers than perhaps other staff at your suggestion Senator Gordon, to make this happen. I think its about time, we live in a technical age where all of us ought to have up to the minute computer skills, and we ought to put those skills to good use.

I think we should all commend Mr. DeVere for his good ideas. It probably needs some more polish but I'm pleased to be a sponsor of this bill. I hope that we can get something this time. Thank you.

Senator Edward M. Gordon, D. 2: Questions? Is there anyone else who wishes to testify on SB 337? Is there anybody who hasn't testified? Seeing none, very briefly please.

Peter DeVere: The bill is different this year where it says we don't rely on the Soundex response. If Peter DeVere 21448 Watson there, and there's a Peter Dovour that's wanted for rape in Texas, Peter DeVere walks out of the Department of Safety with a license. There's no Soundex, it's the exact name and date of birth. The 2 to 5 troopers are to do the checking, we're not going to put some woman at the counter, even though she can use NCIC, and have some guy that's up and wanted. We want a trooper there, that's the only one that's supposed to use NCIC, and he can check.

I have the testimony of Mike Doucette the former past President of the Troopers Association, and he dispels what John tells about the Soundex. This was put in in 1995. They do this 16,000 times a day on the roadways of New Hampshire, they check NCIC. You've never heard of someone at a gun shop that was turned down because it was the wrong guy. He can prove that's not me I was never in Florida. So I just want to point out we're not doing Soundex, we're not asking for clerks at the counters. We want the troopers.

Let me just tell you 157 people move here every day approximately. Those people would be checked by those Troopers every day. 16,000 come up for license renewals, they can do that at night, they can do that by magnetic tape, when somebody comes up and checks if it's the right person. They have my picture on the file. If I'm wanted in Texas, they can get that picture faxed up and see if it's me. So its only 157 people every day would be checked. That's the people moving here, the others can be done months ahead of time. So there's no Soundex, that's what the bill is different.

Senator Edward M. Gordon, D. 2: Thank you. I'm going to call the hearing to a close on SB 337.

Hearing closed at 3:15 PM

Respectfully submitted,
Jillian Nina Mason, Secretary

SB 331 Attachment A

N.H. D.W.I. Volunteers

Committed Volunteers **Independent Research**

SENATE TRANSPORTATION COMMITTEE
February 8, 2000

MY NAME IS PETER DEVERE. MY WIFE AND I HAVE A DRUNK DRIVING GROUP. IN 1993, I WENT TO SENATOR ROBERGE AND TOLD HER THAT FUGITIVES FROM JUSTICE AND WANTED FELONS, WHO WERE WANTED ALL OVER THE COUNTRY AND WERE ON THE FBI COMPUTER (NCIC), ARE MOVING TO NH AND BEING GIVEN DRIVER'S LICENSES BY COMMISSIONER FLYNN.

SENATOR ROBERGE INTRODUCED SENATE BILL 588. ASSISTANT TO THE COMMISSIONER BOB DUNN ALONG WITH STATE POLICE MAJOR FRED BOOTH, TESTIFIED THAT THEY COULD NOT USE THE FBI COMPUTER FILES (NCIC), TO CHECK PEOPLE WHEN THEY GOT A DRIVER'S LICENSE. I TOLD THE COMMITTEE THEY COULD USE IT, AND ONLY ONE PERSON BELIEVED ME - SENATOR ROBERGE. AT THE SAME TIME, I WAS DIAGNOSED WITH MULTIPLE MYELOMA AND WAS UNDERGOING CHEMOTHERAPY, SO MY WIFE WENT TO WASHINGTON DC, TO FBI HEADQUARTERS, AND MET WITH THE HEAD OF THE NCIC COMPUTER SYSTEM. HE SENT A LETTER IN JUNE OF 1994, **EXHIBIT "A"**, INDICATING THAT THE FBI COMPUTER (NCIC) **COULD** BE USED BY THE DEPT. OF SAFETY TO CHECK AND SEE IF PEOPLE WERE WANTED, BEFORE ISSUING THEM A LICENSE. SB-588 WAS PUT TO STUDY.

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

IN 1995, SENATOR ROBERGE INTRODUCED SENATE BILL 167. IT PASSED THE SENATE BECAUSE THE NH TROOPERS ASSOCIATION SPOKE IN SUPPORT OF THE BILL, AND OPPOSED COMMISSIONER FLYNN. THE TROOPERS ASSOCIATION ALSO TESTIFIED IN SUPPORT OF SB 167 IN THE HOUSE, AGAIN OPPOSING COMMISSIONER FLYNN. SEE EDITORIALS **EXHIBITS "B","C", AND "D".** I LEARNED THAT COMMISSIONER FLYNN WAS TRYING TO DISCREDIT MY TESTIMONY BY PROVING THAT THERE WERE NOT FUGITIVES FROM JUSTICE AND WANTED FELONS COMING TO NH AND GETTING DRIVER'S LICENSES. HE SECRETLY RAN 16,000 PEOPLE WHO WERE COMING UP FOR LICENSE RENEWAL THROUGH THE FBI COMPUTER (NCIC), AND HAD NUMEROUS POSITIVE HITS. I ASKED FOR THE RESULTS OF THAT PROJECT AND THE COMMISSIONER DENIED ME. I FILED A RIGHT TO KNOW PETITION AGAINST THE COMMISSIONER IN MERRIMACK SUPERIOR COURT, CASE # 95-E-0093, AT A COST TO ME OF $137.00. COMMISSIONER FLYNN AGREED TO TURN OVER THE INFORMATION TO ME BEFORE THE HEARING, AND I RECEIVED IT THE DAY AFTER THE SCHEDULED HEARING. I RECEIVED FOUR NAMES. IT WASN'T UNTIL SEPTEMBER 21, 1995, THAT, AFTER REPEATED ATTEMPTS THROUGHOUT THE SUMMER, I WAS GIVEN EIGHT MORE NAMES THAT HAD BEEN HELD BACK FROM ME. **EXHIBIT "E"**

SENATOR ROBERGE, THE TROOPERS ASSOCIATION, AND I MET WITH ATTORNEY GENERAL JEFF HOWARD ABOUT SB-167, AND HE INDICATED HE WOULD SUPPORT THE LEGISLATION. SENATOR ROBERGE,

THE TROOPERS ASSOCIATION, REP. JEB BRADLEY, AND I MET WITH GOVERNOR MERRILL ABOUT SB-167. I REMEMBER THE GOVERNOR ASKING ME WHAT I HAD DONE TO FLYNN - HE HAD JUST CALLED THE GOVERNOR'S LEGAL COUNSEL, TINA NADEAU, AND WAS YELLING AND SCREAMING. GOVERNOR MERRILL AGREED WITH THE CONCEPT OF THE LEGISLATION AND SAID HE WOULD CALL FLYNN AND TELL HIM TO TESTIFY IN SUPPORT OF THE BILL. THE NEXT DAY, BOB DUNN TESTIFIED AGAINST THE BILL. THE NEXT MEETING SENATOR ROBERGE AND I HAD, WAS WITH THE COMMISSIONER IN HIS OFFICE. THE FIRST THING HE SAID TO SENATOR ROBERGE WAS THAT I HAD BEEN WRITING TO THE EXECUTIVE COUNCIL, TELLING THEM HE WAS GIVING DRIVER'S LICENSES TO WANTED FELONS. SENATOR ROBERGE ADVISED HIM 'DICK, YOU **ARE** GIVING WANTED PEOPLE LICENSES, AND THAT IS WHAT WE ARE TRYING TO STOP'. HE SAID HE WOULD DO EVERYTHING IN HIS POWER TO KILL THE BILL. THE BILL WAS KILLED IN CONFERENCE COMMITTEE BY ONE OF FLYNN'S REPRESENTATIVE FRIENDS WHO HAD A LOW DIGIT PLATE. **EXHIBIT "F"**

IN 1996, SENATOR ROBERGE INTRODUCED SB-608, AND IN 1997, SB-201, EACH TIME TRYING TO STOP WANTED PEOPLE FROM HAVING THE PRIVILEGE OF A NH DRIVER'S LICENSE.

IF ANY OF SENATOR ROBERGE'S LEGISLATION HAD PASSED IN 1994, 1995, OR 1996, CHARLES JAYNES, WHO WAS WANTED IN MASSACHUSETTS ON 75 OUTSTANDING WARRANTS FROM 18 DIFFERENT COURTS, WOULD NOT HAVE BEEN ABLE TO GET A NH DRIVER'S

LICENSE. HE WOULD HAVE BEEN ARRESTED AND PUT IN JAIL, AND TEN YEAR OLD JEFFREY CURLEY WOULD BE ALIVE TODAY. LEGISLATION IS BEING PROPOSED IN MASSACHUSETTS BY SENATOR CHERYL JACQUES AND REP. REED HILLMAN, FORMER HEAD OF THE STATE POLICE. THEY DID AN EXTENSIVE REPORT ON WANTED PEOPLE IN MASSACHUSETTS AND THEIR LEGISLATION STOPS THE PRACTICE OF GIVING WANTED PEOPLE LICENSES. **EXHIBIT "G", PAGE i** **EXHIBIT "H"**

THIS IS A STACK OF LETTERS I WROTE FROM 1994 THROUGH SEPTEMBER OF 1999. I WROTE TO THE SECRETARY OF PUBLIC SAFETY IN MASSACHUSETTS, KATHLEEN O'TOOLE, WHO RAN THE REGISTRY OF MOTOR VEHICLES, THE STATE POLICE, AND THE CRIMINAL HISTORY BOARD. MY WIFE AND I MET WITH HER IN BOSTON ON TWO OCCASIONS FOR A TOTAL OF FIVE HOURS. WE INCLUDED KAY DUDLEY, FORMER HEAD OF MADD MASSACHUSETTS. WE HAD TWO MAIN ISSUES - MASS. WAS GIVING WANTED PEOPLE DRIVER'S LICENSES, REGISTRATIONS, AND NON-DRIVER ID CARDS, ALONG WITH PROFESSIONAL LICENSES, AND TAX REFUNDS, AND THERE WAS A WAY TO STOP IT. ALSO, THERE WERE THOUSANDS OF MASS. PEOPLE UNDER SUSPENSION IN NH WHO HAD VALID MASS. DRIVER'S LICENSES. SECRETARY O'TOOLE SAID SHE WOULD OBTAIN A LIST OF ALL THE MASS. PEOPLE UNDER SUSPENSION IN NH, AND RUN IT AGAINST THE 4.3 MILLION LICENSED DRIVERS IN MASS., AND SHE WOULD SUSPEND THEIR LICENSES. SHE DID THAT PROJECT AND WAS SHOCKED TO FIND 19,000 MASS. PEOPLE HAD VALID

LICENSES WHILE THEY WERE UNDER SUSPENSION IN NH. 4,800 WERE UNDER SUSPENSION IN NH FOR DRUNK DRIVING. **EXHIBIT "I"**

IN 1999, I WROTE TO SECRETARY OF PUBLIC SAFETY JANE PERLOV WHO TOOK OVER FOR O'TOOLE, AND MET WITH HER ASSISTANT SECRETARY OF PUBLIC SAFETY, DICK GRELOTTI, IN WAKEFIELD MASS. ON SEPTEMBER 29, 1999. I TOLD HIM IF SECRETARY O'TOOLE HAD DONE **ALL** THAT SHE PROMISED, JEFFREY CURLEY WOULD STILL BE ALIVE TODAY. AFTER TWO AND A HALF HOURS OF DISCUSSION, MR. GRELOTTI ASSURED ME THAT MASSACHUSETTS WOULD START CHECKING LICENSED DRIVERS TO SEE IF THEY WERE WANTED.

I MADE A RIGHT TO KNOW REQUEST IN JANUARY OF 1996 FOR THE WANTED PEOPLE WHO WERE TURNED DOWN TRYING TO BUY GUNS IN NH IN 1995. IN AUGUST OF 1996, I RECEIVED A RESPONSE WHICH LISTED 9 PEOPLE, 7 OF WHOM HAD **VALID** NH LICENSES. **EXHIBIT "J"**

I HAVE MADE ANOTHER RIGHT TO KNOW REQUEST TO COMMISSIONER FLYNN ASKING FOR STATISTICS ABOUT THE 64 WANTED PEOPLE TURNED DOWN TRYING TO BUY GUNS IN NH IN 1998. I ASKED FOR THEIR NAMES, HOMETOWNS, WHAT THEY ARE WANTED FOR AND OUT OF WHAT STATE, IF THEY HAVE A NH DRIVER'S LICENSE, REGISTRATION, OR NON-DRIVER ID CARD, AND IF THEY ARE VALID. IF THEY ARE UNDER SUSPENSION, WHAT DATE WERE THEY SUSPENDED. THE COMMISSIONER HAS REFUSED TO GIVE ME THE INFORMATION. I HAVE A RIGHT TO KNOW HEARING IN MERRIMACK COURT ON FEBRUARY 23 AT 9AM. **EXHIBIT "K"**

I AM ASKING THIS COMMITTEE TO REQUEST FROM COMMISSIONER FLYNN, FOR THE YEARS OF 1996, 1997, 1998, AND 1999, THE NAMES OF WANTED PEOPLE WHO PERJURED THEMSELVES ON THEIR APPLICATIONS AND WERE TURNED DOWN TRYING TO BUY GUNS, THEIR HOMETOWN IN NH, WHAT THEY ARE WANTED FOR AND OUT OF WHAT STATE, IF THEY HAVE A NH DRIVER'S LICENSE, REGISTRATION, OR NON-DRIVER ID CARD, AND IF THEY ARE VALID. IF THEY ARE UNDER SUSPENSION, WHAT DATE WERE THEY SUSPENDED. I HAVE A SAMPLE LETTER TO THE COMMISSIONER FOR THE COMMITTEE TO REVIEW. **EXHIBIT "L"**

WHEN YOU RECEIVE THE NAMES OF THESE WANTED PEOPLE AND THE CRIMES THEY ARE WANTED FOR, I HOPE YOU WILL THINK ABOUT THE MAN WHO CLEANS YOUR OIL BURNER, YOUR HOUSEKEEPER, YOUR GARDNER, YOUR REPAIRMAN, AND ALL THE MEN AND WOMEN WHO ENTER THE HOMES OF NH CITIZENS. THEY COULD BE THE WANTED PEOPLE ON THE LIST OF PEOPLE TURNED DOWN TRYING TO BUY GUNS, AND AS OF TODAY, COMMISSIONER FLYNN IS ENABLING THEM TO COMMIT MORE CRIMES BY GIVING THEM THE PRIVILEGE OF A NH DRIVER'S LICENSE, REGISTRATION, OR NON-DRIVER ID CARD. PLEASE SUPPORT SB-337. DON'T LET ANOTHER JEFFREY CURLEY BE KILLED BY A FUGITIVE FROM JUSTICE OR WANTED PERSON, JUST SO THE COMMISSIONER CAN HAVE HIS WAY. THANK YOU.

1L01QW. 5
NHNSP0080

John Stevens Attachment B
SB337

MKE/WANTED PERSON
ORI/OR026023C NAM/REED,JOHN STEVEN SEX/M RAC/W DOB/19620921
HGT/510 WGT/135 EYE/HAZ HAI/BRO FBI/741591X6 SMT/TAT R SHLD
MNU/OA-157350 SOC/566136366
OFF/LARCENY
DOW/19871026 OCA/DA350578
MIS/EXTR WA,ID,MT,UT,WEST SD,NW WY BY SHUTTLE-FTA ARRAIGN THEFT I-
ORI IS MULTNOMAH CO SO JAIL WARRANTS PORTLAND 503 248-3210
DOB/19631021
AKA/REED,JOHN JAMES
AKA/DAWSON,JOHN JAMES
AKA/DAWSON,JON JAY
AKA/JAPPE,JOHN JAMES
AKA/PLOUNSE,JOHN JAMES
AKA/REED,JAMES JAMES
AKA/STEPHENS,MICHAEL JAMES
AKA/DAY,JOHN
AKA/KEIFER,KEVIN PATRICK
NIC/W995684754 DTE/19970416 0000 EDT
IMMED CONFIRM WARRANT AND EXTRADITION WITH ORI

1L01QW 5
NHNSP0080

MKE/WANTED PERSON
ORI/NJ0070000 NAM/SMITH,JOHN C SEX/M RAC/B DOB/19800815
HGT/510 WGT/165 EYE/BRO HAI/BLK FBI/607466EB6
FPC/P01110PM07PIC012PM06 MNU/0A-274008C
OFF/RECEIVE STOLEN PROP
DOW/19990503 OCA/509699S
MIS/WANTED REC STLN PROP BWN-99-01-0192-I ALSO 509899S EXTR NY CT PA DE MD ONLY
MIS/DET MONGIELLO LKA/59 DELMAR PL IRVINGTON NJ
ORI IS ESSEX CO SHERIFFS OFF NEWARK 973 621-4111
NIC/W162282828 DTE/19990602 0000 EDT
IMMED CONFIRM WARRANT AND EXTRADITION WITH ORI

IN NC2S NBR 3692 AT 07FEB00 12:37:42
OUT WORK1 NBR 13 AT 07FEB00 12:37:43 MSG 20833/07FEB00

1L01QW . . . 5
NHNSP0080

MKE/WANTED PERSON
ORI/PA0020000 NAM/SMITH,JESSE BLAKE SEX/M RAC/W POB/0H DOB/19751015
HGT/510 WGT/130 EYE/BLU HAI/BR0 FBI/597024CB2
SOC/278827805
OLN/25335982 OLS/PA OLY/1999
OFF/PROB VIOLATION - SEE MIS
DOW/19990430 OCA/9606885
MIS/VI0 PR0/PAR 0RIG 0FF/UNLAW USE COMPUTER/THEFT DECEPTI0N/BAD CHECKS EXT MIS/NATI0NWIDE
ORI IS ALLEGHENY CO SO PITTSBURGH 412 350-4714
NIC/W155076837 DTE/19990503 0000 EDT
IMMED CONFIRM WARRANT AND EXTRADITION WITH ORI

IN NC2S NBR 3678 AT 07FEB00 12:35:52
OUT WORK1 NBR 9 AT 07FEB00 12:35:53 MSG 20765/07FEB00

SB 337 Attachment A

Sen. Roberge, Dist. 9
February 22, 2000
2000-3563s
05/10

Amendment to SB 337-FN

Amend the title of the bill by replacing it with the following:

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance, and authorizing interest penalties on unpaid violations.

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as section 8:

5 New Paragraph; Interest after Suspension. Amend RSA 263:56-a by inserting after paragraph II the following new paragraph:

II-a. After suspension as provided in paragraph II, interest on amounts not paid when due shall be computed at the rate of 1 percent per month from the date of suspension to the date payment is actually made. Interest shall be collected by the department or the court and deposited in the default bench warrant fund established in RSA 263:56-d to pay for costs associated with employing law enforcement official and other related expenses necessary to the enforcement of this section. No interest shall be computed on fines assessed before January 1, 2001. The commissioner shall have the discretion, as justice may require, to waive the payment of interest computed under this paragraph.

6 Notice of Interest on Unpaid Fines. Amend RSA 262:44, I to read as follows:

I. Such defendant shall receive, in addition to [~~his~~] ***the*** summons, a uniform fine schedule entitled "Notice of Fine, Division of Motor Vehicles" [~~which~~]***; the fine schedule*** shall contain the normal fines for violations of the provisions of title XXI on vehicles for which a plea may be entered by mail ***and notification that unpaid fines may be subject to interest pursuant to RSA 263:56-a, II-a***. The defendant shall be given a notice of fine indicating the amount of the fine plus penalty assessment at the time the summons is issued; except if, for cause, the summoning authority wishes the defendant to appear personally. Defendants summoned to appear personally shall do so on the arraignment date specified in the summons, unless otherwise ordered by the court. Defendants who are issued a summons and notice of fine and who wish to plead guilty or nolo contendere shall enter their plea on the summons and return it with payment of the fine plus penalty assessment to the director of motor vehicles within 30 days of the date of the summons. The director of motor vehicles shall remit the penalty assessments collected to the police standards and

training council for deposit in the police standards and training council training fund and to the state treasurer to be credited and continually appropriated to the victims' assistance fund in the percentages and manner prescribed in RSA 188-F:31. Fines shall be paid over to the commissioner of administrative services, or to such department or agency of the state as the law provides, within 14 days of their receipt.

7 Default of Personal Recognizance. Amend RSA 597:38-b, I to read as follows:

I. Whenever a party recognized to appear for any offense [~~involving driving~~] makes default and the recognizance is declared forfeited, the court shall send a notice of default to the division of motor vehicles. The division shall send a notice to the person owing the recognizance, demanding payment within 30 days and stating that failure to make payment within the 30-day period shall result in suspension of such person's driver's license or driving privilege until such time as the person provides proof to the department of safety that he has paid the amount of the forfeited recognizance to the court.

2000-3563s

AMENDED ANALYSIS

This bill:

I. Requires any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC).

II. Authorizes the director of state police, department of safety, to establish a new unit of the state police and assign 2 to 5 police officers to serve criminal processes, warrants, and notices of court defaults, and to arrest persons wanted for outstanding warrants and court defaults.

III. Authorizes the collection of interest on outstanding unpaid fines, with proceeds dedicated to the default bench warrant fund, to pay the costs associated with enforcement of the bill's provisions.

IV. Broadens the scope of personal recognizance defaults subject to interest penalties.

V. Requires that any person who provides false information when applying for a license forfeit any fee paid.

N.H. D.W.I. Volunteers

337 A

Committed Volunteers **Independent Research**

RECEIVED
FEB 15 2000
By Gov's office

February 15, 2000

Dear Governor Shaheen,

Enclosed are copies of letters I wrote to you on January 28, 1997, March 10, 1997, August 6, 1997, September 18, 1997, October 3, 1997, January 14, 1998, and February 2, 1998. Almost all of them were written before Jeffrey Curley was killed on October 1, 1997, by Charles Jaynes AKA Anthony Scaccia, who was given a driver's license by Commissioner Flynn and Motor Vehicle Director Virginia Beecher, despite the fact that he was wanted on 75 arrest warrants out of 18 Courts. See enclosed green booklet marked "A" page i & 7.

To this date you have done nothing, to my knowledge, to support legislation to **STOP** giving wanted people driver's licenses.

Commissioner Flynn gives out low digit plates in exchange for votes to kill wanted people legislation. You even got one for your daughter Stephanie - is that why you won't support any wanted people legislation?

You, through your appointees Richard Flynn and Virginia Beecher, are giving driver's licenses, registrations and non-driver ID cards to wanted people. You are all enablers - you are making it easy for these wanted people to get around and commit more crimes. What is it going to take?? What has to happen that hasn't happened already, before you stop giving licenses to wanted people??

Commissioner Flynn is not even checking our own in-state computer system, including capiases and bench warrants, to see if someone is wanted, before issuing or renewing a driver's license. I give you the following possibilities which can happen:

Belknap County - wanted for domestic violence - got a license
Coos County - wanted for rape - license renewed
Carroll County - wanted for burglary - got a license
Cheshire County - wanted for murder - license renewed
Grafton County - wanted for child support - license renewed
Hillsborough County - wanted for drug charges - got a license

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PHONE 603-544-8888

Merrimack County - wanted for armed robbery - license renewed
Rockingham County - wanted for parole/probation violation - license renewed
Strafford County - wanted for felony assault - got a license
Sullivan County - wanted for child molesting - license renewed

How can you, Governor, as a mother, condone these wanted people obtaining and renewing their driver's licenses, registrations, and non-driver ID cards, when you can issue an Executive order mandating the Commissioner to stop this now, and support SB-337?

There are thousands of victims of crimes in NH - they deserve closure on their cases. Their offenders should be found, put back into the Justice system, and be made to pay their debt to society and their victims.

I need to meet with you Governor, regarding SB-337. When you were running for Governor, you said you would have an open door policy. If you had opened your door to me in January, March, August, or September of 1997, ten year old Jeffrey Curley would be alive today. Don't wait for a trooper to be killed, or for another citizen to become a victim of one of the above examples. See enclosed cartoon and article marked "B", and "C".

Please open your door for me this year and discuss this important legislation with me. Please include Commissioner Flynn, Senator Sheila Roberge, and Rep. Jeb Bradley in our meeting. Let me hear from you soon.

Sincerely,

Peter DeVere

copy: Future Victims of Wanted People

N.H. D.W.I. Volunteers

File Copy
1/30/97
J

Committed Volunteers **Independent Research**

January 28, 1997

Dear Governor Shaheen,

For the past four years, Senator Sheila Roberge and I have been working on legislation to stop wanted felons who move to NH, from obtaining driver's licenses, non-driver ID cards, and registrations. Each year, Commissioner of Safety, Richard Flynn, opposes such legislation.

You may be familiar with Robert Lee Corliss, who has been living in Barnstead for twenty years and is wanted for escape from a Tennessee jail where he was serving a sentence for second degree murder.

There are people wanted for rape, child abuse, robbery, pedophilia, drug offenses of all kinds, etcetera, who are wanted felons who move to NH. They go into the Dept. of Safety and obtain driver's licenses. It takes three seconds to check the National Crime Information Center (NCIC) computer at no cost, to see if these people are wanted. I have a letter from the FBI that says wanted files can be checked for licensing.

RSA 263:56-a says that if someone is in court default, their license or privilege to operate shall be suspended. When a person is summonsed in Florida for speeding and he defaults, his NH license is suspended. When a person like Richard Jones fails to appear in Court for possession of cocaine and then moves to NH, Comm. Flynn does not check NCIC, and that person gets a NH license. In Mr. Jones' case, he received a license to drive a tractor trailer with double and triple trailers and hazardous materials. Comm. Flynn doesn't even check the instate warrant system, SPOTS, before issuing a license. He was given millions of dollars for computer systems and he's not using them effectively.

More than ninety percent of wanted felons are in court default. When a tragedy occurs in NH, and it is found that Comm. Flynn gave a wanted felon a license, non-driver ID, or a registration, I will not allow you to be blamed for it. It will be the fault of ex-Governor Steve Merrill and Comm. Flynn. Enclosed are a few editorials and a cartoon which have appeared in response to wanted felon legislation. I have been quoted in the paper as saying 'this legislation will pass when a Trooper is killed on the road at two in the morning', but I hope the legislation is passed before a tragedy occurs.

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

Another issue I am interested in, is the fifteen million dollars owed to NH by people in Court default. I have devoted the past seven years to trying to get legislation passed to help bring in this money. Senator Carl Johnson has filed two bills this session to assist with that goal. One is to report people who owe the state money to the credit bureau, and another is to change wording in a current law to allow suspensions of registrations for all Court defaults, not just motor vehicle offenses.

I am also working on a piece of legislation with Senator Burt Cohen and Rep. Jeb Bradley on 'double dipping'. Two of the people who are double dipping are Jonathan Osgood and Richard Johnson at the Dept. of Energy. There are at least twelve more double dippers, as you can see from the enclosed lists. It is very difficult to find out who is double dipping.

An example of a double dipper is Peter Favreau - he is receiving more than $47,000 in retirement benefits plus he is receiving $57,000 in his job at Youth Development. At this rate, in ten years he will have collected more than a million dollars, and he is only the tip of the iceberg.

I would like very much to come with Senator Roberge and meet with you to discuss these issues and the pending legislation, as well as some other problems that are occurring at the Motor Vehicle Department.

Please let me hear from you.

Sincerely,

Peter DeVere

STATE OF NEW HAMPSHIRE

OFFICE OF THE GOVERNOR

JEANNE SHAHEEN
GOVERNOR

February 28, 1997

Peter and Linda DeVere
PO Box 392
Melvin Village, NH 03850

Dear Peter and Linda:

Thank you for your letter in support of legislation to stop wanted felons from obtaining driver's licenses in the state of New Hampshire.

I commend you for taking such a vocal and active role in your state government. With the support of concerned citizens like yourself, we are making New Hampshire a safer place to live.

Please be assured that as your Governor I will review legislation with the best interests of the citizens of New Hampshire in mind--whether it concerns felons and licensing or means for recovering funds owed to the state by individuals in court default.

I have forwarded your comments, in the meantime, to Tom Behrens, Special Assistant to the Governor on Policy, for his review.

Again, thank you for your thoughtful letter. Please do not hesitate to contact my office in the future if you feel I may be of further assistance.

Sincerely,

Jeanne Shaheen
Governor

STATE HOUSE, CONCORD, NH 03301 (603) 271-2121
TDD Access: Relay NH 1-800-735-2964

N.H. D.W.I. Volunteers

orig. recd 3/10/97 2:47p. JWD

Committed Volunteers **Independent Research**

March 10, 1997

Dear Governor Shaheen,

I received your February 28th letter on Saturday, March 8th, the day the police shot the 'San Jose State Rapist', who has been living in N.H. for a year and a half, like thousands of other people who are wanted. (article enclosed) It was reported on the news on Sunday that the police are now looking at unsolved crimes from the past year that Stevens may be responsible for.

During your inaugural speech, you said you were going to have an open door policy. I was excited about that and I wrote to you and requested a meeting.

If I had gotten through your 'open door', I would have impressed upon you the need for wanted person legislation and given you many examples of wanted persons living amongst N.H. citizens. I would have told you that if a tragedy occurs because N.H. is giving driver licenses, hunting licenses, registrations, and even professional licenses to wanted persons who are in court default, the state will be liable for millions of dollars.

There are people wanted on misdemeanor warrants for violating restraining orders and non-payment of child support and they are easily able to obtain a N.H. driver's license. All of these wanted persons should be arrested at the Dept. of Safety, and returned to the state they came from. Instead, N.H. is giving them privileges.

Senate Bill 201 was voted down in committee because of the section on welfare. Senator Roberge called me Sunday morning, March 9th, and told me she is going to try and get the wanted person bill reconsidered on Thursday and omit the welfare section. I believe that if we have your support, the bill will pass.

If you decide not to support the legislation, you will have to accept partial responsibility for any tragedy that occurs at the hands of these wanted persons who your agents, Comm. Richard Flynn and Dir. of Motor Vehicles Virginia Beecher, are giving licenses and registrations to.

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

As Governor, and as a mother, why would you allow someone who is wanted in Texas for being a pedophile and is on the NCIC computer, to have a N.H. license, enabling them to drive all around the state and victimize our children?

On the news Sunday, an eight year old in Portsmouth was raped in the bathroom of the Church where she was attending Sunday school. How would you feel if the person who raped her was found to be a wanted person who went into the Dept. of Safety and obtained a license just a week or two ago?

How will the Shaheen administration look when a wanted person kills a state trooper, steals the life savings of one of our elderly couples, or rapes our children? N.H. is enabling these wanted persons to travel about the state and commit their crimes by issuing them licenses. This practice must be stopped. You have been aware of this problem Governor, since I first wrote to you on January 28, 1997.

The 'San Jose State Rapist' had a friend in Governor Merrill, who failed to stop Flynn and Beecher from giving wanted persons licenses and registrations.

New Hampshire can be the first state in the nation to check the National Crime Information Center computer (NCIC) before issuing a license, and that would send a message to the rest of the country that N.H. does not give privileges to rapists, robbers, murderers, parole and probation violators, drug offenders, and other crimes wanted persons flee from.

Please lend your support and be vocal for Senator Roberge's wanted person bill, SB 201, on March 13th, and stop enabling the wanted persons to commit their crimes against N.H. citizens. I am still waiting to meet with you **before** a tragedy occurs.

Sincerely,

Peter DeVere

enclosures: 1 news article

NEW HAMPSHIRE
SUNDAY NEWS
"LIVE FREE OR DIE"— GEN. JOHN STARK

116 YEAR, NO. 10 — 158 PAGES — 3 SECTIONS — MANCHESTER, N.H. — MARCH 9, 1997 — 75¢ — ©1997 UNION LEADER C

Police Shoot Fugitive

Authorities Investigate Whether Man Caught In Londonderry Is 'San Jose State Rapist'

From Staff Reports

LONDONDERRY — A fugitive rapist from California who was apparently hiding out in Manchester was shot by police early yesterday, after a dozen officers and FBI agents cornered him in a Ford Bronco leaving a Coteville Road home in Londonderry, authorities said.

Charles Stevens, also known as Kenneth Merrill, 46, was wounded in the shoulder by a shot from an M-14 military rifle fired by Londonderry police Officer Mark Cagnetta after Stevens refused to raise his hands in the air as ordered at about 4:30 a.m., according to Associate Attorney General Michael Ramsdell.

Police are checking to see if Stevens is the same man who was called the "San Jose State rapist," in California for stalking and raping women near the campus of San Jose State University in the late 1970s.

Stevens is wanted for violating his parole for failing to register as a convicted sex offender in California.

Ramsdell said police had set off two flash grenades and Officer Cagnetta mistakenly thought the loud bangs were Stevens opening fire on another officer. Cagnetta fired three rounds, one of which hit Stevens' shoulder, Ramsdell said.

Stevens had recently moved out of an apartment in Manchester and police weren't certain where he was living. He underwent surgery in the Elliot Hospital yesterday and was expected to recover, Ramsdell said.

Cagnetta didn't see a weapon, but Stevens kept his hands low while sitting in the passenger seat, then made a gesture before Cagnetta fired, Ramsdell said. Police don't know if there is a weapon in the Bronco, which was not immediately searched.

Cagnetta had arrested Stevens about six months ago on unrelated charges of felony reckless conduct, but was un-

FUGITIVE, Page 21A

Fugitive Wanted in California

FUGITIVE

(Continued From Page 1A)

aware at the time that Stevens was wanted in California for violating his parole by failing to register as a convicted sex offender. Stevens did have a rifle in his car during that arrest, Ramsdell said.

"The preliminary indication is that Cagnetta's action was taken in response to his belief that Stevens was attempting to use unlawful deadly force against him and the officers involved in the arrest," Ramsdell said.

The Office of Public Integrity and state police major crime unit is investigating to see if the shooting was justified, he said.

Police were attempting to arrest Stevens on a federal warrant alleging unlawful flight to avoid prosecution. The charge originated from California accusing Stevens of the parole violation, Ramsdell said.

Ramsdell said an unidentified woman from Maine, who apparently didn't know Stevens was a fugitive, was driving. Police waited until Stevens and the woman left the home of William Schoof at 27 Coteville Road about 4:30 a.m. because they believed there was at least one child in the residence, Ramsdell said.

Ramsdell said Schoof had no involvement and was also apparently unaware Stevens was a fugitive.

Stevens was charged with being a fugitive from justice, being an armed career criminal, a felon in possession of a firearm, and felony reckless conduct, Ramsdell said.

Ramsdell said at least some of the felony convictions involved sexual assaults.

The warrant was out of the Santa Clara, Calif., Sheriff's Department.

Stevens will be arraigned tomorrow morning.



Joseph Daniel McCool Photo

POLICE TOW AWAY a vehicle they said was occupied by fugitive Charles Stevens, also known as Kenneth Merrill, 46, when he was shot by police yesterday morning in Londonderry. At right, a police photo of Stevens.



It sounded like "one of the transformers ... exploded."

—Londonderry resident
Phillip Pelletier

Phillip Pelletier, of 10 Coteville Road, said the shooting happened almost directly across from his home and about 25 feet away from his driveway. He said it appeared the man shot was in his car, a two-door Ford Bronco with big tires.

Pelletier was awakened from his sleep by the sound of the gunfire and went to his kitchen to peer outside. He saw police cars everywhere.

"What I thought was one of the transformers out here had exploded. The ambulance came down," he said.

Pelletier described the neighborhood as quiet and filled mostly with older single homes and a few duplexes occupied by long-time residents.

Pelletier, who is retired and has lived in his home on Coteville Road for 35 years, said he had seen the Bronco traveling along the road a few times.

Nancy Hamory, who lives nearby, said she heard what sounded like "two very strong booms. ... It was almost in my back yard," Hamory said.

She said the incident scared her when she found out what had happened.

"It's frightening. You feel you are in a secure area and at the same time having someone like that so close is of great concern," Hamory said.

1997 SESSION

97-0385
03/02

SENATE BILL *201-FN-LOCAL*

AN ACT allowing welfare applicants to be checked through the National Crime Information Center and the in-state warrant system and requiring any person applying for an original New Hampshire driver's license to be checked through the National Crime Information Center for wanted persons and the National Law Enforcement Telecommunications Systems.

SPONSORS: Sen. Roberge, Dist 9

COMMITTEE: Public Institutions, Health and Human Services

ANALYSIS

This bill:

(1) Allows any person applying for welfare to be checked through the National Crime Information Center (NCIC) and the in-state warrant files as a precondition to eligibility. If the applicant is a wanted person, the application for welfare shall be denied.

(2) Requires any person applying for an original driver's license to be checked through the in-state warrant files, the NCIC, and the National Law Enforcement Telecommunications Systems (N-LETS), as a precondition to issuance.

Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

97-0385
03/02

STATE OF NEW HAMPSHIRE

In the Year of Our Lord One Thousand Nine Hundred and Ninety-Seven

AN ACT allowing welfare applicants to be checked through the National Crime Information Center and the in-state warrant system and requiring any person applying for an original New Hampshire driver's license to be checked through the National Crime Information Center for wanted persons and the National Law Enforcement Telecommunications Systems.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 New Paragraph; Check for Wanted Person Status Required; Requirements for General Assistance. Amend RSA 165:1 by inserting after paragraph III the following new paragraph:

IV. Before an application for general assistance may be granted, the local governing body shall have the right to check the applicant's record through the National Crime Information Center (NCIC) and the in-state warrant system. If the applicant is listed as a wanted person, the application shall be denied.

2 Record Check Required for License Issuance. Amend RSA 263:5-a, I to read as follows:

I. When a person who has established residency as provided in RSA 263:35 applies for a driver's license, the director shall not issue a driver's license to the applicant until [he] ***the director*** has:

(a) Determined the validity of all licenses being surrendered[~~; and~~].

(b) Secured a certified copy of the motor vehicle record or records on file in the jurisdiction or jurisdictions of the licenses being surrendered.

(c) Checked the applicant's record through the in-state warramt system, the National Crime Information Center (NCIC), and the National Law Enforcement Telecommunications Systems (N-LETS). If the applicant is listed as a wanted person or under suspension, the application shall be denied.

3 Effective Date. This act shall take effect 60 days after its passage.

LBAO
97-0385
2/3/97

FISCAL NOTE

AN ACT allowing welfare applicants to be checked through the National Crime Information Center and the in-state warrant system and requiring any person applying for an original New Hampshire driver's license to be checked through the National Crime Information Center for wanted persons and the National Law Enforcement Telecommunications Systems.

FISCAL IMPACT:

The Department of Safety indicates that state highway fund expenditures will increase by $234,723 in FY 1998, by $179,125 in FY 1999, by $184,934 in FY 2000 and by $191,965 in FY 2001. State turnpike fund expenditures will increase by $55,059 in FY 1998, by $42,017 in FY 1999, by $43,380 in FY 2000 and by $45,029 in FY 2001. There will be no fiscal impact on county and local expenditures or on state, county and local revenues.

METHODOLOGY:

The Department states that to access the National Crime Information Center, sworn law enforcement people are required. To accomplish this, the Department will hire (4) Troopers, LG 13 and (2) Clerk II, LG 6. The salaries and benefits, plus (4) vehicles and equipment is the increase in expenditures.

N.H. D.W.I. Volunteers

8/6/97
G

Committed Volunteers Independent Research

August 6, 1997

AN OPEN LETTER TO GOVERNOR JEANNE SHAHEEN

Let me tell you a fictional story about Fish and Game Director Wayne Vetter:

Wayne Vetter has been giving out over ten thousand moose hunting permits, free of charge, to people who work at the Attorney General's office, former Governors, former Senators, current Senators, former House members, current House members, especially Executive Council members, and even lobbyists.

He has been giving moose hunting permits to our U.S. Senators and Congressmen, to newspaper editors, newspaper reporters, television and radio personalities, and even to District and Superior Court Judges. Mr. Vetter has given moose hunting permits to the Commissioner of Health and Human Services who has moose permit # 72.

I know that you have been a leader, Governor in trying to lower electric rates for the people of N.H.. I personally know that two of the three Public Utilities Commissioners are indebted to Wayne Vetter for moose hunting permits.

Mr. Vetter has been giving moose hunting permits to retired State Police, current State Police, local police, and Motor Vehicle personnel - all free of charge.

Wayne Vetter has given out moose hunting permits creating the impression they are political payoffs not available to ordinary people. This would include the Director of Personnel who has moose permit # 2522, the Manager of Employee Relations who has moose permit # 6001, the Administrator of Plant & Property who has moose permit # 355, and even the Chairman of the Board of Trustees of the NH Retirement System, Mr. John McLaughlin - he has two moose permits - # 60 and # 411!

Governor, if you take this story and change:

Director Vetter's name to Commissioner Richard M. Flynn, the words moose hunting permit to low digit plates, the words moose permit to license plate number,

you will have a factual, true story, and it reads as follows:

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

AN OPEN LETTER TO GOVERNOR JEANNE SHAHEEN

Let me tell you the factual story about Commissioner of Safety Richard M. Flynn:

Commissioner Flynn has been giving out over ten thousand low digit plates, free of charge, to people who work at the Attorney General's office, former Governors, former Senators, current Senators, former House members, current House members, especially Executive Council members, and even lobbyists.

He has been giving low digit plates to our U.S. Senators and Congressmen, to newspaper editors, newspaper reporters, television and radio personalities, and even to District and Superior Court Judges. Commissioner Flynn has given low digit plates to the Commissioner of Health and Human Services, license plate number 72.

I know that you have been a leader, Governor, in trying to lower electric rates for the people of N.H.. I personally know that two of the three Public Utilities Commissioners are indebted to Commissioner Flynn for low digit plates.

Commissioner Flynn has been giving low digit plates to retired State Police, current State Police, local police and Motor Vehicle personnel - all free of charge.

Commissioner Flynn has given out low digit plates creating the impression they are political payoffs not available to ordinary people. This would include the Director of Personnel who has license plate number 2522, the Manager of Employee Relations who has license plate number 6001, the Administrator of Plant & Property who has license plate number 355, and even the Chairman of the Board of Trustees of the NH Retirement System, Mr. John McLaughlin - he has two - license plate numbers 60 and 411!

Governor, if the Vetter story was factual and true, you would have obtained Director Wayne Vetter's resignation, and had his entourage of Commissioners, Judges, Directors, Executive Council members, some members of Congress, lawyers, Senators, and so on, turn in their moose permits immediately. We all know that that story is fictional and untrue.

Sadly, Governor, the old boy network is alive and well in NH, and the factual story about Flynn is true. Comm. Richard M. Flynn is using the power of low digit license plates to inflict his control over multiple areas of State Government, which is a clear conflict, and an ethical disaster.

The Commissioner is giving low digit plates to all the people I mentioned, as well as family members, friends, political contributors to the Governor's and Executive Council races, and to a lesser extent Senate and House races.

I've outlined in the story that a person can get a low digit plate by being an elected official, an appointed Commissioner or Director approved by the Executive Council, and others in powerful positions, and I think it is clear by what was introduced into testimony by Rep. Rick Trombly on HB 644, that fact is true. See Exhibit #1 - Elite 100. Also see Exhibit #2 - excerpts from testimony published in the Union Leader.

Examples: Bernard Streeter - plate 82 and 59
Ruth Griffin - plate 57
Strafford Fuels (Eddie Dupont) - plate 75

Another way to get a low digit plate is by being the Motor Vehicle Director (Virginia Beecher - plate 47 and 120), by being the Commissioner's son (plate 48), the Commissioner's wife (plate 20), or by being the relative of someone political.

The third way is the most shocking and illegal - by giving a political contribution. If you obtain a list Governor, of the 10,000 low digit plates and who they belong to, check the names unfamiliar to you, and you'll find many of these people gave large donations to the Governor and Executive Council races, to Congressional and Senatorial races, and to a lesser extent, Representative races.

Many contributors were paid off with low digit plates. Commissioner Flynn gave them out and he's been doing it for more than twenty years!

Governor, I believe you knew about some of these things happening, and I think that is why you co-sponsored HB 644 in 1995. See Exhibit #3. If that bill had passed, there would have been 10,000 people who think they are better than us, who would now be equal with us, as the NH Constitution provides.

Rep. Henry Mock was the leader in killing HB 644. How many digits do you think his plate has, Governor? I am enclosing the Committee vote recommending that HB 644 be Inexpedient to Legislate. See Exhibit #4. I am also enclosing the House Journal record for that day. See Exhibit #5. How many of the people that voted yes and no had low digit plates? Rep. Malcolm took Rule 16 in Committee, but voted against the bill on the House floor. How many low digit plates does he, his family and friends have?

If he does have low digits plates, that would explain why Rep. Malcolm, in the House Transportation Committee, always votes the way the Commissioner wants him to - that is a conflict of interest and may be an ethics violation. Rep. Malcolm has sponsored legislation for Comm. Flynn. When these things occur and legislators have low digit plates, it's a question of undue influence.

Governor, these are the things I am asking you to do:

1. Commissioner Flynn is the most ethically challenged person I know. I am asking you to remove him from your Ethics Committee and appoint someone who is above reproach.

2. Order all Commissioners, Directors, state employees, Judges, and elected officials who have low digit plates, to turn them in immediately.

3. Order Commissioner Flynn, just like Governor Dukakis did to the Massachusetts Registrar ten years ago, to stop giving low digit plates immediately.

4. Bernie Streeter and Ruth Griffin are indebted to Flynn for low digit plates. They voted on a nomination that Comm. Flynn made for a position at the Dept. of Safety, and they vote on budget matters for the Dept. of Safety, and I feel that is a clear ethics violation. I think you should expand the Ethics Committee, and have it look into how to stop this practice.

5. Would you instruct Don Hill to call me as a witness in an open session of the Ethics Committee to bring to light these concerns? Judges have a Canon of Ethics, and that is what we need for all state employees, appointed positions, and elected officials.

6. Help me get legislation passed to have a lottery December 1, 1998, where 10,000 plates numbered 1 through 9999 would be given out through the lottery. It would be run by the NH State Lottery and each ticket would be one dollar. Eighty five cents would go to the highway fund, five cents to the lottery, five cents to the online vendor and five cents to the lottery agent.

All NH residents would have an equal chance of obtaining a low digit plate. The plates would cost $25 per year, just like a regular vanity plate, and the winners could keep them for their lifetime. That would bring money into the highway fund, and each year the lottery would be repeated for plates that may have been turned in.

I would like you to consider these facts Governor, as well as the requests I have made, and have the Attorney General look into this matter. You said you would have an open door policy and I hope it is true, as I would like to meet with you and the Attorney General to discuss these issues.

Rep. Rick Trombly put in HB 1201 in 1996 regarding low digit plates, and it was killed. I don't believe we need legislation to stop Comm. Flynn from giving out low digit plates - if we did need legislation, Flynn would make sure the bill would never go through.

The way to stop him is to issue a Governor's order to stop giving out low digit plates as of September 30, 1997. If he continues to give out the low digit plates, I am going to take him and Motor Vehicle Director Beecher to Court for violating the NH Constitution - all NH citizens are not being treated equally and do not have equal rights.

Low digit plates are a highway safety issue. Peter Thompson is your Highway Safety Coordinator, and he drives plate number 123 and sometimes plate number 12. He knows that no State Trooper will stop him for speeding. Let me tell you what a former State Trooper told me - no trooper is going to stop a low digit plate, and if he did, he would certainly hear about it from the Commissioner. These 10,000 people know they can speed and get away with it, after all they are better than us and above the law.

Let me tell you what another former State Trooper who drove for a Governor told me - the Governor offered him a low digit plate and the driver's response was 'Governor, put it where it would do the most good.'

Two years ago, I met with Jeff Howard. I was pulling into the parking lot, he saw me, and came over and asked me what 'DIESEL' stood for. It was my number plate, and I told him it's a diesel vehicle, and I pay $25 per year to have it on my plate. He asked me if I'd heard about Tom Rath getting a low digit plate (possibly # 32 ?), and said 'I wonder what he had to do to get that?'

In 1979, Tom Rath, as Attorney General, lost a case in the State Supreme Court. The case was The State of NH v. George F. Amyot, the case law will come back to haunt him, and he will lose his low digit plate. Then he can go out and get a plate like everyone else.

Governor, I drove through the employee parking lot at the Rockingham Superior Courthouse, and took some pictures. There were a half dozen low digit plates there. Let me tell you about three of them - in parking space #1 plate 593, #9 plate 7043, #10 plate 1208. Who do these plates belong to?

Governor, I am making two Right to Know requests of you: First, please ask Commissioner Flynn what month and year did Rep. Henry Mock receive his four digit plate?

Second, I would like you to ask Commissioner Flynn who, out of the 229 Representatives that voted Yes or the 106 that voted No on HB 644 in 1995 (refer to Exhibit #5), had low digit plates themselves, or their spouses who are listed in the 1995 Roster?

Please let me hear from you about this important issue.

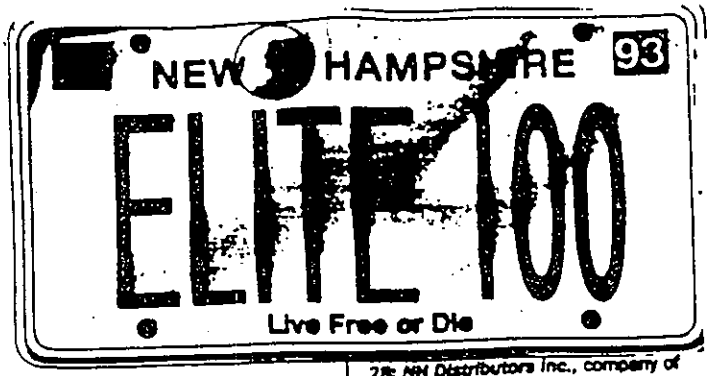
Vanity Plate number
4ACURE,



Peter DeVere

copy: Attorney General Philip McLaughlin

EXHIBIT #1



Here's a rundown of who holds the state's top 100 plates, as of March 10 of this year.

No. 1: *Judd A. Gregg*, U.S. senator, Greenfield, 1989 Chevrolet

2: *Shirley A. Rudman*, former U.S. senator's wife, Hollis, 1986 Mercedes 300 E

3: For junior U.S. senator; not taken

4: For senior congressman; not taken

5: For junior congressman; not taken

6: *John W. and Anne M. King*, former governor, Goffstown, 1986 Cadillac DeVille

7: *John and Catherine Gilkas*, King's fiscal agent, Manchester, 1987 Mercedes 420 SE

8: *Roland Tessier*, King's brother-in-law, Manchester, 1991 Mercury Grand Marquis

9: *Virginia M. Power*, former King aide's wife, Hampton, 1988 Acura Integra

10: *Emile Simard*, former executive councilor, Manchester, 1990 Dodge Dynasty

11: *James and Joseph Nadeau*, former King appointee and son, a judge, Dover, 1991 Cadillac DeVille

12: *Mt. Cube Farm*, former governor Mel Thomson's spread, Orford, 1990 Buick LeSabre

13: *John Sununu*, former governor, Salem, 1982 Volkswagen Rabbit convertible

14: *Anne and John King*, see No. 6, Goffstown, 1988 Buick Century

15: *Richard Weston*, former King aide, Hampton, 1986 Volvo 740TB

16: *Ruth Dunfey*, former Democratic financier Walter Dunfey's widow, Rye Beach, 1992 Cadillac Seville

17: *Beverly Powell*, former governor Wesley Powell's wife, Hanover, 1992 Buick

18: *Lane Dwinell*, former governor, Hanover, 1992 Buick

19: *Elizabeth Rhodes*, former Dept. of Safety head Richard Rhodes's wife, Meredith, 1992 Buick

20: *Jean Flynn*, Dept. of Safety head Dick Flynn's wife, Dover, 1991 Buick Park Avenue

21: *Doris Gibbs Smith*, longtime owner, Tilton, 1986 Dodge Caravan station wagon

22: *Nancy Sununu*, John Sununu's wife, Salem, 1991 Buick

23: *Judd Gregg*, see No. 1, Greenfield, 1993 Jeep Cherokee

24: *Joseph Britton*, longtime Democratic figure, Rochester, 1989 Acura Legend

25: *Thomas Tessier*, King's nephew, Manchester, 1991 Volvo 740

26: *Althe Holbrook*, wife of original holder, Keene, 1983 Chevrolet

27: *John Edward and Catherine Sununu*, Sununu children, Salem, 1983 Mazda 626

28: *NH Distributors Inc.*, company of Jim Hayes, former executive councilor, Concord, 1990 Lincoln Town

29: *John Sununu*, see No. 13, Salem, 1966 Ford Mustang

30: *Christine Sununu*; Sununu's daughter, Salem, 1988 Jeep Cherokee

31: *Matthew Morton*, elder of Republican family, owners of Highway Hotel, Newington, 1991 Lincoln Town

32: *Christine and Thomas Rath*, Republican activist, Concord, 1990 Saab 9000C

33: *Gene Pierce and Horace Blood*, son of former governor Robert Blood, Concord, 1991 Ford Crown Victoria

34: *Barbara Tamposi*, daughter of Republican magnate Sam Tamposi, Nashua, 1987 Lincoln Continental

35: *Kennett Kendall*, Republican owner of Kendall Insurance Co., Durham, 1992 Toyota Camry

36: *Charles and Maureen Glendey*, Republican industrialist, No. Hampton, 1991 Ford Explorer

37: *Robert Fitzpatrick*, North Conway, 1991 Dodge Stealth

38: *Joel Maiola*, Gregg aide, Francestown, 1988 Chrysler Lebaron

39: *Jeannette Kesler*, daughter of original holder, Exeter, 1971 Mercury EHZ

40: *Mike Pike*, indicted businessman, Gilford, 1990 Mercedes 560 S

41: *Samuel and Doris David*, Dover, 1990 Buick Park Avenue

42: *Florence Cote*, daughter of Cote Baking Co. owner, original holder, Manchester, 1992 Chrysler Lebaron

43: *Camille and Phyllis Cote*, see No. 42, Manchester, 1984 Lincoln Continental

44: *Paul and Dorothy Hobbs*, original holder, N. Hampton, 1992 Buick Lesabre

45: *Cyrus Gregg*, U.S. senator's brother, Peterborough, 1988 Plymouth station wagon

46: *Albert and Janet Snow*, daughter of former Senate president Blalock Atherton, Durham, 1992 Volkswagen Jetta

47: *Virginia Beecher*, special assistant to Dick Flynn, Hopkinton, 1970 Volkswagen Beetle

48: *Alana and Paul Flynn*, Dick Flynn's son, Stratham, 1991 Honda Accord station wagon

49: *Bernice Johnson*, family is original holder, No. Haverhill, 1991 Ford Econo Van

50: *Florence Knight*, original holder was husband, Strafford County sheriff, Durham, 1984 Chevrolet Monte Carlo

51: *Michael Degostino*, member of top Republican family, Exeter, 1988 Buick Electra station wagon

52: *Rose Rich*, father was Coos County court official, original holder, Lancaster, 1988 Ford Taurus

53: *Gerald Carmen*, former state Republican party head, Rye, 1986 Cadillac Seville

54: *Barbara Dunfey*, see No. 16, No. Hampton, 1993 BMW 525i

55: *Kathleen and Ansel Sanborn*, Ansel Sr. was Senate president, Wolfeboro, 1983 Buick Skylark

56: *Kantaros Real Estate Inc.*, Will Kantaros follows father Leo as Democratic fund raiser, Manchester, 1989 Saab 900 Convertible

57: *Ruth L. Griffin Trust*, executive councilor, Portsmouth, 1989 Buick Park Avenue

58: *Ford Motor Credit Co.*, Charles Sullivan, old-time Republican activist, Wilton, 1993 Lincoln Continental

59: *Bernard and Janice Streeter*, executive councilor and wife, Nashua, 1989 Buick Lesabre

60: *Eunice Wilkins*, husband, original holder, was DOT engineer, Canterbury, 1977 Chevrolet

61: *James Chandler*, ran Indian Head Bank for Greggs, Amherst, 1990 Ford LTD station wagon

62: *John Croteau*, Republican activist, North Swanzey, 1992 Pontiac Sunbird

63: *Peter King*, King Enterprises, John King's brother, Manchester, 1985 Mercedes 300SD

64: *Bill Bartlett Jr. Inc.*, former Senate president, Kingston, 1993 Chevrolet Lumina

65: *David Philip and Marilyn Styles*, son of former executive councilor, Salem, 1991 Plymouth Acclaim

66: *Dudley Orr*, original holder, prominent Concord lawyer, Manchester, 1990 Honda Accord

67: *Frances Watson*, husband was original holder, North Conway, 1990 Cadillac Deville

68: *Stewart Lamprey*, former Senate president, Moultonboro, 1988 Lincoln Town Car

69: *Michael Little*, Republican activist, Concord, 1981 Mercedes 300SD

70: *Eileen Frink and Catherine Hazelton*, Simes Frink, original holder, was Rockingham County sheriff, Newington, 1991 Jeep Cherokee

71: *Petersons Inc.*, former governor Walter Peterson's company, Peterborough, 1987 Lincoln Town Car

72: *Terry Morton*, Republican activist, Rye, 1988 Porsche 924S

73: *William Hatch*, father Everett Hatch was original holder, Gorham, 1991 Plymouth Acclaim

74: *Shaines & McEachern PA*, Paul McEachern was Gallen's lawyer, Portsmouth, 1992 Ford Taurus

75: *Strafford Fuels*, former Senate president Ed Dupont's company, Rochester, 1993 Ford Taurus St Wag

76: *Louis Bergeron*, Insurance Dept. commissioner, Rochester, 1989 Jaguar XJ6

77: *J. Ross and Margaret Gamble*, Hanover, 1984 Mercury Lynx Hatch

78: *Dorothy Welch*, Tamworth, 1985 Dodge Aries station wagon

79: *Talbert & Geraldine Sargent*, Holderness, 1988 Dodge Caravan

80: *Madeline Cheney*, husband Charles was state senator, Concord, 1972 American Hornet

81: *Harry and Gertrude Groves*, family longtime holder, Seabrook, 1989 Ford Aeros Van

82: *Bernard and Janice Streeter*, see No. 59, Nashua, 1988 Honda Prelude

83: *Laura Jaskiel and Louise O'Donnell*, Faustyn Jaskiel was prominent businessman, Manchester, 1991 Buick Regal

84: *Daniel and Dora Flynn*, see No. 20 Dover, 1991 Buick Park Avenue

85: *Frederick Maher*, Republican businessman, Manchester, 1987 Jeep Cherokee All Purpose

86: *John Bradshaw*, former Senate president, Nelson, Keene, 1986 Lincoln Town Car

87: *William Zeliff*, congressman, Jackson, 1992 Lincoln

88: *Warren Rudman*, see No. 2, Hollis, 1992 Acura Legend

89: *Richard Becker*, former *Union Leader* general manager, Derry, 1992 Lincoln Town Car

90: *Francis and Betty Degostino*, see No. 51, Exeter, 1992 Toyota Camry

91: *Granite State Packing Co. Inc.*, owner is Irwin Muskat, Manchester, 1986 Jaguar SH6

92: *Paul Collins*, was Sununu aide, Winner, 1991 Chrysler Lebaron Convertible

93: *Monadnock Paper Mills*, original holder, Richard Verney is CEO, Bennington, 1991 Cadillac Brougham

94: *Paul and Douglas McQuade*, Paul former PUC chairman, Dover, 1984 Mercedes 260E

95: *Benjamin Degostino*, see No. 51 Exeter, 1989 Cadillac Fleetwood

96: *David Carney*, Sununu aide, Hancock, 1989 Chevrolet Beretta

97: *James Chesterley*, Republican businessman, Nashua, 1989 Ford Sq. St Wag.

98: *Gerald Allard*, Republican businessman, Goffstown, 1989 Chrysler N convertible

99: *Kathleen Gregg*, Judd Gregg's wi Greenfield, 1990 Mazda Miata Co vertible

100: *Benjamin Degostino and Lyn Degostino Drake*, see No. 51, Exeter, 1992 Cadillac Deville

Sun. Mon
7.11.93

EXHIBIT #2

Excerpts from the Union Leader, March 10, 1995

'The House voted 229-106 yesterday to kill a bill proposed by House Democratic Leader Rick Trombly to open up the first 10,000 plates and those lettered A to Z to a lottery system.'

'No law governs their distribution, creating the impression they're political payoffs unavailable to ordinary people, said Trombly.'

'"The real question ... is how do you get one?" "The heart of the matter is access."'

'Safety Commissioner Richard Flynn handles low-digit plate distribution.'

###

Excerpts from The Union Leader, March 6, 1996

'The House voted 186 to 110 to kill legislation sponsored by Rep. Rick Trombly, D-Boscawen, which would have treated the low-digit plates, from 1 to 9999, the same as vanity plates, and charge the owners $25.'

'The Transportation Committee majority had recommended the bill be killed, reporting that passage would be "discriminatory to those who have possessed these plates for many years".'

'Low-digit plates have traditionally been given out to friends of New Hampshire Governors and other high-ranking state officials, although Rep. George Katsakiores, R-Derry, contended Gov. Steve Merrill "has not sought" giving the plates to anyone in the three years he has been in office.'

'Commissioner of Safety Richard Flynn administers the handouts through his office.'

'Trombly said there is no difference between people awarded low-digit plates and "people who are vain," and want to put their initials on their license plate.'

'But Rep. Henry Mock, R-Jackson, said imposing the charge would be unfair to those who have been given the plates free and said it would be legislative micro-management of the executive branch.'

EXHIBIT #3 2-9-95 10.00

1995 SESSION

0482L
95-0698
03/02

HOUSE BILL ***644-FN-LOCAL***

AN ACT relative to fees for issuing low digit and single letter license plates and using the funds to provide financial aid to cities and towns for transporting school children to kindergarten.

SPONSORS: Rep. Trombly, Merr 4; Rep. J. Kelley, Rock 22; Rep. A. Merrill, Straf 8; Sen. Cohen, Dist 24; Sen. Shaheen, Dist 21

COMMITTEE: Transportation

ANALYSIS

This bill:

(1) Requires the director of the division of motor vehicles, department of safety, to issue all available low digit and single letter plates through a lottery system on an annual basis for a fee.

(2) Establishes a special fund using fees derived from the low digit and single letter plates which shall be distributed annually to the cities and towns to pay the costs of transporting children to kindergarten.

EXPLANATION: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears in [brackets].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

0482L
95-0698
03/02

HB 644-FN-LOCAL

STATE OF NEW HAMPSHIRE

In the year of Our Lord
One Thousand Nine Hundred and Ninety-Five

AN ACT

relative to fees for issuing low digit and single letter license plates and using the funds to provide financial aid to cities and towns for transporting school children to kindergarten.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Findings. The general court finds that there is a demand for low digit and single letter license plates that exceeds the supply and that low digit and single letter license plates have a value to a substantial number of motor vehicle owners. The general court further finds that the current system of assignment creates the perception to the public that awarding of these plates is a political payoff, and that public perception of patronage is harmful to the integrity of New Hampshire government. Therefore, the general court finds that the most equitable way to allocate low digit and single letter license plates is through an annual lottery. The general court further finds that a special fund should be established in which all of the fees for the low digit and single letter plates shall be deposited. The general court further finds that cities and towns are faced with substantial education costs that result in a heavy burden on property tax payers. The general court finds that distribution of the proceeds from the special vanity plate fees to the cities and towns to assist with the costs of transporting school children to kindergarten, would provide relief to the property tax payers, and is in the best interests of the people of this state.

2 New Sections; Low Digit and Single Letter Plates; Fund. Amend RSA 261 by inserting after section 91 the following new sections:

261:91-a Low Digit Plates. Any plate with a number between 1 and 10,000 shall be known as a low digit plate. The director shall conduct a lottery on an annual basis to determine the assignment and issuance of any available low digit plates to those persons who have chosen to participate in the lottery. The plates shall be issued upon the payment of a fee as provided in RSA 261:91-e that shall be in addition to the regular motor vehicle registration fee and any other number plate manufacturing fees otherwise required. All special fees collected under this section shall be deposited in the special vanity license plate fund established in RSA 261:91-d.

261:91-b Single Letter Plates. Any plate with a letter from A to Z shall be known as a single letter plate. The director shall conduct a lottery on an annual basis to determine the assignment and issuance of any available single letter plates to those persons who have chosen to participate in the lottery.

The plates shall be issued upon the payment of a fee as required under RSA 261:91-e, that shall be in addition to the regular motor vehicle registration fee and any other number plate manufacturing fees otherwise required. All special fees collected under this section shall be deposited in the special vanity license plate fund established in RSA 261:91-d.

261:91-c Reissuance of Low Digit and Single Letter Plates. Any person assigned and issued a low digit or single letter plate prior to January 1, 1996, may renew the plate registration upon the payment of the fee required under RSA 261:91-e. Any plate not renewed or reissued shall be made available for distribution in the lottery.

261:91-d Special Vanity License Plate Fund. There is hereby established a special vanity license plate fund. The fund shall be nonlapsing and shall be administered by the treasurer of the state of New Hampshire. The director shall distribute the funds at the end of each calendar year to cities and towns to provide for the transportation of school children to kindergarten.

261:91-e Special Vanity License Plate Fees.

I. Special vanity license plates shall be issued only upon the payment of the fees listed below. This fee shall be in addition to the regular motor vehicle registration fee and any other number plate manufacturing fee otherwise required by law for the particular vehicle. The fees shall be follows:

(a) Number plates 1-10	$ 1,000.
(b) Number plates 11-100	$ 300.
(c) Number plates 101-1,000	$ 75.
(d) Number plates 1,001-10,000	$ 25.
(e) Single letter A-Z	$ 500.

II. The director is hereby authorized to waive or reduce the special vanity license plate fee upon a funding of financial hardship or good cause. The director shall publish a list annually of all waivers that have been issued.

261:91-f Distribution of Funds. The treasurer shall distribute a sum not to exceed $125,000 on June 30, 1996, and each year thereafter. Each school district shall receive a pro rata share based upon the enrollment of students in the public kindergarten on January 1, of the distribution year. These funds shall be used to pay the expenses of transporting children to kindergarten.

3 New Subparagraph; Application of Receipts. Amend RSA 6:12, I by inserting after subparagraph (kkk) the following new subparagraph:

(lll) Moneys received under RSA 261:91-a and 91-b which shall be credited to the special vanity license plate fund established in RSA 261:91-d.

4 Effective Date. This act shall take effect 60 days after its passage.

HB 644-FN-LOCAL

LBAO
LSR 95-0698 *
Revised 1/17/95

FISCAL NOTE for an act relative to fees for issuing low digit and single letter license plates and using the funds to provide financial aid to cities and towns for transporting school children to kindergarten.

FISCAL IMPACT:

The Department of Safety has determined this bill will increase the State Vanity License Plate Fund revenues by $342,500 in FY 1996 and each year thereafter, state expenditures and local revenues by $125,000 in FY 1996 and each year thereafter. There will be no impact on county and revenues and county and local expenditures.

METHODOLOGY:

The Department assumed all plates affected by the bill will still be purchased. For all fiscal years starting with FY 1996:

10	Plates numbered 1 - 10 x $1,000 =	$ 10,000
90	Plates numbered 11 - 100 x $300 =	$ 27,000
900	Plates numbered 101 - 1000 x $75 =	$ 67,500
9,000	plates numbered 1001 - 10000 x $25 =	$225,000
26	plates printed A - Z x $500 =	$ 13,000

TRANSPORTATION 1995 SESSION

HB644-FN-L Bill # EXHIBIT #4

Public Hearings 2-7-95 Executive Session 2-14-95

COMMITTEE REPORT: ITL

	YEAS	NAYS
Katsakiores, George N., Chairman	✓	
Mock, Henry P., V Chairman	✓	
Malcolm, Ken W.	Rule 16	
Dodge, Emma M., Clerk	✓	
Bartlett, Gordon E.	A	
Packard, Sherman A.	✓	
Kruse, Fred A.	✓	
Richards, David L.	A	
Boriso, Thomas J.	✓	
Connolly, Steven J.	✓	
Desmarais, Vivian J.	A	
Kobel, Rudolph J.	✓	
Krochmal, Mark A.	✓	
Lupien, James E.	✓	
Taylor, Paul W.	✓	
Bergeron, Normand R.	✓	
Turgeon, Roland M.	✓	
Burnham, Daniel M.	A	
Cote, Peter R.	A	
Kelley, Jane	A	
Berube, Roger R.	✓	
TOTAL VOTE	14	0

Appeared in Favor	Appeared in Opposition

EXHIBIT #6

ROCKINGHAM

Abbott, Dennis	Battles, Marjorie	Bishop, Franklin	Clark, Martha
Coes, Betsy	Gleason, John	Goddard, Warren	Kane, Cecelia
Kelley, Jane	Kruse, Fred	McGovern, Cynthia	Sabella, Norma
Splaine, James	Vaughn, Charles		

STRAFFORD

Chagnon, Ronald	DeChane, Marlene	Grassie, Anne	Hambrick, Patricia
Hilliard, Dana	Keans, Sandra	Knowles, William	Loder, Suzanne
McCann, William, Jr.	Merrill, Amanda	Merritt, Deborah	Pelletier, Arthur
Snyder, Clair	Tessimond, Shane	Wall, Janet	Wheeler, Katherine

SULLIVAN

Cloutier, John	Stettenheim, Sandy	Whipple, Allen

and the report was adopted.

Reps. Fenton and Krueger did not vote and intended to vote Yea.

SPECIAL ORDER

HB 644-FN-L, relative to fees for issuing low digit and single letter license plates and using the funds to provide financial aid to cities and towns for transporting school children to kindergarten. INEXPEDIENT TO LEGISLATE

Rep. James E. Lupien for Transportation: The committee voted unanimously to defeat this proposal for numerous reasons: (1) although present low-digit plate holders could keep their plates, an annual fee up to $1,000 would be necessary to retain it; (2) many of these plates have been in families for decades and belong to senior citizens least capable of paying a fee; (3) the bill fails to answer important questions about the lottery, i.e., how? when? etc., and fails to grant the director the authority to make rules pertaining thereto, and; (4) directing the proceeds to kindergarten transportation may be a misapplication of highway funds contrary to Part II, Article 6-a of the New Hampshire Constitution. Vote 14-0.

Rep. Trombly spoke against and yielded to questions.

Reps. Kobel and Mock spoke in favor.

Rep. Tessimond requested a roll call; sufficiently seconded. The question being the adoption of the report.

YEAS 229 - NAYS 106

YEAS 229

BELKNAP

Bartlett, Gordon	Boriso, Thomas	Golden, Paul	Holbrook, Robert
Hurt, George	Johnson, James	Laflam, Robert	Lawton, David
Lawton, Robert	Rice, Thomas, Jr.	Rosen, Ralph	Smith, Linda
Thomas, John	Turner, Robert	Wendelboe, Francine	Ziegra, Alice

CARROLL

Babson, David, Jr.	Beach, Mildred	Bradley, Jeb	Chandler, Gene
Cooper, Kipp	Dickinson, Howard, Jr.	Foster, Robert	Howard, Godfrey
Kenney, Joseph	Lyman, L. Randy	Mock, Henry	Patten, Betsey
Philbrick, Donald			

CHESHIRE

Avery, Stephen	Cole, Stacey	Feuer, Joseph	Hunt, John
Laurent, John	Manning, Joseph	McNamara, Wanda	Metzger, Katherine
Royce, H. Charles	Smith, Edwin	Sleere, Myron, III	

COOS

Davis, Perley	Horton, Lynn	Merrill, Gerald	Pratt, Leighton

GRAFTON

Adams, Carl	Bean, Pamela	Brown, Alson	Brown, Channing
Cobbin, Philip	Connolly, Steven	Eaton, Stephanie	Hill, Richard
LaMott, Paul	Larson, Nils, Jr.	MacNeil, Allen	Mirski, Paul
Phinney, William	Scanlan, David	Teschner, Douglass	Williams, William, Jr.

HILLSBOROUGH

Ahern, Richard	Aksten, Cheryl	Alukonis, David	Amidon, Eleanor
Andrews, Frederick	Arnold, Thomas, Jr.	Barry, Janet	Belvin, William
Boutin, David	Bridgewater, Charles	Brundige, Robert	Burke, M. Virginia
Calawa, Leon, Jr.	Cepaitis, Elizabeth	Chabot, Robert	Clegg, Robert, Jr.
Cote, Peter	Daniels, Gary	Desmarais, Vivian	Desrosiers, William
Dodge, Emma	Dokmo, Cynthia	Dyer, Merton	Dykstra, Leona
Emerton, Lawrence, Sr.	Feng, David	Fenton, James	Ferguson, Charles
Fields, Dennis	Francoeur, Gary	Gagnon, Eugene	Gibson, John
Gotham, Rita	Goulet, Maurice	Hansen, Herbert	Herman, Keith
Holden, Carol	Holley, Sylvia	Holt, David	Jean, Loren
Johnson, Lionel	Kelley, Robert	Krochmal, Mark	Kurk, Neal
LaRose, Richard	Lefebvre, Roland	Legacy, Earl	Letendre, Evelyn
Lozeau, Donnalee	Luebkert, Bernard	MacGillivray, Jeffrey	McIntyre, Doris
McMahon, Donald	McRae, Karen	Mercer, Robert	Milligan, Robert
O'Hearn, Jane	Pappas, Marc	Peters, Stanley	Philbrook, Paula
Riley, Frances	Sargent, Maxwell	Showerman, Peter	Streeter, Janice
Sullens, Joan	Taylor, Paul	Thulander, O. Alan	Turgeon, Roland
Wheeler, Robert	White, Donald	Worthen, Dorothy	Wright, George

MERRIMACK

Adams, Stephen	Barberia, Richard	Brown, Mary	Buessing, Marjorie
Chandler, Earle	Chandler, John	Crowell, Peter	Hess, David
Holmes, Mary	Jacobson, Alf	Kennedy, Richard	Lamach, Bernard
Langer, Ray	Lockwood, Robert	Morrill, Olive	Newland, Matthew
Nichols, Avis	Patenaude, Amy	Pfaff, Terence	Pitman, Mary Ellen
Shaw, Randall	Varsalone, Robert	Warner, Richard	Whalley, Michael
Whittemore, James	Willis, Jack		

ROCKINGHAM

Aranda, M. Kathryn	Arndt, Janet	Attar, Kevin	Beaulieu, Jon
Belanger, Ronald	Bishop, Franklin	Camm, Kevin	Christie, Andrew, Jr.
Conroy, Janet	Cote, Patricia	Dodge, Robert	Dowd, Sandra
Dunham, Vivian	Fesh, Robert	Flanagan, Natalie	Flanders, David
Flanders, John, Sr.	Gage, Beverly	Gleason, John	Goddard, Warren
Haynes, Richard	Henderson, Warren	Hurst, Sharleene	Hutchinson, Karen
Johnson, Robert	Katsakiores, George	Katsakiores, Phyllis	Klemm, Arthur, Jr.
Kobel, Rudolph	Kruse, Fred	Lupien, James	Magoon, Harold
Malcolm, Ken	McCarthy, John, Jr.	McKinney, Betsy	Morris, Debbie
Nowe, Ronald	Packard, Sherman	Putnam, Ed, II	Raynowska, Bernard
Richards, David	Ross, James	Rubin, George	Scanlon, Edward
Senter, Merilyn	Simmons, John Anthony	Smith, Arthur	Stone, Joseph
Stritch, C. Donald	Sytek, Donna	Tufts, J. Arthur	Weare, Everett
Welch, David	Weyler, Kenneth	Yennaco, Carol	

STRAFFORD

Douglass, Clyde	Hanlon, Mark	McKinley, Robert	Reynolds, Charles
Steadman, Frederick	Sullivan, Henry	Torr, Ann	Torr, Franklin
Torr, Ralph	Wasson, Richard		

SULLIVAN

Adler, Rudolf	Cloutier, John	Flint, Gordon	Krueger, Richard
Scholanus, Merle	Scott, Robert		

NAYS 106

BELKNAP

Dewhirst, Glenn

CARROLL

None

CHESHIRE

Burnham, Daniel	Champagne, Richard	DePecol, Benjamin	Doucette, Richard
Lynch, Margaret	McGuirk, Paul	Pratt, Irene	Riley, William
Robertson, Timothy	Russell, Ronald	Wollner, Robert	

COOS

Bradley, Paula	Hawkinson, Marie	Mears, Edgar

GRAFTON

Below, Clifton	Copenhaver, Marion	Crory, Elizabeth	Ham, Bonnie
Lovett, Sidney	Nordgren, Sharon	Trella, Richard	Tucker, John

HILLSBOROUGH

Allen, W. Gordon	Asselin, Robert	Baroody, Benjamin	Bergeron, Normand
Buckley, Raymond	Champagne, Norma	Clemons, Jane	Cote, David
Drabinowicz, A. Theresa	Durham, Susan	Foster, Linda	Franks, Suzan
Haettenschwiller, Alphonse	Hallyburton, Margaret	Jean, Claudette	Kane, Laura
Kirby, Thomas	Laughlin, J. Francis	Marcinkowski, Michael	Martin, Mary
McCarty, Winston	Melcher, Harold	Messier, Irene	Mittelman, David
Morello, Michael	O'Rourke, Joanne	Perkins, Paul	Reidy, Frank
Soucy, Donna	Wells, Peter, Sr.	White, John	

MERRIMACK

Crosby, Toni	Daneault, Gabriel	DeStefano, Stephen	Dunn, Miriam
Feuerstein, Martin	Fraser, Marilyn	Moore, Carol	Owen, Derek
Rogers, Katherine	Trombly, Rick	Wallner, Mary Jane	Yeaton, Charles

ROCKINGHAM

Abbott, Dennis	Carson, Gregory	Case, Margaret	Clark, Martha
Clark, Vivian	Coes, Betsy	Kane, Cecelia	Kelley, Jane
Langley, Jane	McGovern, Cynthia	Noyes, Richard	Splaine, James
Syracusa, Anthony	Sytek, John	Vaughn, Charles	

STRAFFORD

Brown, George	Chagnon, Ronald	DeChane, Marlene	Dunlap, Patricia
Grassie, Anne	Hambrick, Patricia	Hilliard, Dana	Keans, Sandra
Knowles, William	Loder, Suzanne	McCann, William, Jr.	Merrill, Amanda
Merritt, Deborah	Pelletier, Arthur	Snyder, Clair	Spear, Barbara
Tessimond, Shane	Vincent, Francis	Wall, Janet	Wheeler, Katherine
Williams, Howard			

SULLIVAN

Lindblade, Eric	Palmer, Lorraine	Stettenheim, Sandy	Whipple, Allen

and the report was adopted.

Rep. Berube did not vote and intended to vote nay.

Reps. Little, Dwyer, Pepino, Boucher, Battles, Chase, Bonnie Packard, Callaghan, Kingsbury, Hart and L'Heureux declared conflicts of interest and did not participate.

REGULAR CALENDAR (Cont'd)

HCR 6, encouraging the establishment of an action plan for balanced competition in the eral system. INEXPEDIENT TO LEGISLATE

Rep. David A. Welch for State-Federal Relations: This resolution encourages the conve of a national Conference of States for the purpose of adopting an action plan designed to res the political balance between the federal government and the states. The existence of fed unfunded mandates has become a burden to all of the 50 states. The Council of State Gov ments has determined that only with a meeting attended by the governors of the various st and four legislators from each state, (two senators, two representatives) can the issues o increasingly debt-ridden federal bureaucracy be brought to heel. The idea is not new, howe On February 21, 1787, Congress officially extended an invitation to the several states to s delegates to Philadelphia to convene on May 14, 1787, for the "sole and express purpos revising the Articles of Confederation." As we all know, the Virginia delegation arrived first James Madison convinced his fellow delegates that no amount of revision could make the ticles of Confederation work to provide the type of government that was needed to preserve tenuous union that existed among the 13 former colonies. The State-Federal Relations Com tee was convinced that there are no safeguards to prevent this "Conference of the States" f recreating the original convention and proposing remedies that should only come from a c vention convened under Article 5 of our present Constitution which requires a two-thirds v of both houses of Congress or upon application of three-fourths of the states. Further, the c mittee has passed a resolution to reaffirm our sovereignty as a state under the Tenth Ame ment to our Constitution which reads, "All powers not delegated to the United States by Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to people." The governors of the states now meet on a regular basis and are empowered to petit the federal government as are we in the legislatures of the States. Vote 8-4.

Adopted.

HJR 1, reaffirming state sovereignty under the 10th Amendment to the United States Con tution. MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Sharleene P. Hurst for the Majority of the Committee on State-Federal Relations: State of New Hampshire is prohibited by law from enacting unfunded mandates on municip ties. This resolution asks the federal government to follow our lead. The majority of the co mittee believes that while it is important to protect the rights of disadvantaged citizens, the fede government has over-stepped its constitutional bounds by enacting programs and forcing the co onto state and local governments. Vote 7-5.

Reps. Dana S. Hilliard, Shane E. Tessimond, Robert K. Wollner and James R. Splaine for Minority of the Committee on State-Federal Relations: The minority of the committee rec nizes that there are instances where federal mandates are necessary in order to avoid discri nation in instances of education, areas of mental, physical and racial equality, and certain s etal needs requiring standards for health and environmental preservation.

Majority report adopted and ordered to third reading.

HB 151-FN, establishing a special license plate program, including related fees. RE-REF TO COMMITTEE

Rep. Jane Kelley for Transportation: The committee feels the bill needs further study du many technicalities which need to be addressed in more depth. Vote 13-3.

Adopted.

HB 519-FN-A, relative to the duties of motor vehicle registration agents and certain s registration fees. OUGHT TO PASS WITH AMENDMENT

Rep. Henry P. Mock for Transportation: This bill permits the Commissioner of Safety tc tablish a pilot program with the City of Concord to electronically transfer registration fee the state as opposed to the current method. This would allow automobile registrants to write check for both the city and state fees. Vote 12-4.

Amendment (1536L)

Amend the title of the bill by replacing it with the following:

STATE OF NEW HAMPSHIRE

OFFICE OF THE GOVERNOR

JEANNE SHAHEEN
GOVERNOR

August 8, 1997

Mr. Peter DeVere
P.O. Box 392
Melvin Village, NH 03850

Dear Mr. Devere:

Thank you for your letter of August 6, 1997. Like you, I strongly believe that public officials should be held to the highest of ethical standards. As you are probably aware, no formal ethical guidelines exist for the entire executive branch on matters such as conflict of interest. To that end, I have appointed a task force to review our current statutes and departmental policies, as well as ethical guidelines from other states and the federal government, and make recommendations as to how we should proceed in New Hampshire.

Task force meetings will be open to the public, and there will be at least one public hearing. I have full confidence in each of the task force members and have no intention of removing any of them.

Your Right to Know request for information concerning automobile registrations should be directed to Commissioner Richard Flynn, at the Department of Safety. The Governor's Office does not have such information.

Sincerely,

Jeanne Shaheen

Jeanne Shaheen
Governor

JS:kl

STATE HOUSE, CONCORD, NH 03301 (603) 271-2121
TDD Access: Relay NH 1-800-735-2964

N.H. D.W.I. Volunteers

9/18/97
8:46
J

Committed Volunteers **Independent Research**

September 18, 1997

Dear Governor Shaheen,

Enclosed is a Right to Know request I sent to Safety Commissioner Richard Flynn and his response, denying my request. I think the Commissioner may be correct in saying that under RSA 260:14, he cannot give me the information.

Therefore, I am asking you under the Right to Know Law, since you won the election, have you called, written, spoken to, or forwarded any requests to Commissioner Flynn or Virginia Beecher for low digit plates for anyone?

If you have, I would like to obtain a list of the names only. I want to check the names against the information at the Secretary of State's office, to see if any of them gave money in the last campaign.

Also, after I wrote to you on August 6, 1997, I was shocked and dismayed to discover you had low digit plate # 1061. I would like to know under the Right to Know Law how you went about getting low digit plate # 1061? Specifically, who did you contact, how long did you wait, who did you receive the plate from, and when did you receive it? Do you have any other low digit plates?

I believe the people of NH have a right to know how you received your low digit plate, and also if people are giving campaign contributions and receiving low digit plates in return.

Thank you for your anticipated cooperation.

Sincerely,

Peter DeVere

enclosures: 2

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

N.H. D.W.I. Volunteers

Committed Volunteers **Independent Research**

Rec'd copy for the Gov's Office Emy 10/3/97

SECOND REQUEST OCTOBER 3, 1997

September 18, 1997

Dear Governor Shaheen,

Enclosed is a Right to Know request I sent to Safety Commissioner Richard Flynn and his response, denying my request. I think the Commissioner may be correct in saying that under RSA 260:14, he cannot give me the information.

Therefore, I am asking you under the Right to Know Law, since you won the election, have you called, written, spoken to, or forwarded any requests to Commissioner Flynn or Virginia Beecher for low digit plates for anyone?

If you have, I would like to obtain a list of the <u>names only</u>. I want to check the names against the information at the Secretary of State's office, to see if any of them gave money in the last campaign.

Also, after I wrote to you on August 6, 1997, I was shocked and dismayed to discover you had low digit plate # 1061. I would like to know under the Right to Know Law how you went about getting low digit plate # 1061? Specifically, who did you contact, how long did you wait, who did you receive the plate from, and when did you receive it? Do you have any other low digit plates?

I believe the people of NH have a right to know how you received your low digit plate, and also if people are giving campaign contributions and receiving low digit plates in return.

Thank you for your anticipated cooperation.

Sincerely,

Peter DeVere

enclosures: 2

NOTE: I returned Judy Reardon's call on Friday, September 26th, and she did not return my call. I would like to keep everything in writing. Thank you.

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

STATE OF NEW HAMPSHIRE

OFFICE OF THE GOVERNOR

JEANNE SHAHEEN
GOVERNOR

October 6, 1997

Mr. Peter DeVere
P.O. Box 392
Melvin Village, NH 03850

Dear Mr. DeVere:

It is practice of this office to forward any requests for license plates to the Department of Safety. This office has no idea whether any requests forwarded to the Department of Safety have resulted in anyone obtaining particular plates.

Governor Shaheen obtained license plate No. 1061 while Hugh Gallen was the Governor. She has no recollection of what the circumstances were.

Very truly yours,

Judy E. Reardon
Legal Counsel to the Governor

JER:ec
115j

N.H. D.W.I. Volunteers

BHCB 1/14/98 9:28am

Committed Volunteers **Independent Research**

January 14, 1998

Dear Governor Shaheen,

During your final campaign debate, I asked you, if you were elected Governor, would you promise not to appoint any 'double dippers'. You responded by saying, and I quote, "I think we have to take a hard look at how many people are double dipping in the state and how much it's costing us. I think that is an example of the political maneuvering that's gone on in past years that needs to end."

Governor, you have appointed Charles Connors, who became a double dipper, and you have appointed Paul Brodeur to another double dipping job. Perhaps these appointments were not a result of political maneuvering, but I can give you an example of one that is.

I have learned that Commissioner of Safety, Richard M. Flynn, is going to recommend early re-appointment of Virginia Beecher, his long time companion, as Motor Vehicle Director. Her appointment has been political maneuvering from the very beginning. Ms. Beecher is collecting more than $45,000 from State Police retirement Group II. She was never in the State Police and she never attended Police Standards and Training, as all police in Group II do.

At your Highway Safety Breakfast, you shared with us the respect you have for your State Police security detail. That man and woman went through Police Standards and Training, and they have to work nights, week-ends, holidays, rain or shine. Their jobs are highly stressful and they have to put their lives on the line every day. They have lost five brother troopers in the past few years. That is why they are in Group II retirement.

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

To give you a bit of history on the political maneuvering that has surrounded Virginia Beecher, I can tell you that she started working at the Motor Vehicle Dept. in 1969 and she was in Group I retirement. Commissioner Flynn came on board in 1972 and made Beecher his secretary. In 1977, Flynn had an amendment stuck on a bill which put his secretary in Group II State Police retirement, retroactive to 1969. I know of no other person that this has been done for, who was not a police officer who attended Police Standards and Training. **This** is a case of political maneuvering. How many low digit plates were given out for this deal?

In 1994, Bob Turner, who I think was an excellent Motor Vehicle Director, was forced out of his position. Commissioner Flynn recommended his long time companion and secretary, Virginia Beecher, for the position of Motor Vehicle Director, to start at the **top** salary of more than $68,000. Ms. Beecher applied immediately for State Police retirement.

Of course, the Executive Council members voted for her, even though she was a secretary. Four of the five Council members, their family members, and most appalling, people who gave to their campaigns, have been given dozens of low digit plates by Commissioner Flynn. Of course they are going to approve his recommendations.

Governor, I am asking you to send a clear message by **not** supporting or appointing Virginia Beecher as Motor Vehicle Director. Stop the political maneuvering by Comm. Flynn, and appoint another woman to do the job.

Enclosed is an article about David Gilbert, a teen driver who killed another teen in an alcohol related crash. David Gilbert should not have had a license - it should have been revoked by Virginia Beecher, but the paperwork was lost. If Ms. Beecher is re-appointed, needless, preventable deaths such as this will continue.

RSA 263:56 a mandates that the license shall be suspended if an individual is in court default. There are thousands of people in court default for felonies and misdemeanors, including robbery, theft, drug offenses, violating restraining orders, assaulting spouses, etcetera, and Virginia Beecher continues to give them driver's licenses.

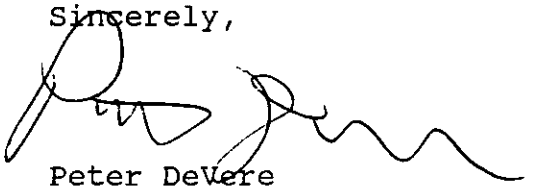
There are thousands of people who are under suspension in other states who Virginia Beecher allows to have valid NH driver's licenses. There are many more examples of people Ms. Beecher is licensing who should not have a license, but I think you get the picture.

The position of Motor Vehicle Director needs someone who knows what she is doing, who is not 'politically connected', and who is concerned with drunk and dangerous drivers, as well as other highway safety issues.

Such a woman is Pat Rainboth, Executive Director of Victim's Inc. in Rochester. Pat has been working with victims and with young people for years, and I have never heard a disparaging word about her. Pat has received many awards for her efforts, including an award from you Governor, and she is well respected by everyone.

You are going to need a 'Pat Rainboth' who will breeze through confirmation by your Executive Council. Please consider some new blood for the Motor Vehicle Department.

Sincerely,



Peter DeVere

P.S. While I am writing to you on the subject of appointments, I would like to say that I think Leo Spencer would make an excellent replacement for the "politically connected" Peter Thomson, your Highway Safety Coordinator, who is telling people behind your back Governor, that you don't care about drunk driving - you voted against the .08 bill.

DMV eyed in wake of teen's death

Human error blamed in giving license back after DWI charge

RAY CARBONE
Lakes Region Bureau Chief

BELMONT — David Gilbert apparently should have had his driver's license taken away before he was involved in an accident that killed his best friend here a week ago, but had a legal driver's license due to a mistake made by the state.

Gilbert, 18, of Jodi Drive in Belmont has been charged with negligent homicide in the death of Harleigh B. "Lee" Bouwens, 16, of 164 Shaker Road in Belmont.

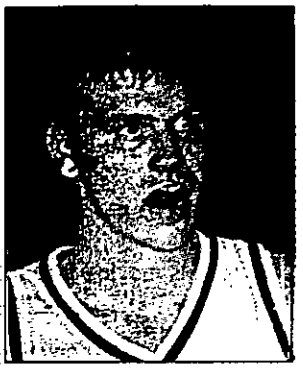


Lee Bouwens
...killed in crash

Police say Gilbert was drunk when he crashed his father's pickup truck into a tree on Brown Hill Road just before 1 a.m. on Dec. 20. It was the second time Gilbert was charged for drunken driving.

Laconia District Court records show that Gilbert refused to take a breathalyzer test last June when he was arrested in Meredith on a driving while intoxicated charge.

According to state law, Gilbert's refusal to take the test meant that his license would be suspended for 180 days. But when Gilbert agreed to plead guilty to the drunken driving charge in mid-July, Meredith police gave Gilbert back his license.



David Gilbert
...second DWI

Meredith Police Sgt. John Egan said drunken drivers are offered a guaranteed sentence in return for a guilty plea in cases where the violation is less severe.

At minimum, offenders must lose their license for 90 days, pay a $350 fine and enter an alcohol abuse program. But shortly after he was offered the plea bargain, Gilbert changed his mind and decided to take the case to court, according to Egan.

Egan said he then contacted the state Department of Motor Vehicles in Concord to revoke Gilbert's license again.

Charles Desmarais, administrator of the DMV's bureau of hearings, said his department received Egan's letter, but lost it.

"I don't know what happened," said Desmarais. "I have no idea... It's unusual." He attributed the administrative mistake to human error.

At one point, Gilbert's case was scheduled to go to trial in Laconia District Court on Dec. 18. As he prepared for the trial, Egan looked up Gilbert's driving record and was surprised to see the Belmont teen still had his driver's license.

Egan said he contacted the DMV office again on Dec. 15 to tell them Gilbert should not have his license. The DMV sent Gilbert a letter on Dec. 16 stating Gilbert's license would be suspended within 10 days.

Four days later, Gilbert crashed the truck that took his friend's life. Last Monday, Gilbert was arraigned in Laconia District Court and freed on $10,000 personal recognizance bail pending a probable cause hearing next month.

Gilbert's bail conditions say he must maintain good behavior, not operate a motor vehicle, not drink alco-

☆ DMV
Please turn to Page 12A

DMV: Agency eyed in wake of death

Continued from Page 11A

holic beverages and not use any non-prescription controlled drug.

Hundreds of friends attended funeral services for Bouwens held at St. Joseph's Church in Belmont Tuesday.

Three day later at midnight, Gilbert's license was officially suspended for 165 days by the DMV.

Egan said he was unsure whether Gilbert losing his license would have prevented Gilbert from still driving the pickup truck that crashed killing Bouwens.

"It's hard to say if he would be driving or not," said Egan. "It's not the license that's going to keep the kid from driving."

Gilbert's DWI trial is currently set for February after being postponed several times since last summer.

David Gilbert's father, Alan Gilbert of Belmont, declined to comment on his son's DWI case or the accident that killed Bouwens.

"We've got a lot of feelings about everything that's happened," said Alan Gilbert. "...we've got a lawyer now and that's the route we're going to be taking."

Ken Bouwens also refused to comment on his son's death or David Gilbert's DWI case, but said the family has retained a lawyer for insurance purposes.

The Associated Press contributed to this story.

NEW HAMPSHIRE'S DAILY NEWSPAPER

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

★★★ MANCHESTER, N.H. — TUESDAY, DECEMBER 30, 1997 ©1997, UNION LEADER

Teen Shouldn't Have Had License At Time of Fatal Belmont Crash

By ROGER AMSDEN
Union Leader Correspondent

BELMONT — A teenage driver charged with negligent homicide should not have had his license at the time of the fatal accident which claimed the life of one of his close friends, according to a Meredith police officer.

But an error by the state allowed David Gilbert, 18, of Jodi Drive, Belmont, to continue to drive even though his license should have been taken away after he was arrested last June in Meredith on a charge of driving while intoxicated.

Gilbert is charged with negligent homicide in connection with a Dec. 20 crash on Brown Hill Road that claimed the life of Lee Bouwens, 16, of Shaker Road, Belmont.

Police allege that Gilbert was driving a pickup truck that slammed into a tree about 12:45 that morning and that alcohol and excessive speed contributed to the fatal accident .

Gilbert's license was originally suspended for 180 days after he refused to take a breathalyzer test when he was arrested in Meredith on June 1. But his license was returned to him after he agreed to plead guilty to the DWI charge in mid-July.

Meredith Police Sgt. John Egan said that people accused of driving under the influence are offered a guaranteed sentence if they agree to plead guilty in cases where the violation is less severe.

The minimum sentence calls for offenders to lose their license for 90 days, pay a $350 fine and enter an alcohol abuse program. But shortly after he was offered the plea bargain, Gilbert changed his mind and decided to contest the charge, Egan said.

Egan said he then wrote to the state Division of Motor Vehicles and asked that Gilbert's license again be revoked.

But, even though the agency received the letter, no action was taken.

Charles Desmarais, administrator of the division's Bureau of Hearings, said the department received the letter but said that it was lost through human error.

Sgt. Egan said that when the case was scheduled to go to trial in mid-December, he was looking up Gilbert's record and was surprised to find that he still had his license. He called the state on Dec. 15 to say that Gilbert should not have his license. But the trial, scheduled for Dec. 18, was postponed until Feb. 5.

Five days after Egan called the state, Gilbert was involved in the fatal accident which took Bouwen's life.

Gilbert's license was revoked by the DMV last Friday for 165 days.

A probable cause hearing on the negligent homicide charge is scheduled for Jan. 13 in Laconia District Court. Gilbert, who is free on bail, served as a pallbearer at Bouwen's funeral last week.

Belmont Police Chief Michael McCarty said the investigation into the fatal accident is continuing. He said that, as part of the investigation, police are trying to determine if Gilbert and Bouwens had attended a drinking party with other teens.

He said there is not enough evidence at this time to determine if other charges will be filed against Gilbert or others in connection with the fatal accident.

(The Associated Press contributed to this report)

N.H. D.W.I. Volunteers

Committed Volunteers **Independent Research**

February 2, 1998

Dear Governor Shaheen,

Since my last correspondence to you on January 14, 1998, your Administration has testified against SB-408.

Your newest appointee, John Stephen, testified against the bill, and essentially explained that Commissioner Flynn did not want to suspend the registrations of people who are in court default, people who are wanted for offenses such as rape, robbery, drug offenses, and even people who have violated restraining orders. Why wouldn't the Commissioner want to suspend the registrations of these people?

The police are actively looking for these wanted people, and Commissioner Flynn wants these individuals to have their vehicle registrations. The Commissioner is enabling these individuals to drive around and commit more crimes by allowing them to keep their registrations.

Enclosed is Senator Roberge's testimony on SB-408. The Senate Transportation Committee has not rendered their final decision on this bill. There is still time for you to support this legislation. As Senator Roberge's last statement says, 'Please don't wait for a tragedy to occur to pass this legislation.'

I hope you will not let that happen.

Sincerely,

Peter DeVere

Peter & Linda DeVere PO Box 392 Melvin Village, NH 03850
PHONE 603-544-8888

Gov. office.
8:30Am
2/4/98

TESTIMONY ON SB - 408

I SPONSORED SB - 408 FOR TWO REASONS. THE FIRST REASON IS TO STOP PEOPLE WHO ARE WANTED FOR CRIMES FROM REGISTERING A MOTOR VEHICLE. WE HAVE THOUSANDS OF PEOPLE WHO ARE WANTED IN NEW HAMPSHIRE, FOR OFFENSES RANGING FROM VIOLATIONS TO FELONIES. THE POLICE AND THE SHERIFF DEPARTMENTS ARE LOOKING FOR THEM AND THEY CANNOT FIND THEM, YET THESE PEOPLE CAN WALK INTO ANY MOTOR VEHICLE DEPARTMENT AND REGISTER A CAR, BECAUSE THE MOTOR VEHICLE DEPARTMENT DOES NOT CHECK THE INSTATE CAPIAS FILE OR BENCH WARRANT FILE PRIOR TO ISSUING OR RENEWING A REGISTRATION.

THE SECOND REASON IS BECAUSE OF THE MORE THAN SIXTEEN MILLION DOLLARS OWED IN COURT DEFAULTS. IF THE COURT DEFAULT IS NOT MOTOR VEHICLE RELATED, THESE INDIVIDUALS CONTINUE TO REGISTER THEIR CARS ALSO.

LET ME GIVE YOU AN EXAMPLE - A WOMAN TAKES OUT A RESTRAINING ORDER AGAINST HER HUSBAND, AND HE VIOLATES IT BY ASSAULTING HER. THE POLICE GO TO THE ADDRESS LISTED ON HIS REGISTRATION TO ARREST HIM, AND THEY ARE TOLD HE HAS MOVED. UNDER CURRENT LAW, THIS MAN CAN GO INTO ANY MOTOR VEHICLE DEPARTMENT AND RENEW HIS REGISTRATION.

SB - 408 WILL PREVENT SUCH PEOPLE FROM RENEWING THEIR REGISTRATIONS. PLEASE DON'T WAIT FOR A TRAGEDY TO OCCUR TO PASS THIS LEGISLATION.

Government/Politics

House Panel Pans Criminal Check on License

By DONN TIBBETTS
State House Bureau Chief

CONCORD — A bill requiring a criminal records check on driver's license applications and renewals was handed a defeat yesterday when a House transportation subcommittee recommended it be killed.

Rep. Gordon Bartlett, R-Belmont, said he expects the full committee will vote to kill the measure next week.

"The problem being that they want to put five troopers into the process and that would cost $350,000 to try and run all this NCIC thing (National Crime Information Computer). We need the troopers, but not to sit behind a desk all day," said Bartlett.

"They would have (us) believe that we're looking at streets running wild with convicted felons that are getting driver's licenses. I don't really think that's the case."

Bartlett estimated the system might catch 10 felons a year. "That's about $35,000 per man, and right now we just can't afford to go this route." he said.

Anti-drunken driving activist Peter DeVere, who has tirelessly supported the bill, said: "They voted to kill the bill, which means they really voted to give wanted felons driver's licenses in New Hampshire.

"Safety Commissioner Dick Flynn doesn't want to stop wanted felons from getting licenses and he won again today."

But DeVere said the fight will continue in January through new legislation introduced by Sen. Sheila Roberge, R-Bedford.

"When a state trooper is killed at two in the morning by a wanted felon who had a valid driver's license, and who could have been picked up a month before, then this bill will finally get through," warned DeVere.

Roberge's new bill would mandate checking the national crime computer when anyone applies for a motor vehicle registration plate or a non-driver identification card.

There is also a provision for an '800' number to be set up by the state police.

Sex assault suspect still free; police try to calm parents

By JOSEPH DANIEL McCOOL
Union Leader Correspondent

DEERFIELD — A convicted sex offender from Texas was still at-large yesterday as authorities broadened their investigation and worked to allay community fears in the wake of his alleged assault on a 5-year-old Deerfield boy.

Jon Savarino Schillaci, 27, who was released from a Texas prison recently after serving a 10-year sentence for molesting an 11-year-old boy, is wanted in connection with the aggravated felonious sexual assault of the Deerfield boy, whose family had provided what was supposed to be a home from which Schillaci could begin a new life.

Police haven't identified the local family and have said only that the crime took place in a home in the north end of town. But they have used a letter sent home with local schoolchildren to inform parents that the assault was an isolated incident involving someone who was mistakenly believed to be a true friend of the family.

"He was not picking out victims at random. We put that (letter) out to try and alleviate some fears," said Deerfield Police Detective Sgt. Steven Turner, who added that phones at the local school and the police department had been kept busy with calls from area parents.

In the letter, police assured the community that "there is no immediate reason for concern" and that "this was not a case of a stranger assaulting a child." Authorities reminded parents, however, that they should exercise due caution, as they normally would for their children.

Local authorities are investigating whether Schillaci remains in New Hampshire, or, as some evidence has led some to believe, has fled the state bound for Texas. His car was found abandoned in Manchester a short distance from the city's bus terminal.

Police are advancing the investigation even without the suspect in custody.

"The next thing we're going to do is search the recovered vehicle to see what we've got in that," Turner said. That search will take place sometime this weekend or Monday.

And the local police have turned to the New Hampshire State Police and special investigators from the FBI to help collect evidence from the computer that Schillaci left behind.

"We're going to get them involved right off. They're in from the ground floor so we don't have to play catch-up with them," Turner said of the federal authorities.

Schillaci had befriended the Deerfield family from his Texas jail cell, where be began writing to the boy's family and suggesting in letters and e-mail messages that he wanted to move away from Texas and begin a new life.

He accepted the family's offer to come to Deerfield and live with them until he could begin a new life on his own. The arrangement lasted until last Sunday, when the family learned that Schillaci had allegedly assaulted their 5-year-old.

Schillaci is described as white, about 5 feet 11 and 180 pounds, with black hair and brown eyes. Anyone who knows his whereabouts or sees him is asked to call the Deerfield Police Department at 463-7258, the state police at 271-3636 or the nearest police department.

Man Arrested As Texas Fugitive

MERRIMACK — Police arrested a man on a fugitive from justice charge Tuesday after he attempted to obtain a drivers license at the Division of Motor Vehicles' Harris Pond office.

Police said Mauricio Enrique Perez, 29, of 64A Kinsley St., Nashua, was wanted in Texas on a parole violation after fleeing to California, then to New Hampshire.

Police said Perez waived extradition back to Texas.

Prayer to the Blessed Virgin

(never known to fail)

O most beautiful flower of Mount Carmel, fruitful vine, splendor of Heaven, Blessed Mother of the Son of God, Immaculate Virgin, assist me in my necessity. O Star of the Sea, help me and show me here you are my mother. O Holy, Mary Mother of God, Queen of Heaven and Earth, I humbly beseech you from the bottom of my heart to secure me in my necessity (make request). There are none that can withstand your power. O Mary conceived without sin pray for us who have recoursed to thee (3 times). Holy Mary, I place this cause in your hands (3 times). Say this prayer for 3 consecutive days and then you must publish and it will be granted to you. **J.L.**

Londonderry Man Faces Drug, Fugitive Charges

CANDIA — A Londonderry man is facing a series of charges, including a fugitive from justice felony charge, after Candia police arrested him on a routine motor vehicle stop late Thursday night.

Jocelyn Boutot, 31, of 351 Winding Pond Road, Londonderry, was arrested at 11:30 p.m. Thursday after he was pulled over on Route 27 near the post office for failing to dim his headlights and for having a tail light out.

Officer Ryan Grant then learned Boutot was wanted by York County, Maine, police for his failure to appear on an assault charge, according to Sgt. Jack Keller.

The vehicle was searched and police found a small amount of cocaine, as well as nunchukas, he said.

Boutot was charged with the class A misdemeanor of possession of a weapon, the class B felony of possession of a narcotic, and being a fugitive from justice, also a class B felony.

He was arraigned yesterday in Derry District Court where he entered an innocent plea on the misdemeanor charge.

Police expect to present the felony charges to a Rockingham County Superior Court grand jury for indictment.

Police expect to present the felony charges to a Rockingham County Superior Court grand jury for indictment.

A probable cause hearing is scheduled for Nov. 2 in Auburn District Court.

Boutot's bail was set at $5,000 cash on the fugitive charge and $5,000 cash on the narcotic charge, according to Keller. He did not post bail and is being held at the county jail.

Police are pursuing a governor's warrant from the state of Maine that will allow extradition, said Keller.

Arrest Follows 120 MPH Chase

PLYMOUTH — A Sullivan County resident who is wanted in Florida on aggravated assault charges was arraigned Monday after leading state police on a chase that reached speeds of over 120 miles per hour.

Kevin A. Patten, 26, of Charlestown was charged with aggravated driving while intoxicated, resisting arrest, disobeying a police officer and being a fugitive after being arrested Saturday about 3:40 a.m. on Interstate 93 just north of Exit 24 in Ashland.

The pursuit began when Tim Lang of Northfield Police spotted the vehicle on I-93. One matching its description had been reported as having a possibly drunk driver.

Lang took pursuit. When the vehicle he was after reached the New Hampton line, State Trooper Robert Terhune took up the chase, which state police report exceeded speeds of 120 miles per hour.

State Police Cpl. Jim Player said he believes Terhune overtook the vehicle as it slowed near Exit 24. It did not take the exit, but Terhune moved in front and was able to control the suspect's ability to pass or speed.

Player said there was a brief struggle before Terhune had Patten in custody.

During the struggle, Patten's vehicle apparently slid into the back of the cruiser, causing minor damage, Player said.

At a hearing yesterday, bail was set at $2,000 and a trial date set for Nov. 28, according to published reports.

Mass. Fugitive Arrested in Wilton

WILTON — State and Wilton police Tuesday evening arrested a man wanted for attempted murder and other charges, police said.

Listed as a fugitive from Massachusetts, Richard R. Simond, 23, is wanted by the Tyngsboro, Mass., police on multiple felony charges, according to New Hampshire State Police.

He is being held in Valley Street Jail, Manchester, pending a hearing in Milford District Court.

Police Save a Life, Nab a Wanted Man

LITTLETON — Police were able to talk a distraught man out of killing himself Thursday night, according to Police Chief Louis Babin.

Police were called to Sherwood Manor apartments on Route 116 just before 7 p.m. by a woman who said Herbert Plante, 25, had threatened to kill himself.

Police cleared the parking area of the complex of people who had gathered and with the help of Whitefield and state police, surrounded the building.

Access was gained to Plante's apartment, where Cpl. Don Marsh, who knew Plante, and Officer Bob Magoon, were able to talk him out of shooting himself, Babin said.

Plante was armed with a 20-gauge shotgun and told police he had drunk two 12-packs of beer earlier in the day.

Plante was taken to Littleton Hospital, where he was undergoing an evaluation.

A few hours later, a routine traffic stop for a headlight violation landed a Dalton man in court yesterday morning on extradition charges.

Officer David Wentworth stopped Edward Towns, 27, just before 1 a.m. on Meadow Street because a headlight on the vehicle was out. A check of records showed Towns was wanted in Oxford County, Maine on seven counts of burglary and six counts of theft, including the theft of a firearm, Babin said.

An extradition hearing was held yesterday morning in Littleton District Court.

Three Rescued After Ship Sinks in Maine

NORTH HAVEN, Maine (AP) — The crew of a Rockland-based urchin boat that sank in icy waters was rescued Friday by a Coast Guard helicopter, authorities said. Nobody was hurt.

The three were airlifted to the Penobscot Bay Medical Center, where they were released without treatment, a nursing supervisor said.

The Westwind sank in the icy waters of western Penobscot Bay, but the three made it to shore and broke into a cabin to alert the Coast Guard, said Chief Warrant Officer Eugene Pellerano.

Chase Through Newport Woods Nabs Fugitive

By MIKE MANZO
Union Leader Correspondent

NEWPORT — Three would-be all-terrain vehicle thiefs — one, a fugitive in two counties — led a town police officer and his K-9, Cito, on a 2½-mile chase through the woods toward Claremont Tuesday night.

A felony attempted theft charge has been filed against William Hallinan, 26, who entered no plea at his arraignment yesterday in Newport District Court. Hallinan is being held at Sullivan County Jail on $2,000 cash bail.

When police reviewed Hallinan's criminal record, they discovered he is wanted in both Hillsborough County and Sullivan County superior courts on separate felony charges. They also found that he was the suspect in a Nov. 6 "shots fired" incident on Cross Street in which he gave a fake name and then escaped. The alleged "shots" in the Nov. 6 incident turned out to be M-80 firecrackers.

For evading police on Nov. 6, Hallinan was charged with giving false information to a police officer and resisting arrest, both class A misdemeanors. He pleaded not guilty yesterday to those charges, said Newport Police Chief David Hoyt.

Hallinan has not yet appeared in Sullivan County Superior Court on a felony sexual assault charge or in Hillsborough County Superior Court on a felony theft charge, said Hoyt.

The remaining two bandits in Tuesday's attempted theft, one adult and one juvenile, will be charged within a week, said Hoyt last night.

The trio was caught trying to steal an all-terrain vehicle from Dave's Repair on Route 11/103 between Claremont and Newport.

"I was watching from the window," said Davis Hemingway, owner of the shop. Hemingway said the three got the vehicle across the highway and into the woods on the other side when he called Newport police dispatch just before 9:30 p.m.

"The police did all the work," Hemingway said. "They did a hell of a good job if you ask me." The vehicle, worth about $1,200, was found ditched along the chase route.

The chase began near the Kelleyville Bridge and Dave's Repair. Hemingway said it took only minutes for Officer Denis J. O'Sullivan and his dog, Cito, to respond after receiving his call.

The chase ensued for nearly 2½ miles when O'Sullivan and Cito finally caught up near the Pepsi plant on Route 11/103.

Manchester Checkpoint Nets 2 DWI Arrests

A low-slung, sports-style car raced through the first-ever Manchester police-State Policesobriety checkpoint roadblock early yesterday morning, barely missing a cadre of police officers.

But nobody was injured and city police, while acknowledging the incident, had no information last night on the car an observer said was travelling south on Elm Street at around 1:30 a.m., prompting 10 to 15 officers to dive out of its way.

The New Hampshire Department of Safety called the DWI sobriety checkpoint effort a complete success and reported 300 vehicle stops yielded 2 DWI arrests, 15 speed court summonses, 85 warnings, 23 defective equipment tags, 5 other court summonses and 3 arrests for operating after suspension.

The effort was historic because it was the first time city police and state troopers had conducted the effort together. Twenty city police officers and 20 state troopers were involved.

State Police Major Thomas Kennedy said, "This joint effort demonstrates that the State Police and Manchester Police Department can work together.

"We're all in the same game," Kennedy said.

The effort targetted two areas, one at Beech and Valley streets near the JFK Coliseum, the otheron Elm Street south of Auburn Street.

City police acknowledged that only a few minutes into the roadblock on Beech Street they arrested a man wanted on a warrant from Massachusetts.

The final arrest was of two young women who had been pulled over in a small sports car and were found to be carrying a sixpack of beer. The pair were arrested for transporting alcohol.

An observer said their car contained a bumper sticker that read, "Save the Planet. Kill Yourself."

State Department of Safety Commmissioner Richard M. Flynn said the department will continue to schedule similar combined efforts to promote and emphasize the importance of voluntary compliance by the motoring public.

NH News Notes

Minnesota Welfare Fraud Fugitive Arrested

RAYMOND — A woman wanted in Minnesota for welfare fraud was arrested by State Police yesterday morning at her home on Epping Street.

Marcia Burke, 24, faces charges in Aitkin, Minn., of welfare fraud, forgery and two counts of theft from a business where she was employed. According to a news release from State Police, Burke was working at a building supply center in 1994 when the alleged offenses took place.

Her arrest took place after an investigation by the State Police Special Investigations Unit. Troopers from Troop A assisted in her arrest.

Burke was arraigned at Exeter District Court and is being held at Rockingham County Jail as a fugitive from justice.

State of New Hampshire

Rockingham COUNTY — Exeter District COURT

No.

WAIVER OF EXTRADITION PROCEEDINGS

I, Marcia Burke, being under arrest in the Exeter District Court, County of Rockingham, State of New Hampshire, as a fugitive from justice from the State/~~Commonwealth~~ of Minn., and having been duly informed, pursuant to New Hampshire RSA 612, of my rights to demand and procure legal counsel, to the issuance and service of a warrant of extradition, and to apply for a Writ of Habeas Corpus, do hereby freely and voluntarily waive the issuance of a requisition by the Governor of the State/~~Commonwealth~~ of Minn. and the issuance of a warrant by the Governor of the State of New Hampshire, and do hereby consent to return to the State/~~Commonwealth~~ of Minn., wherein I am charged with having committed the crime of Wrongfully Obtaining Public Assistance, Theft (2 counts).

Dated at the Exeter District Court in Exeter, New Hampshire, this 11th day of July, 1995.

Marcia L Burke
Defendant

I, [signature], Presiding Justice, hereby certify that I explained to the above-named Defendant the provisions of NHRSA 612 and find that the foregoing waiver was freely and voluntarily subscribed to by the Defendant in my presence.

FURTHER, it is ordered that the officer having the said Defendant in custody deliver him/her to a duly accredited agent of the State/~~Commonwealth~~ of Minnesota, together with a copy of this Waiver and order.

7/11/95
Date

[signature]
Presiding Justice

The State of New Hampshire

Rockingham County — Exeter District Court

No. _____

ADULT ORDER OF COMMITMENT

To any Sheriff, Deputy Sheriff or any Constable or Police Officer:

WHEREAS on the 11th (Day) July (Month) 1995 (Year) Marcia Burke (Name of Defendant) 11/01/70 (D.O.B.)

of 37 John Street (Street) Raymond (City/Town) NH (State) 03077 (Rockingham (County)) was brought

before this Court on a criminal complaint alleging fugitive from justice (Crime(s)/Violation(s))

as set forth in RSA 612:13

After [XX] 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. [XX] To the Rockingham County Jail in lieu of $ 500.00 cash or surety
   ([ ] Cash [ ] Professional Bond [ ] Other _____)
   and there to await the term of the:
   A. [ ] Superior Court next to be holden at _____
   B. [XX] This Court next to be holden on September 22, 1995 at 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 Patricia DiMeo Reardon JUSTICE this 11th day of July 19 95

_____ 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 thereon.

Across the State

Man Arrested Is Wanted For Murder

NASHUA (AP) — Police routinely notify the parents of any juvenile arrested, and that policy led to the arrest of a man wanted in Boston in a gang-related killing.

Frantz Desir, 19, was arrested Friday evening in a drug bust, but identified himself as a 17-year-old juvenile, Nashua police Lt. Roger Vaillancourt said.

In checking for his parents, police learned Desir's real name and age. Additional checking found he was wanted on a federal warrant for interstate flight to avoid prosecution and Boston warrants issued March 30 for murder and illegal possession of a firearm, Vaillancourt said.

He was arraigned in Nashua District Court on a drug charge, and held on $200,000 cash bail or surety. He was to be arraigned Monday on the fugitive charge in Nashua District Court.

THE UNION LEADER, Manchester, N.H. — Saturday, September 2, 1995

Fugitive Brothers Caught In North Conway Swamp

SKOWHEGAN, Maine (AP) — Two brothers from Skowhegan who eluded a police manhunt in the Maine woods this week were arrested at gunpoint early yesterday by police in North Conway, N.H.

Robert Tucker, 25, and Scott Tucker, 20, were apprehended at about 3 a.m. after a foot chase through a swamp, said Chief Deputy Paul Davis of the Somerset County Sheriff's Department.

The brothers, charged with numerous burglaries and thefts in the Fairfield-Skowhegan area, were picked up yesterday on an extradition warrant and were being transported to the Somerset County Jail.

"The Tucker boys will be in leg irons, hooked to each other; running is going to be (difficult)," Davis said. "They're done pulling things for a little while."

The pair escaped in a stolen pickup truck after a massive search in the woods of Caratunk, 40 miles north of Skowhegan, police said.

The manhunt began after police tried to arrest Robert Tucker on assault charges. The Maine State Police tactical squad, sheriff's deputies and a helicopter equipped with an infrared scanning device took part in the search.

The brothers were traced to Haverhill, Mass., and then to North Conway, where police said they picked up an unidentified woman from Somerset County who had been seen with the brothers earlier in the week.

"She told the police where she was supposed to meet Bob and Scott Tucker — the police went there and met with them instead," Davis said.

Derry Man Sought for Parole Violation

EXETER — A Derry man with a history as a pedophile is wanted for parole violation — missing sexual offender counseling - the Rockingham County Attorney's Office said yesterday.
James Kenneth Martin, 28, was convicted in January of aggravated felonious sexual assault on a 4-year-old female.

Martin is "wanted for absconding from probation in failure to complete sex offender training," said Assistant Rockingham County Attorney David Mooney.

"We believe he (Martin) is a danger to the community because of his history of pedophile and assault," Mooney said.

Jan. 9 in Rockingham County Superior Court, Martin was given a state prison sentence of 15 to 30 years, "all suspended suspended on condition of good behavior and compliance with all terms of the sentence order," according court documents.

Martin's sentence order carries credit for 223 pre-trial detention days.

Mooney described Martin as a white male, weighing about 195 pounds, 5-feet 9-inches tall, with blue eyes and brown hair.

Martin, a native of Methuen, Mass., has tatoos of a skull on his right arm and an eagle on his left arm, and also is known by the name, "Potato Head," Mooney said.

U.L. 10/95

Rape suspect had evaded '89 charges

Vehicular homicide case is revived

■ ROCKLAND
Continued from Page 29

McCracken. "We try to find them by going to a last known address, but it doesn't always work."

McCracken said Connors, then living in Canton, was first arrested in 1986 on drunken driving charges in Hingham. Convicted in 1988, he was on probation when he allegedly drove off a Derby Street ramp in Hingham and crashed into a station wagon, killing Jose Fernandes, 27.

Connors, who was injured in the accident and hospitalized, was ordered to appear in court but never did. He moved to Rockland and avoided arrest by not renewing his driver's license. Current warrants are shared with the Registry of Motor Vehicles in order to detect defendants who have defaulted.

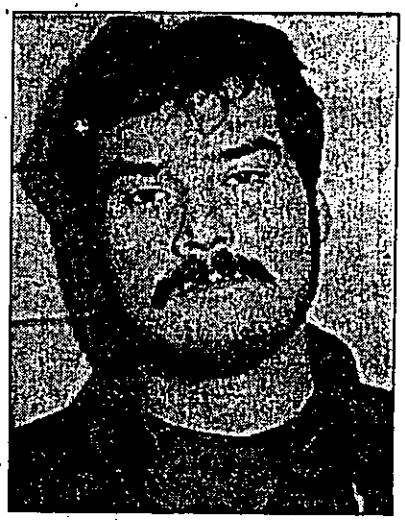
"It's too bad," McCracken said. "I feel terrible for these kids. But this happens. There are other cases like this. We do try to find people."

Connors is being held on $25,000 cash bail in the Plymouth House of Correction. He pleaded not guilty Friday to abuse charges, according to Rockland police. His lawyer was unable to be reached last night. Family members at the home he shared with his wife and in-laws declined comment.

Connors has been charged with child rape and indecent assault, unnatural acts and four counts of threats to murder, Rockland police said. The charges stem from alleged assaults between August and his arrest last week. Police said they are searching for more victims.

"We're not ruling out more cases, there could well be more," said Rockland Det. Sgt. Richard Craig.

Neighbors yesterday said they worried that their neighborhood near Route 3 could be preyed upon so easily. Some said they knew Connors by sight, but not personally.



DAVID B. CONNORS
Held on $25,000 cash bail

Others said Connors would often share garden vegetables and flowers. He was described as friendly, although unkempt at times.

"I worry," said Susan Carmichael, who lives nearby. "My son is 15 and he knows the boys and I'm trying to find out more but he doesn't want to talk about it. It's scary. I didn't even really know him."

Since he moved from Canton, neighbors said, Connors has lived with his wife Elizabeth and her parents. The couple has two young daughters, neighbors and other sources said. Connors apparently did not work and spent hours each day tending his garden, neighbors said.

"He used to invite us over all the time," said one teen-age girl who asked that her name not be used. "But he hung out with a group of guys all the time from around the neighborhood."

Plymouth District Attorney William O'Malley said Connors called the shed behind his home a "clubhouse." There, O'Malley alleged, Connors showed boys pornographic material and forced them to engage in sexual acts to become members of the club. Connors allegedly threatened to kill the boys if they told anyone, police said.

Suspect in rapes eluded '89 charges

By Beth Daley
SPECIAL TO THE GLOBE

ROCKLAND – A 31-year-old man charged last week with raping four boys at his home in Rockland was able to elude Hingham police for five years on vehicular homicide charges – largely by moving to another town.

Rockland police said David B. Connors of Pond Sreet was charged last week with vehicular homicide, but only after police checked his record as part of an investigation into complaints from parents that he was allegedly molesting youths. Connors is facing 54 counts of child rape and related charges on boys ranging in age from 11 to 14.

Hingham police confirmed yesterday that Connors avoided police after a December 1989 accident in that town that killed a Brockton man. Connors was charged in the death and failed to appear at a court hearing.

"It's not that hard to do," said Hingham Police Capt. Joseph
ROCKLAND, Page 32

■ Community News B-3
■ Opinion B-4

B

CONCORD MONITOR Wednesday, October 25, 1995

Concord

California man arrested; he's wanted for rape

By BEN SCHMITT
Monitor staff

A California man wanted for raping a 14-year-old girl was arrested in Concord Monday.

The police charged Rafael Becerra, 27, with being a fugitive from justice here, after he was spotted in a car on Washington Street Monday night.

But Becerra faces several felony charges in Colusa County, Calif., for raping a girl in February.

According to Colusa County Sheriff Det. Bill Kellogg, Becerra raped the girl at gunpoint when she was home alone in her Maxwell, Calif., home. He is charged with sodomy, performing a lewd act upon a child, attempted rape by force, and sodomy by use of force, all felonies.

The victim never saw his face, though she suspected Becerra, an acquaintance, Kellogg said. Becerra denied the charges and was released because authorities didn't have enough evidence to hold him at the time.

However, he submitted to several blood tests that were sent to a DNA lab. On Friday, the tests came back and matched the blood with semen found on the girl's sweat pants, Kellogg said.

Warrants were issued on Friday.

"O.J. (Simpson) kind of clogged up our DNA labs, so I had to wait my turn (for test results)," Kellogg said.

Colusa County had information that Becerra's wife was living at 120 Fisherville Road in Concord. They called the

■ See *FUGITIVE – Page B-6*

■ FUGITIVE

Continued from Page B-1

the Concord police on Monday, and Sgt. Eric Phelps arrested Becerra without incident when he saw his car in front of the Food Basket store.

Becerra was arraigned here yesterday, and held on $50,000 cash bail.

He will be extradited to California to face charges.

Concord Police Lt. Paul Murphy said Becerra got a driver's license and registered his car here on Sept. 1.

Colusa County is located about an hour north of Sacramento, Calif.

Pelham DWI Suspect Wanted in Nevada

PELHAM — A man wanted by Nevada authorities for a parole violation found himself in the custody of Pelham police yesterday morning after crashing his vehicle into a snow bank.

John Meador, 39, of no known address, was arrested on charges of driving while intoxicated and driving without a license after the accident at around 10 a.m. Pelham police also discovered that Meador is wanted by Nevada police for a parole violation. They have charged him with being a fugitive from justice, a felony.

"If he waives extradition, we'll drop the fugitive charge," said Sgt. Gary Fisher.

— C. Walter Perreault
Union Leader Correspondent

THE UNION LEADER, Manchester, N.H. — Tuesday, February 27, 1996

Man Faces Charges Of Theft In Conway

CONWAY — Charged with five counts of receiving stolen property that included items ranging from a fur coat to a green print sofa, a local man yesterday waived a probable-cause hearing in Conway District Court.

Robert Rudloff, 25, is being held at the Carroll County jail in lieu of bail.

Earlier this month, Conway police charged Rudloff, 25, with five counts of receiving stolen property, allegedly taken from several burglaries that had occurred in the area since November.

The complaints against him charge that he was in receipt of stereo receivers, a disc player and speakers and a white Tibet lamb's wool coat, a color television, a chain saw and a green print sleep sofa.

Police arrested Rudloff's sister, Stacy, 23, in January, after a search by Conway and Bartlett police of a residence in Conway. She was charged with issuing bad checks and is awaiting extradition to Ohio, where she is wanted on burglary charges.

At the time of the search, according to Conway police, authorities recovered stolen property allegedly taken from Conway and Bartlett, as well as a quantity of controlled drugs.

Further investigation, according to Conway investigators, led them to a residence in Ossipee, where more property was recovered that had allegedly been stolen from residences in Conway and Bartlett.

Robert Rudloff was returned to the county jail yesterday in lieu of bail, which continues at $1,500 cash and $10,000 personal recognizance while awaiting the matter to reviewed by a Carroll County grand jury.

Conway police are continuing the investigation of a series of burglaries in the Mt. Washington Valley since last November and expect further arrests. Conway police are also working with authorities in Bridgton, Maine, where a series of burglaries have also occurred.

THE UNION LEADER, Manchester, N.H. — Wednesday, February 28, 1996

NH News Notes

Man Held in Brookline Break-ins

BROOKLINE — A suspect in burglaries of two businesses last Friday was arrested on unrelated charges by Massachusetts police who had been asked to monitor the border for incoming cars.

Police said Randall H. Mierzejewski, 31, of 107 Ashburnham St., Fitchburg, Mass., will face two counts of burglary. He also faces driving violations and outstanding warrants in Massachusetts.

Police said Electric Angel Tattoo and Granite State Convenience Store on Route 13 were broken into last Friday shortly before 4 a.m. A small cedar chest holding money and a donation container were taken from the tattoo parlor, and a cash drawer was taken from the other store, police said.

Police said front doors of the businesses were smashed and alarms sounded, the second while police were checking the tattoo parlor.

Local police said Townsend officers were asked to monitor Route 130, and moments later an officer stopped Mierzejewski for allegedly speeding and driving with defective equipment.

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

★★★ MANCHESTER, N.H. — WEDNESDAY, MARCH 27, 1996

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NH News Notes

Belmont Man Arrested as a Fugitive

LACONIA — A Belmont man was arraigned on fugitive-from-justice charges in Laconia District Court yesterday morning and ordered held on $5,000 cash bail.

Roger T. Lavoie, 31, of Arlene Drive was arrested Monday by the Belknap County Sheriff's Department and Belmont police.

Lavoie was convicted in Massachusetts in 1992 of the rape of a child and was wanted by Taunton, Mass., police for larceny of property and operating afer suspension, for which he defaulted. Sheriff Stephen Hodges said Lavoie also was wanted on a charge of violation of probation stemming from the rape conviction.

Yesterday he was being held for lack of bail in the Belknap County House of Correction.

State police log arrests

TAMWORTH -- From the log of Troop E: Tammy O'Brien, 26, of Rochester, was charged with operating after suspension in Tamworth, April 5 and found to be wanted on a warrant from Rochester for simple assault.

Richard Colella, 26, of Reading, Mass., was charged with operating after suspension, April 5, on Route 16 in West Ossipee.

Kirk Cutler, 32, of Lowell, Mass., was charged as a futuve from justice in Portland, Maine, April 6, on Route 16 in Ossipee.

Christopher Drouin, 21, of Chatham, was arrested April 8 at Conway Police Headquarters for simple assault.

State police are investigating: a burglary in Tamworth, April 3; a theft in Ossipee, April 4; violation of a domestic violnce order in Effingham, April 5; and, a burglary in Tamworth, April 6.

NH News Notes

Mass. Fugitive Caught in NH Returned

KEENE — A Massachusetts fugitive wanted on 6-year-old robbery and assault charges was returned to the Bay State Monday, after being nabbed in Keene last week, police said.

James L. Sawyer, 32, was arrested by Keene police Friday on Winter Street, said police Detective Robert Collinsworth.

Police had started a brief investigation into Sawyer after they discovered he was living with a parolee on Washington Street, Collinsworth said.

Once police determined his true identity, they found Sawyer was wanted in South Boston on two charges of robbery, two charges of assault and battery and motor vehicle theft, Collinsworth said.

Sawyer had recently moved to Keene and was working at Applebee's restaurant, Collinsworth said.

Man, 64, Faces Extradition for '52 Escape

NEW YORK (AP) — Eddie Brown is a courtly gentleman in the Southern style: doting on his family, working hard and leading a quiet, God-fearing life for more than 40 years.

Then came a minor traffic accident last October. Police checked his license and found he had escaped from a Florida chain gang in 1952. Now the ailing 64-year-old could be extradited to serve out his sentence for a convenience store holdup he committed as a teen-ager.

"My hope is I don't have to go back," Brown said Thursday, sitting uneasily on the stoop of the Brooklyn row house where he has lived for 27 years. "God knows that's my hope."

While Brown's case is not unique, it is unusual for the length of time he has been a secret fugitive and for the good works he has piled up since that 19-year-old's crime.

"For the last 40-odd years he's been trying to live the American dream," said Brown's lawyer, Scott Buell of the Legal Aid Society. "Late last year it became a nightmare."

Buell is negotiating with Florida authorities in hopes Brown's case can be dropped without further jail time.

Dexter Douglass, general counsel to Florida Gov. Lawton Chiles, said he and Dade County State Attorney Katherine Rundle discussed the case.

"It doesn't make much sense — at 64 years old, with diabetes and other health problems — to bring him back here and put him in a state prison," Douglass said.

UNH Frat Helps Police Grab Felon

By DEREK ROSE
Union Leader Correspondent

DURHAM — Police credit University of New Hampshire fraternity Sigma Nu with helping them capture a Massachusetts felon who was hiding in a cardboard box Saturday night.

Brian Eagan of Bedford and Matthew Lord of Exeter helped police locate William K. Smith, 19, who is wanted on a variety of charges including assault with a dangerous weapon and burning a building.

"I think it's outstanding that they were willing to lend a hand to the police department," said Sgt. Rene Kelley. "It's refreshing."

Kelley said he was in his cruiser when he saw Smith and two others walking down Garrison Avenue with an open container of beer at 1:41 Saturday morning.

He tried to take Smith into custody, but Smith struggled and broke free, Kelley said. He and Sgt. Andrew Buinicky gave chase on foot, but temporarily lost Smith on Madbury Road.

Brothers in the fraternity said he had ran into their house. Eagan said Smith had "blown past everyone guarding the gate."

Eagan and Lord decided to search the house when they heard what had happened. They were searching the top floors as police checked out the ground floor. On the stairs at top of the third floor was a big cardboard box left from moving in.

"We saw the side of the box rustle a little bit," and realized Smith was inside, Eagan said. They summoned the police, who "ran up and got 'em."

Smith was charged with criminal trespass, resisting arrest, giving false information to police, being a fugitive from justice, littering and unlawful possession of alcohol. He originally gave them a false name and date of birth, according to Kelley.

Smith is being held in Strafford County jail on $10,000 bail and will be arraigned today.

Smith is also wanted in Massachusetts for malicious destruction of property. His last known address was Grist Mill Lane in Hingham, Mass.

Eagan, 21, is a sophomore. Lord graduated from UNH in May and was visiting.

NH News Notes

Fugitive Arrest Made After Nashua Stop

NASHUA — Police Saturday night arrested a man wanted in Connecticut for violation of probation.

Patrol officers stopped a vehicle on Stevens Avenue at 5:50 p.m. and identified the driver as Manuel H. Acevedo, 30, of 34 Park Ave. Acevedo was charged with being a fugitive from justice, a class B felony.He is being held without bail pending a hearing in Nashua District Court.

NH News Notes

Mass. Man Faces Nashua Felony Charges

NASHUA — A 35-year-old Amesbury, Mass., man was charged Monday with theft by deception and attempted theft by deception, according to Nashua police.

Donald J. Bishop was charged with attempted theft by deception for allegedly attempting to buy a $5,000 diamond ring from Kartens Jewelers by filing a false store credit application using a false identification in the name of Samuel Willard.

Bishop was charged with theft by deception for allegedly buying between Nov. 8 and 10 an $1,800 stereo system from Macy's using the same false identification.

Both stores are in Pheasant Lane Mall. Police said both charges are class A felonies.

Bishop was held without bail on an outstanding Amesbury warrant for violation of probation. He was to be arraigned yesterday in Nashua District Court.

Man Charged With Trying To Buy Ring With Fake ID

NASHUA (AP) — An Amesbury, Mass., man was charged Monday with trying to buy a diamond ring in Nashua using a fake identification card.

Police said Donald Bishop, 35, used the false identification in filling out a credit application at Karten's Jewelry at the Pheasant Lane Mall. He was trying to buy a $5,000 ring, police said.

Bishop, who was wanted for violating his probation in Massachusetts, also was charged with theft by deception for buying a stereo from another mall store several days earlier, police said.

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laries, A5

PEASE TRADEPORT
Wolfeboro Firm Set To Relocate, A4

DEADBE
One Sentenced, On

NEW HAMPSHIRE'S DAILY NEWSPAPER

he Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

MANCHESTER, N.H. — TUESDAY, NOVEMBER 19, 1996

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Nashua Man, 22, Arrested as Fugitive

NASHUA — A 22-year-old Nashua man was arrested yesterday on a fugitive warrant from Massachusetts, where he was charged with assault, according to Nashua police.

Keanu Swift-Foot of 136 W. Pearl St., No. 3, is wanted on a felony warrant from Littleton, Mass., on a charge of assault with a dangerous weapon.

Swift-Foot was held without bail and is to be arraigned today in Nashua District Court.

NH News Notes

NH Man Arrested on Maine Warrants

LANCASTER — A man wanted for outstanding warrants in Maine was arrested Monday at the construction site of the new Coos County Courthouse, according to state police.

Cpl. Thomas York said Patrick Ricci, 30, who gave a Lancaster address, was wanted in Portland, Maine, on a burglary-related charge. Acting on a tip, police went to the construction site late Monday morning.

When approached by the construction foreman after the police arrived, York said, Ricci fled from the staging he was on and into the building.

"He hid in the building," York said. "We found him about two hours later . . . on a staging board on the fourth floor."

York said Ricci offered no resistance. He waived extradition to Maine in Lancaster District Court Monday afternoon and was taken to the Coos County House of Correction to await Maine authorities.

Granite State News
Granite State News

Wednesday, November 27, 1996

Wakefield Police

WAKEFIELD — Recent arrests from the Wakefield Police Log include the following.

Joseph Andy, 33, of Sanbornville, was arrested Nov. 20 on a fugitive from justice charge. He was released on $27,801 cash bail and scheduled to appear in court Nov. 21.

NEW HAMPSHIRE'S DAILY NEWSPAPER

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

AGES ★★★ MANCHESTER, N.H. — TUESDAY, DECEMBER 24, 1996 ©1996, UNION LEADER CORP.

NH News Notes

East Sullivan Man Is Arraigned On Fugitive Charge

KEENE — An East Sullivan man was arraigned yesterday in Keene District Court on a charge of being a fugitive from justice and other charges.

Forrest Alan Poland, 60, of Hubbard Road, was stopped by Keene police Saturday night after an officer allegedly witnessed Poland speeding through downtown.

Police said Poland briefly tried to elude police after an officer tried to stop him. Poland finally was stopped on Washington Street, officials said in court documents.

Poland also is wanted by Vermont authorities on fugitive from justice charges, according to court records.

Poland also was charged with speeding, disobeying a police officer, aggravated drunken driving and reckless operation of a vehicle. He was charged with simple assault stemming from a prior incident, according to court records.

He was being held in the Cheshire County Jail in Westmoreland on $11,000 cash or corporate surety bail.

Firefighters spent about 40 minutes extinguishing the blaze. It is unclear how long the diner will be closed.

Governor Dedicates Dormitory At Flynn Fire Academy Campus

CONCORD — A new dormitory was dedicated yesterday to Dr. Henry W. "Hank" Munroe in a ceremony at the Richard M. Flynn Fire Academy.

Munroe, chairman of the state Fire Instructors and Officers Association of New Hampshire, has devoted more than 40 years as fire chief, fire instructor and mentor, said Gov. Steve Merrill, making the dedication.

A bronze plaque recognizing Munroe's service to the state was unveiled at the dormitory, which will house firefighters at the Sheep Davis Road academy.

Those attending the dedication included Munroe, his wife, son and daughter and Safety Commissioner Richared M. Flynn, Fire Marshal Donald Bliss, Division of Fire Standards and Training Director Richard Mason and several fire standards and training commission members.

Borders Can Block Long Arm Of Law

■ Policy say capture of escapee in Claremont illustrates communication problem.

By JAMES GRUENER
Sunday News Correspondent

CLAREMONT — When a state prison escapee was captured after two days on the run, police found there were two outstanding Massachusetts arrest warrants for him.

William Hallinan, 28, formerly of Claremont, was taken into custody by local police Dec. 26, two days after he walked away from the minimum-security unit in Concord. At the same time, Sullivan County Superior Court forwarded detention orders from Massachusetts, asking authorities to hold Hallinan on theft and drug charges.

Those orders were news to a lot of people, including state corrections officials.

"Unless it was part of a search that we did, we probably didn't or wouldn't know," said Donald Veno, director of the division of administration at the state Corrections Department. "We wouldn't know unless they told us."

At the time of his escape, Hallinan was serving a two- to seven-year term for felonious sexual assault and attempted theft by unauthorized taking, according to John Gifford, a state corrections spokesman.

Veno said knowledge of the Bay State warrants would have affected the decision to put Hallinan in a minimum-security work program. "We probably would have kept him in medium security," Veno said. "Those programs are usually for inmates who are getting ready to return to society."

Hallinan's just one example of what many of the Monadnock regions' police officials say is a loophole in the criminal history system.

Officials said that although there are several national databanks of criminal histories, they often are incomplete.

One of the most commonly used databanks, called the Interstate Identification Index, is maintained by the FBI. But a number of states, including New Hampshire and Massachusetts, aren't included in the index. So police departments don't always know a suspect's complete criminal history.

"We all resort to Triple I," said Peterborough Police Chief Quentin Estey Jr., referring to the FBI's index. "There is a lot that it doesn't include."

Estey said it takes additional time during a police investigation to double-check a person's background. "It is a problem."

For many officers, it then becomes a matter of detective work to find out more about a suspect. Many of the smaller departments also have to contact State Police for access to the index.

"Sometimes we don't even know local stuff," Estey said. "We just ran into a case in Massachusetts in which I ended up calling the local department. I told them the person was in the area and asked 'do you want him'? "

Claremont Chief R. Craig Ohlson calls it "a lack of knowledge" problem. "You have to know where to look. It is a question of realizing that you have access to it."

Keene Police Chief Tom Powers agrees. "It is a training issue," Powers said. "You have to know how to work the system. You have to put inquiries in the right places."

In Newport, police try to call other jurisdictions if they suspect an arrested person is wanted, and also call states directly for information on criminal history, said Deputy Chief Shady Blackwell.

But Powers and other chiefs say things are getting better.

"It is improving," Estey said. "We need to make sure the databases we need are available."

Police Say Criminal Records Don't Always Cross the Border

ESCAPEE

(Continued From Page 1A)

YEAR NO. 1 ■ 142 PAGES — 13 SECTIONS ■ MANCHESTER, N.H. — JANUARY 5, 1997 ■ (51) ■ ©1996 UNION LEADER

NEW HAMPSHIRE SUNDAY NEWS

"LIVE FREE OR DIE" — GEN. JOHN STARK

Tenn. Fugitive Caught in New Hampshire

MARLBOROUGH (AP) — A fugitive from Tennessee has been arrested after being stopped for a traffic violation.

Trevor Dicks was stopped Monday by police for allegedly speeding and an officer discovered he was wanted in Tennessee after running a records check, police said.

Dicks, 29, is wanted on several charges, including assault, bail jumping, theft and vandalism.

He was being held at the Cheshire County Jail in Westmoreland, awaiting extradition to Tennessee.

While Dicks wasn't charged with speeding, he does face charges of disobeying an officer, driving with an open alcohol container in his car and driving with a suspended registration.

NEW HAMPSHIRE'S DAILY NEWSPAPER

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

\GES ★★★ MANCHESTER, N.H. — SATURDAY, JANUARY 18, 1997 ©1997, UNION LEADER CORP.

Barnstead Man Held as Murder Fugitive

By PAULA TRACY
Union Leader Staff

And DEREK ROSE
Union Leader Correspondent

LACONIA — Years of low-key living for a man known as "Barnstead's hippie" ended this week when he was arrested and accused of escaping from prison in 1971 after serving fewer than two years of a murder conviction.

Authorities say Robert Lee Corliss, 49, of 50A Province Road served 18 months in a Tennessee prison for second-degree murder before the escape.

But Corliss told a Laconia District Court judge there is a mix-up. And local police indicated he will fight extradition to Tennessee.

"I turned myself in 1976," he told Judge David Huot. The FBI, he claimed, turned him over to the military, where he had been absent without

ESCAPEE, Page A7



AP Photo

BARNSTEAD POLICE CHIEF James Barnard, left, escorts Robert Corliss, 49, from court yesterday.

ESCAPEE

(Continued From Page A1)

leave in the 1960s; the bureau sent him to Fort Dix to attend a special program for Vietnam veterans.

"After that, they sent me back. I've been here ever since," he said.

Family members, who would not give their names, said that they were under the impression that Corliss "had it behind him," and that he was free "so long as he never returned to Tennessee."

In Tennessee, family members of his victim say Corliss has never done his time.

"He's telling you all a perfect lie," said Dorothy Edwards Luke, of Greenbrier, Tenn., whose 19-year-old brother was shot in the back by Corliss in 1967. "He is wanted here for the murder of Phillip Ray Edwards and for escape. . .and we'll fight him, honey."

Luke and her family had been living for years with the belief that Corliss had died in prison, she said. They were shocked to read a Jan. 5 article in a Nashville newspaper that Corliss was among a number of escapees still at large.

A retired sheriff told the family that Corliss had died in prison, Luke said.

Luke started asking police to find Corliss after the article appeared. Without much trouble, FBI officials and the Tennessee Violent Crime Task Force tracked Corliss to his hometown. He was living there under his own name.

Officials said the FBI in Tennessee never placed Corliss into the National Crime Information Computer after his escape. If they had, Corliss' name would have come up on a computer when he was arrested in Calais, Maine, and in New York.

Jimmy L. Hester, an FBI criminal investigator assigned to Tennessee's Middle District, said Corliss is mistaken if he thinks he is not wanted in Tennessee. In an affidavit, Hester wrote that a 1993 driver's license was issued to Corliss in New Hamsphire and a review of employment records showed he was employed in Epsom during 1994 and 1995. It was through the license record that Corliss was found this week, he wrote.

Barnstead Police Chief James Barnard said he has known Corliss for years but never knew he was wanted for escape.

"I was a little surprised," Barnard said. "He's never been in any trouble here to the best of my knowledge."

Corliss was well liked in town. He wore his hair in a pony tail, wrapped a bandana around his head and wore an Army jacket.

"He called himself Barnstead's hippie," said Bob Crossley, the owner of Barnstead Country Store. "We knew he'd been a vet and seen a lot of action, but I'd never suspect anything like this. I thought he was a good guy."

He had two brothers in town.

Bill Bergeron, a friend of Corliss' for the past 17 years, said "he's kind of a hippie guy and an outdoorsy type. Likes to hunt, fish. Quite quiet, actually."

According to Barnard, the FBI informed him on Thursday that Corliss was wanted and that an arrest warrant had been issued in Tennessee. Police took Corliss into custody Thursday after a stakeout, and Barnard said it was without incident.

Barnard told judge Huot that Corliss indicated he would fight extradition. If that is the case, the governor of Tennessee would need to request a governor's warrant, and Corliss could be held here for 60 days, while the paperwork is processed between the two states.

Huot set bail at $100,000 cash and said he would be willing to reconsider it once a lawyer had been appointed for Corliss.

"If they weren't (looking), there was probably a reason," Huot said. The judge said he would consider that the matter is a mistake in paperwork.

Corliss was convicted in 1968 for the 1967 killing of Phillip Edwards.

The 19-year-old high school football star was in a parking lot of a teen club in Springfield, Tenn., when Corliss shot him three times in the back. Press reports indicated there had not been a fight or an argument and that no one had seen the two even in a conversation.

Luke said her brother had just returned from a trip to California and had been at the club catching up with old friends when the incident occurred. She said her brother's friends and a group with Corliss had been in a previous fight, and her brother was mistaken for someone else.

Prior to the shooting, Corliss was apparently AWOL and had escaped from an Army base at Fort Campbell.

Luke said Corliss was shipped to the military on AWOL charges before serving his 10-year sentence. Then, he returned to begin serving his murder sentence. Luke said Corliss had served 18 months in a minimum security prison in Only, Tenn., when he escaped with three other inmates by crawling under a fence May 3, 1971. The other two inmates were found.

Luke and her brother, Dennis Edwards, have been working full-time to find Corliss since the article appeared. They said they would have been able to put their brother's death to rest if Corliss had served his time.

"He shot him in the back. He emptied a gun into my brother," Luke said. "He escaped, and now it's time for him to serve his time."

FBI Special Agent Ken Walsh said Corliss is charged in a federal arrest warrant with unlawful flight to avoid confinement. State authorities in Tennessee will seek extradition to complete his sentence. He said he could possibly face other charges, such as escape.

NH News Notes

California Fugitive Arrested in Concord

CONCORD — A fugitive from California, discovered by a background check when he tried to join the Army, was arrested yesterday in the U.S. Army recruiting station in Concord Heights.

John Jeem Ahn, 19, of 154 N. Main St., Apt. 5B, Concord, is in Merrimack County Jail pending arraignment tomorrow in Concord District Court.

Ahn allegedly robbed a person in Pleasant Hill, Calif., on or about July 30, 1996. Ahn is allegedly a member of the Korean Pride gang, according to Los Angeles police.

He moved to Concord in November 1996. California officials learned of Ahn's being in Concord when Army personnel did the background check.

Pleasant Hill police informed Concord that a fugitive wanted on first-degree robbery was scheduled to be sworn into the Army yesterday at 10 a.m.

Yesterday morning, three police officers were waiting at the recruiting station at 211 Loudon Road. Ahn showed up 18 minutes late for his swearing in and was arrested three minutes later without incident.

The Conway Daily Sun

IONDAY, JANUARY 27, 1997 VOL. 9 NO. 4 CONWAY, N.H. MT. WASHINGTON VALLEY'S DAILY NEWSPAPER 356-3456 FREE

Man arrested after stealing limo ride

By Loren Billings
THE CONWAY DAILY SUN

CONWAY — A man charged in New Hampshire for using a false name to avoid paying for limousine service from Diamond Limousine in Conway and who was a fugitive from justice in Maine was arrested last week by Conway Police Department.

see **ARREST** page 8

ARREST from page one

Charles E. Allen, 33, of Chatham, and Brunswick, Maine, pleaded guilty to theft of service charge, a Class A misdemeanor, in Northern Carroll County District Court on Tuesday before Judge James Patten.

He was sentenced to 30 days in the house of corrections, all of which were suspended for one year on the condition of his good behavior, and he was ordered to pay restitution of $450. A restitution hearing is scheduled for Feb. 18 at 9 a.m.

Allen told the judge that his father took back his surety bail on the burglary charge. As a result, Allen failed to meet the conditions of his bail.

Allen was held without bail until authorities from Maine could pick him up later in the day and return him to Maine to face trial.

Local/State

■ Community News **B-3**
■ Opinion **B-4**

Noteworthy

Two face drug charges

The Concord police have arrested two men for allegedly trafficking in marijuana. Jason Havener, 19, with no current address, was charged with possession of marijuana with intent to sell, a class B felony. And William Crabb, 20, also with no current address, was charged with criminal liability for the conduct of another, a class B felony and contempt of bail.

Havener was arraigned in Concord District Court Thursday; his bail was set at $20,000 cash. Crabb's bail was set at $10,000.

On Wednesday, members of Concord's drug enforcement unit assisted the New Hampshire Drug Task Force in arresting Havener, who allegedly possessed a quarter pound of marijuana, near the intersection of Center and North State streets. The police said Crabb acted as a lookout for him.

Havener was wanted by the Merrimack County Sheriff's Department for failing to appear on a previous drug charge and for violating probation.

– Carrie Sturrock

The Citizen

"The Voice of Central New Hampshire" TUESDAY, FEBRUARY 4, 1997 22 Pages 50¢

Man Admits Bank Fraud

By MATTHEW MALLIO
Staff Writer

CONCORD — Moultonboro resident Frank Merlino pleaded guilty to one charge of federal bank fraud in US District Court Monday afternoon.

At the time of his arrest in December by US Secret Service agents, the 39-year old Moultonboro resident denied charges that he scammed the Meredith Village Savings Bank out of $30,000.

During Monday's change of plea hearing, US District Court Judge Steven McAuliffe discussed part of Merlino's plea agreement.

According to McAuliffe, the agreement includes Merlino's being able to file for leniency in his sentencing if he cooperates with authorities in revealing information about his criminal activities.

McAuliffe asked Merlino if he understood that he was pleading guilty to a felony charge, and that he was surrendering certain rights by changing his plea to guilty. These rights include the right to a trial and the right to appeal a conviction. The federal judge also asked Merlino if he had been threatened or coerced in any way or was offered leniency beyond his plea agreement.

Sitting calmly with his public defender Bjorn Lange, Merlino replied that he understood what rights he was surrendering. He also said he had not been threatened or coerced in any way to give a guilty plea.

Assistant US Attorney Jennifer Cole asked that Merlino be held without bail until his sentencing on May 12.

Merlino has been held without bail since Dec. 23 when a federal judge determined there was too

FRAUD, Page 10

■ FRAUD,
From Page 1

much of a risk that Merlino would flee the country before the trial.

Lange objected to his client being held without bail. He repeated the argument that he stated at Merlino's detainment hearing on Dec. 23. Lange said Merlino has substantial ties to the Moultonoboro area, having a fiancee, and living at 9 Hanson Drive in Moultonboro.

The public defender stated that his client knew it was in his best interest to remain in Moultonboro until his sentencing.

Lange also said that he recognizes the government's concern that Merlino might continue his fraudulent activities at his home. However, this concern could be alleviated if a condition of his bail called for the removal of any and all computer equipment from Merlino's home.

Lange noted that at Merlino's detainment hearing, it had been brought up that Merlino had told an associate that he planned to visit Mexico soon. Lange said the visit to Mexico was planned as a honeymoon trip for Merlino and his fiancee.

In addition, Lange said that Merlino's father Carmen was in the courtroom and has agreed to sign for his son's release.

Furthermore, Lange stated that Merlino was well aware that the Secret Service was investigating him before his arrest and that he did not flee the country.

Cole reiterated her own detention hearing argument, saying that Merli[illegible] false identification, that Merlino has a fugitive warrant against him in Massachusetts and that he was being investigated for similar charges in Rhode Island and Florida.

Also, Cole said that one week before his arrest, Merlino had visited Montreal.

The Assistant US Attorney maintained that the trip to Mexico was not for a honeymoon but was planned because Merlino knew he was under investigation.

While Cole said Merlino has been cooperative with authorities since his apprehension, she stated that it is the government's main concern that Merlino would continue committing acts of fraud from his home.

Cole said after a period of time, Merlino could be evaluated by a parole officer. She said if the parole [illegible] a threat or would not leave the area, another option could be considered.

McAuliffe listened to Cole and Lange's arguments and said he did not hear anything that would convince him that Merlino was no longer a danger. He ordered him held without bail.

McAuliffe said after a period of time, if a parole officer gives Merlino a favorable evaluation, another option aside from being held without bail, could be considered.

Merlino was arrested in late December for using fraudulent documents to acquire a $30,000 equity loan on his parents' property in Moultonboro through the Meredith Village Savings Bank.

Conviction on a charge of bank fraud carries a maximum sentence of 30 years in prison, five years of supervised release, $1 million in

Canadian fugitive nabbed in N.H.

MANCHESTER (AP) — A man on the run after several convictions in Canada has been captured in Manchester.

U.S. marshals and Manchester police arrested Joseph-Jacques Paquin on fugitive warrants Monday.

Authorities said he fled to the United States after being convicted of attempted murder, kidnapping, sexual assault and theft in Montreal six years ago.

U.S District Court
Concord, N.H.

NH News Notes

Police Searching for Derry Man Indicted for Molesting Child

The Hillsborough County Sheriff's Department is asking the public for help in locating a Derry man wanted for allegedly molesting an 8-year-old girl in Manchester.

David Morrissette, 35, who deputies say has also used the aliases David Dokken, David Lloyd and Neil Raissi, last known address of 109 West Broadway, Derry, is also wanted in California for molesting children, according to the sheriff's department.



MORRISSETTE

He was secretly indicted by a Hillsborough County Superior Court grand jury last April for engaging in sexual contact with the 8-year-old child. Law enforcement officials have been looking for him ever since.

Morrissette, who deputies say has an extensive criminal record in New Hampshire, Massachusetts, Florida and California, is a white male, 5-feet-7-inches talls, weighing between 150-160 pounds, with hazel eyes and black hair and a scar on his face.

Morrissette, according to Hillsborough County Deputy Bill Barry, failed to turn himself in this week as was expected.

Law enforcement officials caution that Morrissette should be considered dangerous. Morrissette has been known to frequent the Seacoast area, officials said.

Anyone with information is asked to contact either Hillsborough County Deputy Lt. Peter Flood or Barry at 627-0155, or your local police department.

Tip Leads To Arrest At Hospital

PORTSMOUTH (AP) — A Derry man wanted on charges of raping an 8-year-old girl in 1994 is back behind bars after several months on the lam.

David Morrisette, 35, was arrested at the Portsmouth Pavilion hospital on Thursday after several newspapers ran his photo and an anonymous tipster told the Hillsborough County sheriff's office the suspect was living in Portsmouth.

Authorities got an arrest warrant last July, after Morrisette was indicted by a grand jury on charges he sexually assaulted a Manchester girl in 1994.

Morissette, who also has lived in Florida, California and Massachusetts, also is wanted in California on child molestation charges, authorities said.

Police Log

an active

Court on March 21.

Somersworth

SOMERSWORTH – Wade R. Cote, 25, of 17A High St., Farmington, was charged on Feb. 19 as a fugitive from justice from Maine.

Stuart E. Emery Jr., 40, of 153 Pond Road, South Berwick, Maine, was arrested at 7:20 p.m. Feb. 19 on

Fugitive Wanted in California

FUGITIVE
(Continued From Page 1A)

aware at the time that Stevens was wanted in California for violating his parole by failing to register as a convicted sex offender. Stevens did have a rifle in his car during that arrest, Ramsdell said.

"The preliminary indication is that Cagnetta's action was taken in response to his belief that Stevens was attempting to use unlawful deadly force against him and the officers involved in the arrest," Ramsdell said.

The Office of Public Integrity and state police major crime unit is investigating to see if the shooting was justified, he said.

Police were attempting to arrest Stevens on a federal warrant alleging unlawful flight to avoid prosecution. The charge originated from California accusing Stevens of the parole violation, Ramsdell said.

Ramsdell said an unidentified woman from Maine, who apparently didn't know Stevens was a fugitive, was driving. Police waited until Stevens and the woman left the home of William Schoof at 27 Coteville Road about 4:30 a.m. because they believed here was at least one child in the residence, Ramsdell said.

Ramsdell said Schoof had no involvement and was also apparently unaware Stevens was a fugitive.

Stevens was charged with being a fugitive from justice, being an armed career criminal, a felon in possession of a firearm, and felony reckless conduct, Ramsdell said.

Ramsdell said at least some of the felony convictions involved sexual assaults.

The warrant was out of the Santa Clara, Calif., Sheriff's Department.

Stevens will be arraigned tomorrow morning.

Phillip Pelletier, of 10 Coteville Road, said the shooting happened almost directly across from his home and about 25 feet away from his driveway. He said it appeared the man shot was in his car, a two-door Ford Bronco with big tires.

Pelletier was awakened from his sleep by the sound of the gunfire and went to his kitchen to peer outside. He saw police cars everywhere.

"What I thought was one of the transformers out here had exploded. The ambulance came down," he said.

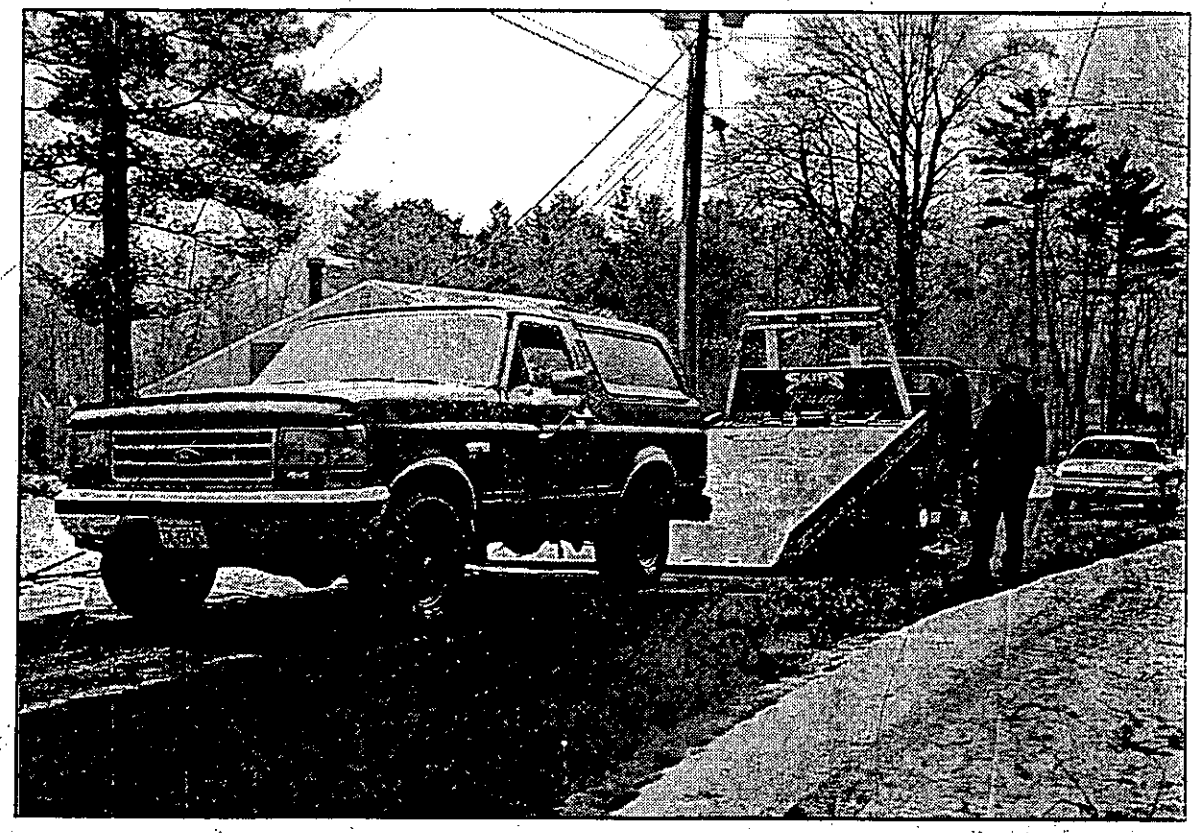
Pelletier described the neighborhood as quiet and filled mostly with older single homes and a few duplexes occupied by long-time residents.

Pelletier, who is retired and has lived in his home on Coteville Road for 35 years, said he had seen the Bronco traveling along the road a few times.

Nancy Hamory, who lives nearby, said she heard what sounded like "two very strong booms. ... It was almost in my back yard," Hamory said.

She said the incident scared her when she found out what had happened.

"It's frightening. You feel you are in a secure area and at the same time having someone like that so close is of great concern," Hamory said.



Joseph Daniel McCool Photo

POLICE TOW AWAY a vehicle they said was occupied by fugitive Charles Stevens, also known as Kenneth Merrill, 46, when he was shot by police yesterday morning in Londonderry. At right, a police photo of Stevens.



It sounded like "one of the transformers ... exploded."

—Londonderry resident Phillip Pelletier



Steve Berger Photo

KEVIN PATTEN and Cyrus D. Solberg hide under their jackets as they leave Merrimack District Court after their arraignment yesterday. Both remain in custody in Valley Street Jail in Manchester today. Patten is charged with three counts of aggravated felonious sexual assault and Solberg is charged with being an accomplice in the assaults.

Vt. Man Accused Of Raping Woman In Car in Bedford

By STEVEN A. BERGER
Union Leader Correspondent

BEDFORD — A Vermont man with a history of violence has been charged with the rape of a woman in the back seat of a car early Saturday, police said.

His friend and co-worker was charged with being an accomplice in the rape.

Kevin Patten, 28, of Cedar Street, Brattleboro, Vt., was charged with three counts of aggravated felonious sexual assault, simple assault on a police officer and criminal mischief.

He was arraigned yesterday morning in Merrimack District Court and is being held at the Valley Street Jail in Manchester on $75,000 cash or corporate surety bail.

In court, Patten shook his head as the charges were read.

Cyrus D. Solberg, 21, of Dover Road, Newfane, Vt., was charged with accomplice to aggravated felonious sexual assault. He is being held on $20,000 cash or corporate surety bail.

According to arresting Bedford police Officer Robert Gagliardi, he became suspicious when he noticed a vehicle in a parking loton Club Acre Lane, just off South River Road. When Gagliardi turned his patrol car around, the vehicle left.

After the officer stopped the other vehicle, the alleged victim, also from Brattleboro, told the officer that she was being sexually assaulted.

Gagliardi was then assisted at the scene by Officer Dawn Goguen and State Police Cpl. Paul Massaro. Solberg and Patten were then arrested.

Once inside the cruiser, Patten allegedly bit the back seat of the car, ripping it in two places.

Bedford Prosecutor Bruce Reynolds said Patten has three warrants for his arrest in Flagler County, Fla. He was convicted of aggravated battery and assault and two counts of driving while intoxicated.

He was released from prison but violated his probation by leaving the state without any notification or arrangements with the court. Reynolds said authorities in Florida are not planning to extradite Patten.

Reynolds said Patten is also on probation in Vermont for two convictions of driving while intoxicated. Reynolds asked for the high bail because of the severity of the crime, Patten's criminal history and his lack of ties to New Hampshire.

The judge granted the $75,000 bail and ordered Patten, if he meets bail, to have no contact with the alleged victim or with Solberg.

Patten and Solberg will appear for probable cause hearings on March 19 in Merrimack District Court.

NH News Notes

MADD Furnishes Tip; Alleged Fugitive Held

NEWMARKET — A Newmarket man was arrested last week for being a fugitive from justice in Texas, where he is sought on a charge of drunken driving involving serious bodily injury.

The New Hampshire Chapter of Mothers Against Drunk Driving provided the tip to police after being told by the Texas Mothers Against Drunk Driving.

Donald R. Rousseau, 41, is being held in Rockingham County Jail, Brentwood, pending pick-up by Texas authorities.

Rousseau had been living for several months in Newmarket when police got the tip he was a Texas fugitive.

Newmarket police have extended their appreciation to NHMADD, said Chief Rodney C. Collins.

"I don't know what kind of a network they have, but the Texas MADD and the New Hampshire MADD got the information to us," Collins said.

NH News Notes

Mass. Man Arrested as Fugitive in Nashua

NASHUA — A 39-year-old Massachusetts man was arrested yesterday on a charge of being a fugitive from Massachusetts, according to Nashua police.

Cecil E. Joyce, of South Weymouth, Mass., is wanted by Massachusetts authorities on charges of indecent assault and battery on a person 14 years or older.

Joyce is scheduled to be arraigned today in Nashua District Court on the fugitive from justice charge.

Oklahoma Fugitive Nabbed In Laconia

By ROBERT M. COOK
Staff Writer

LACONIA — A Lake City man wanted as a fugitive from justice by Oklahoma authorities is headed for an extradition hearing next month to see if he will face an outstanding perjury charge there.

Robert R. White, 34, of 17 Folsom Street was arrested by Laconia Police following a traffic stop for speeding on Route 106 Thursday at about 12:30 a.m.

When Police Office Matthew Hester ran a routine check on White, his name appeared on the National Crime Information Center computer as being wanted for perjury by the Commanche County (Okla.) Sheriff's Department.

White was placed under arrest for being a fugitive from justice at 1:10 a.m. and held overnight at the Belknap County Jail.

Later that morning, White was arraigned in Laconia District Court on the charge and released on $2,500 personal recognizance bail by Judge David Huot. Court officials said White told the judge he has a wife and two children here.

White also told the court the Commanche County Sheriff's Department knew his whereabouts and that he had been living and working in Laconia for a year.

White's arraignment was at 9 a.m. and the two-hour time difference between New Hampshire and Oklahoma did not give the court or police ample opportunity to learn more about the outstanding perjury charge. Without additional information in hand, the court was forced to release White on personal recognizance bail.

White entered no plea at his arraignment and indicated he would obtain his own lawyer, but no attorney has filed an appearance for him yet, according to court officials.

He will return to Laconia District Court for an extradition hearing on June 20 at 9 a.m.

The Citizen learned from the Commanche County District Attorney's office that a special prosecutor, Oklahoma District Attorney John Wampler of Altus, Okla., was assigned to White's case.

The Citizen made several attempts but was unable to reach Wampler at his home and at the Jackson County District Attorney's office to learn what case there is connected to White's perjury charge.

Utah arson suspect nabbed in Norwood

An arson suspect wanted in Utah was arrested in Norwood this week after a customer where he works recognized the man's picture on the FBI's home page on the Internet, authorities said.

Rakesh L. Magan, 38, was arrested Tuesday at his home on Engamore Lane. He is believed to be the first fugitive arrested as a direct result of being on the FBI Internet home page, FBI officials said. Magan allegedly torched the Cozza Market in Salt Lake City on Dec. 15, 1993, for insurance money. Three weeks before the fire, Magan had asked to increase the store's insurance coverage.

N.Y. slay suspect arrested in Hub

A New York man wanted on a charge of attempting to kill a police officer was arrested yesterday in Boston, police said. Julian Tamayo, 24, of Queens, is accused of firing a .45-caliber handgun at a New York State Police officer in Manhattan on Feb. 28, authorities said. New York police came to Boston on Friday on a tip that Tamayo was staying at an apartment on Washington Street in Roxbury. After staking out the place all night to no avail, the New York officers returned home yesterday morning, said Jim Browning, a spokesman for the Boston police. Soon after they left, however, Boston police received a tip that Tamayo would be at the Washington Street address around 12:45 p.m. Boston police arrested him there on a fugitive-from-justice charge, Browning said.

Milford Man Arrested on Florida Charges

MILFORD — A man wanted in Florida on a felony charge of forgery is out of the county lockup after posting $2,500 bail. He was charged in New Hampshire this week with being a fugitive from justice, a Class B felony.

While he is out on bail for the fugitive charge, Michael Lee, 39, of 29 Capron Road, Milford, is making arrangements with Florida authorities to deal with the original forgery charge, according to Milford Sgt. James Dennehy.

Dennehy said he had few details about the nature of the forgery charge from Orange County, Florida, although he said it was a white-collar type of crime that involved checks.

Dennehy also was not sure how Lee was found in Milford.

ENOUGH

Ex-boyfriend held in mom's slaying

By ED HAYWARD
and BEVERLY FORD

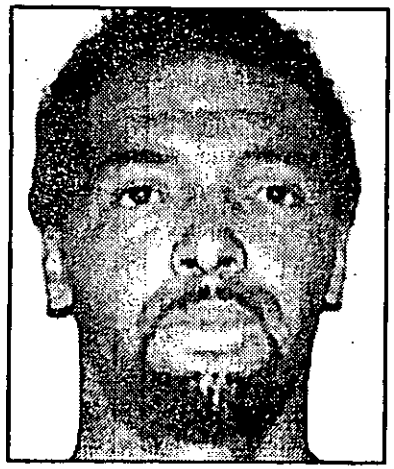
.OWELL — The ex-boyfriend feared tracked Annie Glenn to street corner crowded with ool kids yesterday morning and cuted the 23-year-old homeless :her as she waited for a school with her three children, police l.

Ier sons Marquis and Darnell, s 5 and 4, were holding their rtally wounded mother's hands en she was found face-down at 3 a.m. at the corner of Merrick and Aiken streets.

'Did you know that my mother dead," Marquis told his godther, Lela Boykins Hall, who nforted the boy at the police tion.

'I just hugged him," Boykins ll said.

Glenn was found by an off-duty lice officer who tried in vain to ve her life and comfort her stunned children. "They were very upset ... they just asked me if their mother was going to be all right," said Lowell Police Officer Steven Coyle, himself a father of two young children. "I said we were doing the best we can."



RICHARD F. KENNEY
Held in slaying

A source close to the investigation said the slaying was planned by suspect Richard Francis Kenney, 35, of Derry, N.H., who will be arraigned this morning on a murder charge in Lowell District Court.

"He knew where he was going and what he was doing and everything else," said the police source. "There's no question he was after her and setting up for her."

Glenn was standing at the bus stop, waiting to send Marquis on his way to Morey Elementary School, when Kenney stopped at the curb, got out of a car and began arguing with his ex-girlfriend.

Without warning, Kenney allegedly drew a semiautomatic .32 caliber pistol and pumped two slugs into her head and a third into her shoulder, a shot that ricocheted into her chest, punctured a lung and pierced her heart.

Sources said the slaying was

ENOUGH

mom's slaying

sparked by Kenney's rage at his ex-girlfriend for leaving him several months ago and moving her children into the House of Hope family shelter on Merrimack Street.

Within the last two weeks, Glenn was called by Kenney's new girlfriend and told he wanted to kill her, said one police source.

Glenn, who'd lived at the family homeless shelter for several weeks, was pronounced dead at Saints Memorial Hospital shortly after the shooting, which shattered a chilly morning wait at the bus stop for 16 kids headed to the Morey Elementary and Daley Middle schools.

It was the third case of a domestic violence homicide in the state in the last month, including the strangling death of a Lowell mother and suffocation of her two sons allegedly by a boyfriend and the slaying of a Reading mother allegedly by her husband.

Immediately, the witnesses identified the shooter as Kenney, the father of Darnell and his little sis-

RELATED STORY
Page 13

ter, 2-year-old Desiree. Kenney is a career criminal with a history of domestic violence.

Kenney was tracked down to his uncle's house on Spring Street in Cambridge, where Lowell police and state troopers arrested him as he approached the black Mercury Cougar — registered to Glenn in New Hampshire — he was seen driving at the time of the killing.

After his arrest, a source said Kenney told police where to find the gun inside his uncle's 141 Spring St. home, where Kenney was arrested yesterday afternoon, and the gun was recovered.

Kenney had not fully confessed to police, but was cooperating and providing clues to the crime, police sources said.

The hot-tempered Kenney has a long criminal past with 31 arraignments in Massachusetts that include kidnapping, breaking and entering, assault and battery, and drug charges, according to police sources. He was being sought on warrants for cocaine possession, receiving stolen property and motor vehicle violations, police said.

Police said there were no current restraining orders against Kenney, but Glenn had filed for two temporary restraining orders in 1994, WBZ-TV reported.

In one dated June 27, 1994, Glenn said: "When he (Kenney) got mad, he picked up the baby like he was going to throw him across the room."

In a second dated Oct. 9, 1994, Glenn wrote: "He knows I'm afraid of him and every time I tell him I want him out or I'm going to call the cops, he tells me, 'I'm going to kill you.'"

Two women elsewhere in the state — one in Brockton, the other in Everett — also had restraining orders against him, but a police source said they had expired.

Karen Murphy, who in 1995 lived next door to Kenney and Glenn on Murray Terrace in Lowell, said the couple fought constantly.

"He was very short-tempered, very angry, a real nutbag," Murphy recalled. She said Kenney came into Glenn's life when she was pregnant with her first child, Marquis, and later fathered her two other children.

"The kids were very close to their mom," Murphy remembered. "She was a good mom and she took care of those kids very well. To hear that the cops came upon her two boys holding her hand this morning just broke my heart."

She said Glenn desperately wanted a better life for herself and her sons but could never surmount the obstacles she encountered in her relationship with Kenney.

"He was a crackhead with a big-time crack habit and that bothered her," Murphy said. "He'd promise her he was clean and two days later he wouldn't come home or she would find some drugs."

Boykins Hall, Marquis' godmother, said Glenn had broken off her relationship with Kenney and moved to Lowell from New Hampshire about two months ago.

Ann E. Donlan and David Weber contributed to this story.

When welfare checks due, police find fugitives nearby

By ANN E. DONLAN

State police fugitive trackers have arrested 559 wanted felons, including accused murderers, child rapists and drug traffickers, on outstanding felony warrants in a statewide sweep with the help of the welfare reform law.

"It not only had the effect of taking people off the streets who are very dangerous, but it also has the effect of sending a message that if you have an outstanding warrant and you're on public assistance, we know where to find you," said Pamela D. Ring, director of the Bureau of Special Investigations, which probes allegations of welfare fraud.

From New Bedford to Western Massachusetts, State police Trooper Brian Dunn, an investigator with the state police Violent Fugitive Arrest Squad, helped snare wanted felons on welfare, including Susan Fappiano, a 27-year-old mother accused of murdering her 15-month-old son on Oct. 20, 1996 in Holyoke.

"She was still getting the check," Dunn said.

When Dunn and other members of the task force went to the address where Fappiano's welfare check was sent, a relative told investigators that she was in jail after a weekend arrest on motor vehicle charges. Dunn discovered that Fappiano was being held in jail under an alias.

"As a taxpayer, I'm happy that I'm not subsidizing criminals," said State Police Lt. Kevin M. Horton, who heads the Violent Fugitive Arrest Squad. "As a police officer, I'm happy that they're not being subsidized by the state to help them stay on the run."

Although state welfare reform passed in 1995, it wasn't until this year that state officials received federal approval to release addresses of welfare recipients to law enforcement agencies.

During 35 days from May to August, state police, welfare fraud investigators, the state Department of Corrections and local police agencies captured the most violent of the wanted fugitives by following the money trail.

"The addresses that we had from welfare is where the money is sent," Horton said. "When money is involved, people aren't usually too far away."

Horton said warrant sweeps typically snare just 10 percent of the intended targets, but this statewide, task-force operation hailed a 38 percent success rate.

The arrests saved taxpayers an estimated $121,764 in welfare benefits, Ring said. "By actually going out and knocking on these doors, we found that 20 percent of these (559 arrested) people were actually committing fraud," she added.

During the felony warrant roundup, welfare fraud investigators opened 150 new cases after uncovering numerous scams, including "needy" collectors who owned expensive cars, boats and homes, Ring said.

The offenses

Police have already arrested 559 welfare recipients on outstanding felony warrants. Following is a breakdown of some of their offenses:

TYPE OF FELONY	# of WELFARE RECIPIENTS ARRESTED
Murder	3
Attempted murder	3
Assault with intent to murder	7
Assault/battery with a dangerous weapon	186
Assault and battery	358
Armed robbery	11
Gun charges	20
Kidnapping	6
Distribution of drugs	106
Drug trafficking	15
Sex crimes	5

Note: Some suspects were arrested on multiple felony offenses.

Source: State Police Violent Fugitive Arrest Squad



WANTED: State Police Lt. Kevin M. Horton shows a list of fugitives on the welfare rolls. Staff photo by George Martell

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TXT
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REQUEST REGIONAL BROADCAST
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MARICOPA CO SO
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*** CAUTION / ARMED & DANGEROUS ** CAUTION / ARMED & DANGEROUS ***
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NAME: MARTINEZ, ROBERT PEREZ DOB: 082273 509/190 BRO/BRO SOC/527677735
FBI: 109861PA6 FPC: 656PIPMPM15POPOPMPI16 SMT: NUMEROUS (LEFT EYE TEAR DROP)
:CHEST/L HND/R SHLD
PLEASE BOLO FOR THE ABOVE LISTED SUBJECT. HE IS WANTED BY THIS AGENCY ON
2 CTS ATT. HOMICIDE ON 2 MARICOPA CO SHERIFF'S DEPUTIES. THIS INCIDENT
TOOK PLACE ON 110497 IN THE TOWN OF GUADALUPE, AZ. SUSPECT MAY BE WOUNDED WITH
TWO GUN SHOTS AND SEEKING MEDICAL ATTENTION. SUSPECT IS POSSIBLE HEADED TO
AN UNKNOWN LOCATION IN NEW HAMPSHIRE...NO FURTHER INFO. IF LOCATED PLEASE
CONTACT DET. CLUFF #961 / DR 97-16637 / 602 256 1000 OR 602 256 1876.

F12 = NEXT PAGE, SHIFT F12 = CANCEL MSG, F11 = PREV PAGE, SHIFT F11 = 1ST PAGE
SUSPECT ALSO WANTED BY AZ DEPT. OF CORR. NCIC # W012095786. OUR WARRANT IS
AZ ONLY AT THIS TIME WARRANT # 9794713. THANK YOU FOR YOUR ASSISTANCE.
AUTH: DET. SIEMENS #1081 / GID
JOSEPH M. ARPAIO, SHERIFF, MARICOPA CO SO, PHOENIX, AZ0070000 MONICA 2210MST
IN NLETS NBR 00018 AT 00:05 16NOV97
OUT WOLFEBORO NBR 00010 AT 00:24 16NOV97 MSG 00168/16NOV97

Ariz. Man Sought For Gun Battle May Be NH Bound

By CISSY TAYLOR
Union Leader Staff

CONCORD — A man being sought in Arizona for wounding a sheriff's deputy may be headed to New Hampshire, officials said yesterday.

Robert Perez Martinez, 24, is wanted in Maricopa County, Arizona, after allegedly getting into a gunfight with deputies on Nov. 4 in Guadelupe, Ariz., according to Lt. David Eastman, commander of the New Hampshire State Police Major Crime Unit.

One deputy was wounded, but not seriously, according to Det. Brian Cluff of the Maricopa Sheriff's Department.

An admitted gang member, Martinez is considered armed and dangerous, Cluff said.

Martinez, who was on parole in Arizona after serving time for armed robbery, is described as an Hispanic male, 5-foot-9 inches tall, 190 pounds with brown eyes and brown hair.

Cluff said Martinez has numerous tattoos on his hands, arms, shoulders and chest.

"The most noticeable is a teardrop which was tattooed under his left eye," he said.

Arizona authorities are shipping a photo of Martinez to New Hampshire this week, Eastman said.

Cluff said Martinez was involved in an earlier shooting in which another man was struck in the head, but survived.

"He knew he was wanted from the previous shooting," Cluff said, "which is why he took off after this one."

Martinez has a criminal record in Arizona both as a juvenile and an adult, Cluff said, although there is no indication that he has ever visited or lived in New Hampshire.

Officials have information that suggests that Martinez' mother either lives or has lived here.

"There are rumors he was headed in that direction," Cluff said. "We are working with State Police in New Hampshire."

Police yesterday ruled out any connection between the Martinez in Arizona and two men known as Rob and Robert Martinez in Manchester. The Manchester Robert Martinez, also known as Sammy Diaz, survived being stabbed in the heart several years ago and is believed to have returned to his native Dominican Republic.

Rob Martinez, who had aliases of Tyrone Foster and Robert Richardson, was returned to New York state last year as an escapee from prison.

Cluff said Martinez is an admitted and documented member of BGL, Barrio Guadalupe Locos, a local gang in Guadalupe, Ariz., a small town south of Phoenix.

While a weapon was recovered after the shooting involving the deputies, Cluff said Martinez has enough contacts to have easy access to more guns.

"We consider him armed and dangerous," Cluff said. "Because of statements he has made, we believe he is not planning to come in on his own."

A $1,000 reward has been posted by the local "Silent Witness" group in Guadalupe, Cluff said.

Anyone with information about Martinez is asked to contact Cluff at 1-602-256-1087 or call New Hampshire State Police at 271-2663.

N.J. officer's killer left a tangled trail behind

By ED HAYWARD and JOSEPH MALLIA

The family photograph swallowed by a New Jersey cop killer was traced to a Malden woman and two children fathered by the gunman, whose rampage last week killed a hero cop and ended with the suspect's suicide on a New York City bridge, police said yesterday.

The mystery woman and the two children pictured with career criminal Dion Bailey at a New Jersey theme park last summer turned out to be Christine Knight, a 25-year-old Malden woman, and two children fathered by Bailey.

Knight is a former girlfriend of Bailey, who left a tangled web of aliases, addresses and rap sheets following Thursday's execution-style slaying of a highly decorated Long Branch, N.J., police sergeant.

Also in the picture — which Bailey apparently swallowed along with a gold wedding band in the moments before he killed himself — were the couples' children, Marcus, 8, and 10-month-old Monique.

"She was very surprised and obviously upset about it," said Lt. Phil George, an investigator with the Monmouth County (N.J.) Prosecutor's Office. "She spoke to him two weeks ago and everything was fine."

In Saugus, Bailey lived under a variety of names, including a stint with a woman and her young son.

One neighbor at the Essex Street building said the man was known in the apartment building as 'Deon Bailey.' But he also got mail under the alias Marquise Sanclair, a name identified by police as an alias for the madman.

"He used to come in Mercedes and BMWs, and everyone would wonder how he got those cars," said the neighbor, who asked not to be identified.

The neighbor said a woman lives in the Essex Street apartment with a boy, and Bailey is the boy's father. "As far as I know, this kid was his," the neighbor said.

Police still had no explanation for the wedding ring, which coroners discovered along with the photograph during Bailey's autopsy.

Bent on killing a cop, Bailey walked up behind Long Branch, N.J., police Sgt. Patrick King as he ordered at the Ming Ying restaurant counter. He put a .38-caliber revolver to King's head and fired twice, killing the town's most decorated officer instantly.

That gun was traced to a 1995 break-in at a New Bedford businessman's home and was once in the possession of members of the Latin Kings street gang, of which Bailey was an alleged member, officials said.

Police got only a glimmer of an answer as they try to unravel the many mysteries spawned by Bailey's bloody spree, which left one cop dead, two troopers injured and a New York City Port Authority officer critically wounded.

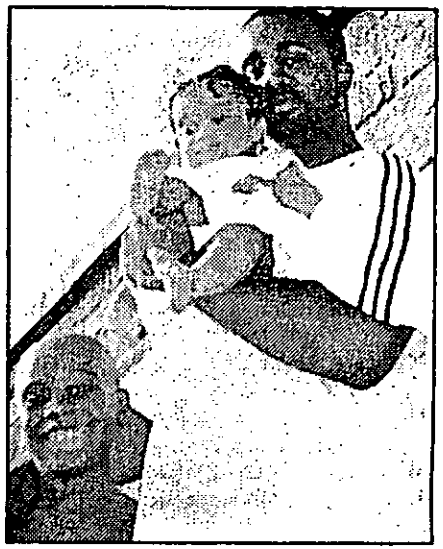
The suspect's mother, Janice Avant, told police her son may have swallowed Knight's picture before shooting himself in the temple "because he loved her. It was his finality," George said.

At least a half-dozen aliases traced through fingerprints and criminal files zero in on Bailey, officials in New Jersey said. Massachusetts criminal records show:

- On April 4, 1990 he was arrested in Malden for robbery and assault and gave the name Deon Bailey.
- On July 19, 1990, he was nabbed for rape in Dartmouth under the name Devon Bailey.
- On Aug. 14, 1996, he was snared in Somerville for pimping under the name Marquise Sanclair.
- On Aug. 19, 1997, he was arrested under the name Brendan Smith in a domestic violence incident in Somerville.

He "was a full-time pimp involved in prostitution and the distribution of cocaine and other drugs," Monmouth County prosecutor John Kaye said. "He's considered a ladies man, a charmer, very easy-going, very well-liked."

Bailey lived in a squalid apartment in Long Branch, first with a go-go dancer girlfriend he impregnated before she moved out in October. Then he took up with 21-year-old masseuse Jennifer Watkins of Malden. She's now being held on drug charges in New Jersey.



MYSTERY MAN: This photo, a handout from the Monmouth County Prosecutor's Office, shows the man who allegedly shot a New Jersey police sergeant before killing himself. AP photo

In Long Branch, N.J., where he took an apartment, Bailey was known as Roberto Perez. A few weeks ago, he was given a traffic citation and an officer noticed $4,000 in cash in the car.

The money find prompted police to begin an undercover drug investigation into the man they knew as Perez. Officials do not believe that was related to King's murder.

Thousands of police officers attended King's wake in Long Branch yesterday, and even more are expected to attend his funeral today at St. Michael's Roman Catholic Church in Long Branch.

King, 45, is survived by a wife and two children.

The New York Post contributed to this story.

Feds had tip on fugitive days before cop killing

By ED HAYWARD
and ANN E. DONLAN

Federal fugitive hunters in Boston came up with a lead on cop killer Dion Bailey last week, but the tip turned cold just a day before the Malden native and career criminal executed a New Jersey police sergeant, authorities said.

It was just a blip on the radar screen of federal officials, who in May had taken up the chase for Bailey, wanted for probation violations and a vicious August 1996 knife attack outside a tavern in his hometown of Malden.

"At no time did they say that they knew where Dion Bailey was or they had information where they could find him," David Losier, an assistant Middlesex County district attorney, said yesterday of the FBI.

On Thursday night, Bailey walked up behind Long Branch police Sgt. Patrick King and pumped two bullets into the hero cop's head, killing him as he ordered Chinese food at a restaurant.

Yesterday, thousands of colleagues mourned the loss of the highly decorated 45-year-old police veteran and married father of two sons.

As King was buried, federal officials insisted that they did not know where Bailey was hiding, but had only received an incomplete tip last week from a suspect arrested in Massachusetts.

The informant agreed to help find Bailey at "some flea-bag motel where he was staying in New Jersey," according to a statement yesterday by William C. Megary, special agent in charge of the FBI's Newark, N.J., office.

That information never materialized, Megary said.

"I categorically and emphatically deny that the FBI in Newark, in Boston or in New York City were ever aware of Bailey's whereabouts prior to his senseless attack upon Sgt. King last Thursday in Long Branch," Megary said.

Bailey came to the attention of the Fugitive Task Force in Boston in May. And earlier this month, an agent assigned to the task force contacted Losier about Bailey's outstanding warrants in Middlesex County, the prosecutor said.

Losier said the agent told him on Nov. 13, " 'We don't know where he is, but if we do find him, do you want him?' And I said yes."

That same day, Losier sent U.S. Attorney Donald K. Stern's office a formal request to extradite Bailey to Massachusetts in the event he was located.



MOURNING: The casket of slain police Sgt. Patrick King is carried past his wife, Maureen, center, and sons Todd, left, and Patrick in Long Branch, N.J. AP photo

An FBI spokesman in New York City verified yesterday that an agent from Boston called the New York office a week ago today to seek help in chasing a new lead on Bailey.

"This new information that he had anticipated getting did not pan out and therefore he had no leads for the New York FBI to follow up on," FBI spokesman Joseph Valiquette said.

Police in New Jersey have speculated that Bailey was distraught over a "family relationship," but have been unable to determine which relationship had spun the career criminal into a cop-killing rage. But friends of Bailey in Malden pointed to the August attack where Bailey knifed a close friend in the stomach outside a tavern — an event that ruptured dealings between families that went back three generations.

Demming F. Rocker III, 24, and his family members had grown up "side by side" with the Bailey clan near Malden's Roosevelt Park, said his sister, Shelley Flowers. "Our families are all intertwined. We grew up across the street from each other for three generations," Flowers said. "This whole thing has torn our families apart. My grandmother doesn't even speak to his grandmother anymore."

Flowers said her relatives were so bent on revenge that the pressure might have pushed Bailey out of state and forced his mother, Janice Avant, to move out of town.

Police said Rocker identified Bailey as the assailant who stabbed him outside the City Limits Cafe on Aug. 26, 1996, an assault so severe that Rocker was pronounced dead once and underwent six hours of surgery.

Malden Police Detective John Rivers said investigators obtained warrants charging Bailey with assault with a deadly weapon and attempted murder and raided several houses in an attempt to snare Bailey.

"We hit places people said he frequented and each time we got nothing," said Rivers. "Then it was like he dropped off the face of the earth."



BRETHREN SAY GOODBYE: Officers from the New York City Police Department carry the flag-draped casket of slain police Sgt. Patrick King to a waiting hearse outside a Long Branch, N.J., church yesterday. AP photo

Two Nabbed In Burglary

Two men were arrested in a Boynton Street burglary Tuesday.

Patrick W. Plume, 34, of 199 Manchester St., was charged with burglary. Adelard M. Phaneuf, 30, of 273 Cedar St., Apt. 8, was charged with burglary and being a fugitive from justice.

Phaneuf was wanted on a warrant out of Rhode Island. The pair are charged with burglarizing a Boynton Street home, taking a 3-foot Coca-Cola bank filled with more than $500 in coins.

Authorities said Dan Roberge, who lives at 36 Boynton St., gave Phaneuf, an employee, keys to his truck to pick up tires. The key ring included keys to his house. Police arrested the men separately late Tuesday.

(Manchester Crimewatch, compiled by Michael Cousineau, is published Monday-Friday.)

Cops seeking murder-try suspect

By ANN E. DONLAN

Boston police say Herbert Bonds is a dangerous felon — and they want help in removing him from the streets before someone gets hurt — or worse.

Bonds, 26, whose last address was 4 Linden St., Winthrop, is wanted on multiple warrants in connection with an April attempted armed robbery at a Dorchester pizza restaurant and the attempted murder of a "good friend," police said.

"We just don't want anybody getting hurt," said Boston police Sgt. Anthony Feudo. "He's got a pretty big gun with him and it can cause an awful lot of damage."

Feudo is seeking leads through the Boston police Crime Stoppers program, which rewards anyone who can help police make the capture.

CRIME STOPPER$
1-(800) 494-TIPS

On Sept. 24, Bonds allegedly shot at a man after they argued over a woman, Feudo said. The victim, who escaped serious injury, was giving Bonds a ride at the time.

About 11:40 p.m., at the intersection of Trull and Hancock streets, the victim pulled over and ordered Bonds out of the car.

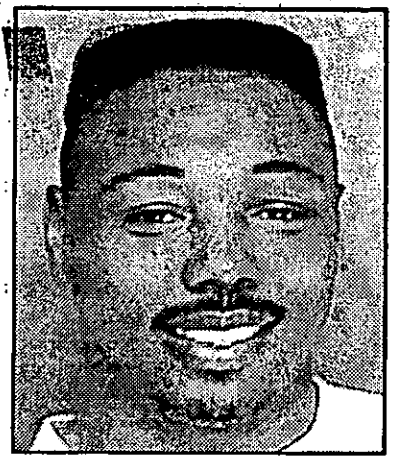
"(Bonds) swore at him and he took out a 9mm handgun and shot seven times into the car as the car sped away, narrowly missing him," Feudo said. "In fact, there was one shot fired into the middle console that narrowly missed him."

Police went to Bonds' Winthrop home a short time after the shooting and several times since but he has vanished, Feudo said. Police believe he may be staying with an ex-girlfriend in the Burlington area.

Bonds has been indicted for assault with intent to murder in connection with the shooting but defaulted on the charge. Bonds is also wanted on a default warrant after he allegedly tried to rob Theo's restaurant, 1078 Dorchester Ave., at gunpoint about 4 p.m. April 2.

"He showed the weapon and a few words were exchanged and then someone came into the pizza place and sort of scared him off," Feudo said.

Police also are seeking Bonds for a Sept. 9 default in Brockton District Court on cocaine distribution charges. Feudo warned anyone who sees Bonds to keep their distance.



HERBERT BONDS
Allegedly armed and dangerous

"We consider him armed and dangerous," Feudo said. "Whatever they do, don't approach, just call 911 and tell us where he is."

Anyone with information is asked to call the anonymous Crime Stoppers tipline, (800) 494-TIPS. Callers who provide information leading to the arrest and indictment of a suspect will be eligible for a maximum $1,000 reward.

NEW HAMPSHIRE'S DAILY NEWSPAPER

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

MANCHESTER, N.H. — MONDAY, DECEMBER 8, 1997

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Fugitive Freed Twice; He's Incompetent

By PAUL MONTGOMERY
Union Leader Correspondent

CLAREMONT — A Florida man wanted there as a fugitive from justice has been arrested twice by New Hampshire authorities on the fugitive charge but freed both times after being declared mentally incompetent to be sent back.

Russell Capelle, 55, was found guilty in 1995 of shooting another motorist in the face with a 12-gauge shotgun while they each were driving down a highway in Manatee County, Fla. Capelle was initially charged with attempted murder, Manatee County officials said, but he later pleaded no contest to aggravated battery. He was found guilty and was sentenced to 22 months in prison with credit for time served since being jailed for the Oct. 4, 1994 incident. He also received 10 years probation.

It's unclear when Capelle was released from prison in Florida or when he arrived in New Hampshire.

In August, he drew the attention of Goshen police, who ran a computer check on his name and learned he is wanted in Florida for leaving that state while on probation, said Marc Hathaway, Sullivan County attorney.

Proceedings then began to extradite Capelle to Florida, Hathaway said.

After a hearing in Newport District Court and another hearing in Sullivan County Superior Court, authorities let Capelle go free after a state psychiatrist determined he was incompetent to understand the extradition proceedings.

At that point, when officials did not attempt to have Capelle involuntarily committed to a hospital, he was released from custody, said Chris McLaughlin, Capelle's court-appointed lawyer.

On Dec. 3, Capelle was again detained, this time by Claremont police, who put his name through the criminal computer check and, unaware of events in Newport, learned for themselves he is wanted in Florida on the probation violation.

Claremont police then started the process of having Capelle extradited.

Enter McLaughlin, who explained to a Claremont judge the earlier proceedings in Newport involving the issue of Capelle's competency.

Again, Capelle was allowed to walk out of court.

Now, authorities don't know where Capelle is, and that worries police.

"We're very concerned about this," said Craig Olson, Claremont police chief. "Obviously, anybody with a background such as this has the potential to be dangerous."

McLaughlin said Capelle fits a narrow area of the law where he is considered mentally incompetent to comprehend the legal process but not so much that he should be committed to a hospital for the safety of himself or others.

"He fell in the hole," McLaughlin said.

As for where Capelle may be now, McLaughlin said he surmises that Capelle may have left New Hampshire.

FUGITIVE, Page A10

FUGITIVE

(Continued From Page A1)

Albert Scherr, a law professor at Franklin Pierce Law School in Concord, said Capelle's situation is unusual, but it follows the law.

"Mental illness is a very complicated health issue," Scherr said. "If they can't understand the proceedings, then it's really contrary to the whole purpose of the criminal justice system" to prosecute such people.

"There is a very, very small group of people who do fall through the cracks," Scherr said.

Olson wondered how Capelle could be judged competent to stand trial in Florida two years ago but now be considered incompetent.

McLaughlin countered that a person's mental health can deteriorate over a short period of time, and while his client may have been healthy in Florida in 1995, the New Hampshire courts have found him to be mentally incompetent now.

On Friday, Claremont police asked other police departments to be on the lookout for Capelle and to use caution if he is seen.

"This is a real conundrum for police," Olson said. "He is subject to arrest wherever he goes. But he knows that he has sanctuary here in New Hampshire. This concerns me a great deal."

The New Hampshire Attorney General's Office is looking into the matter, officials said. A call to that office for comment Friday was not returned.

Salesman Charged in Nashua Stabbing

NASHUA — A traveling salesman was arraigned yesterday morning after police arrested him for stabbing a co-worker in a Motel 6 room early Sunday morning.

Lance Stephens, also known as James Cook, 31, was charged with first-degree assault after allegedly stabbing Bruce Parramoure. Stephens is being held on $50,000 cash bail at the Hillsborough County House of Corrections.

Police said both men worked for a company called Magic Enterprises.

Stephens was wanted in Indiana, where he's from, as a fugitive from justice on two charges of forgery, according to police.

After the New Hampshire court system has fully prosecuted for the assault charge, Stephens will be extradited to Indiana, according to Nashua Police Captain James Mulligan.

A Nov. 6 probable cause hearing was set.

Parramoure, who is from Dallas, suffered a stab wound to his left side after a verbal confrontation. He was treated at St. Joseph's Hospital and released later Saturday.

BOSTON HERALD

ents ★ Wednesday, December 10, 1997 WEATHER: Rain or Snow. High 41. Page 46 LOTTERIES: Page 77

Police finally track down Georgia fugitive — after 46 years

LINCOLNTON, Ga. — Nearly a half-century after he walked away from a prison work detail, 75-year-old Sam Turner has been returned to jail.

In 1951, Turner left a work camp where he was serving time for burglary and voluntary manslaughter. He had no problem blending back into society.

Turner, who has been married for 43 years, used his real name to apply for Social Security, get a driver's license and even when he was arrested for drunken driving.

Now a grandfather who uses a cane, Turner was finally caught Monday after his name popped up during a routine search for fugitives in the state's driver's license database.

When authorities knocked on the door, he was watching television in the den of his tiny house in Lincolnton — in northeast Georgia near the South Carolina line.

"Mmmm ... '51. ... I can't recall that, but ...," said Turner, who then took a cane and hobbled toward the door with his grandson at his elbow.

Even the men responsible for Turner's arrest weren't happy about it.

"We've got to do our job," said Duke Blackburn, a correction official. "But I hope he can go home and live out his life with his family before long."

Turner was sentenced to three to five years for voluntary manslaughter after killing a man in an 1947 gunfight in Augusta. He was paroled in 1950, but returned to prison 10 months later when he was convicted of burglary and sentenced to serve five to eight more years.

He was on a road detail when he "asked to be excused and never returned." A reward of $25 was offered for his capture. —AP

Sunday Eagle-Tribune®
The Pulitzer Prize-winning newspaper of Lawrence, Massachusetts
ESTABLISHED 1867
SUNDAY
December 14, 1997

TV sting nabs 31 scofflaws

By Hernán Rozemberg
Eagle-Tribune Writer

SALEM, N.H. — Thirty-one people came here yesterday afternoon from all over New England thinking they had won new color TVs.

But their big smiles disappeared as they learned they were part of "Operation Tele-Trap," a sting two months in the making.

The operation, organized by the New Hampshire District of the U.S. Marshals Service, netted 31 people — half of them Merrimack Valley residents — wanted for crimes they were never tried for since they never showed up in court.

Although some had past warrants for misdemeanors such as writing bad checks or traffic offenses, others faced serious charges. Jason Ellis, 21, of Atkinson, N.H., was charged with scarring a woman's face with a broken beer bottle.

All except two were taken to the Salem Police

Please see **STING,** *Page A5*



Watching a videotape of one of the 31 arrests they made in a sting in Salem, N.H., yesterday are (from left) U.S. Marshal Raymond Gagnon, U.S. Deputy Marshal Chris Daniels, Rockingham County Sheriff Sgt. Jim Nye, New Hampshire State Police trooper Lawrence Holdsworth and U.S. Deputy Marshal Jefferey Irwin.

Judy Emmert/*Eagle-Tribune*

Sting: 31 scofflaws arrested in TV ploy

Continued from Page A1

Department and then to Rockingham County Jail. Jonathan H. Barksdale, 23, of Dover, N.H., and John F. Durkee, 25, of Manchester, N.H., were wanted fugitives. They were shipped straight to state prison.

The 31 had responded to a letter from "Pioneer Rental Group," a name authorities made up. The letter said the company was giving away new, 27-inch color TVs for its grand opening, with a chance for those who showed up to enter a contest for a trip to Hawaii. Around 200 letters were mailed out.

Those responding were instructed to show up at the company's "office," fully furnished with computers, telephones, balloons and "welcome" signs. U.S. Marshals posed as employees of the bogus company at the real Professional Park building at Salem Industrial Park on Keewaydin Drive, just after the Holiday Inn.

Once the "winners" walked into the office in the back of the building, they were asked to show the letter and photo identification. One by one, they were told to walk downstairs to pick up their prizes.

But behind a bulletin board awaited three officers, who grabbed the would-be winners, frisked them and shackled them with handcuffs, a restraining belt and leg irons.

They were told to sit down; an officer informed them what they were wanted for. All that remained was the short walk through a back hallway, into a van and off to the police station.

Small marijuana bags were found on four as they were patted down. They will also be charged with carrying the drug.

"It was a great day. With this we have proved crime doesn't take a holiday," said U.S. Marshal Raymond G. Gagnon, in charge of the operation, which also involved the New Hampshire State Police, Rockingham County Sheriff's Office and Salem Police.

Mr. Gagnon called the operation an "innovative and creative approach" to attract wanted felons, preying on the "human emotion of greed."

The cost of the operation? "Postage," Mr. Gagnon said.

"It really went smoothly," said Salem Police Lt. Alfred N. D'Urso, who was able to use the building for free thanks to a friend who knows the owner. "I think it went even better than we had expected."

Only a few of those caught were able to bail themselves out.

One was Douglas R. Goodale, 33, who drove over two hours from Wells, Maine. His offense: Two arrests for drunk driving in Portsmouth, N.H.

"We all felt pretty stupid getting suckered in like that," he said as he waited for a ride home.

Mr. Ellis, the one wanted for the assault with a beer bottle, appeared stunned to see handcuffs instead of a 27-inch television. Eyebrows raised and eyes wide, Mr. Ellis looked down in disbelief as a marshal shackled his feet.

But what about the hundred-plus others who ignored the letter?

"They might as well turn themselves in, because if not, we're coming after them," Mr. Gagnon said.

Who was arrested

Here are the people arrested in yesterday's sting operation in Salem, N.H.:

Nita Patel, 36, 5 Shearson St., Methuen, theft by deception.

Jennifer A. Lyle, 27, 23 Milford St., Lawrence, bad checks.

Brian Alliette, 18, 320 Pelham St., Methuen, resisting arrest and possession of drugs.

Anita M. Sharp, 46, 174 Main St., Salem, N.H., theft by deception.

William A. Gannino, 39, 9 South Lincoln St., Bradford section of Haverhill, bad checks.

Rose Ann Ortiz-Santillana, 33, 139 Exchange St., Lawrence, theft.

Scott Kyser, 36, 248 Bailey St., Lawrence, issuing bad checks.

Anita Hamlett, 30, 24 Observatory Road, Haverhill, issuing bad checks.

Christopher P. Haley, 18, 14 Horton St., Newburyport, shoplifting.

Daniel A. Campbell, 19, 76 Groveland St., Haverhill, assault and receiving stolen property.

Danny Megia, 19, 91 Evergreen St., Haverhill, issuing bad checks.

Israel Salgado, 20, 12B Tenney St., Lawrence, shoplifting.

Luis M. Hernandez, 19, 46 Trenton St., Lawrence, receiving stolen property.

Eric J. Leonhart, 41, 59 Newport St., Methuen, assault.

Donald E. Faily, 19, 305 Hampstead Road, Derry, N.H., receiving stolen property.

Jason Ellis, 21, 30 Westside Drive, Atkinson, N.H., assault.

Also:

Mark A. Chiavelli, 30, Everett, harassment.

William T. Jameson, 34, Rye, N.H., bad checks.

Mark W. Dyer, 25, Manchester, N.H., criminal threatening.

Alfred G. Poulin, 44, Concord, N.H., assault.

Brennan Thornton, 23, Exeter, N.H., receiving stolen property.

Douglas R. Goodale, 33, Wells, Maine, drunken driving, second offense.

Harold Maddocks, 28, South Berwick, Maine, disobeying traffic instructions, disobeying a police officer and operating while suspended.

William Dixon, 26, Portsmouth, N.H., assault.

Jonathan H. Barksdale, 23, Dover, N.H., flight to avoid confinement.

John F. Durkee, 25, Manchester, N.H., deferred sentence violation.

Gerald Whitaker, 26, York, Maine, assault.

Charles L. Williams, 46, Lowell, harassment.

Randy W. Lavoie, 39, Manchester, N.H., bad checks.

Bryce Polites, 45, Manchester, N.H., assault and theft.

Christian R. Fuccillo, 26, Manchester, N.H., bad checks.

Cops' 'free TV prize' ruse snags 32 wanted fugitives

Thirty-two fugitives from Lowell, Lawrence, Methuen and as far away as Wells, Maine, are still smarting about the free TV sets they thought they had won Saturday.

But the 27 men and five women ended up in handcuffs instead.

They were snared in a sting in Salem, N.H., run by local, state and federal authorities out to nab some of the area's most wanted.

"We were just feeding on their greed," said Salem police Chief Stephen MacKinnon.

The ruse was relatively simple.

Salem police sent out 200 letters telling the recipients they had won 27-inch TV sets. And all they had to do was pick them up at a Salem warehouse.

As added bait, authorities dangled an all-expenses-paid trip to Hawaii that would be given to one lucky recipient who showed up.

The letters went to people wanted on warrants for everything from multiple drunken driving offenses to aggravated assault.

One Portsmouth, N.H., man was facing a three-to-five-year state term for bomb threats, MacKinnon said.

When the unsuspecting prize-winners strolled into the office police had set up, they saw tinsel-draped walls, computers, and workers apparently sorting out inventory.

"We had it right down to family photographs on the desk," MacKinnon said.

Then the recipients, who were told they could select from a few different models, were told to go downstairs to choose their prize.

That's where U.S. Marshals were waiting with handcuffs.

"Some of them, their eyes were as wide as saucers," MacKinnon said. "A couple of them, for half a second, looked like they were ready to run."

He said none got violent. Still, police got more than they bargained for.

"A third of them had suspended licenses. Four had drugs on them," MacKinnon said.

Police tacked more charges on to those suspects' long records, MacKinnon said.

The sting, the first of its kind in New Hampshire, was so successful, the joint task force is talking about doing it again.

Only next time, MacKinnon said, they're going to have to be even more creative.

NH News Notes

'San Jose Rapist' Sentenced in NH

BRENTWOOD — A man once known as the "San Jose rapist" faces 10 to 20 years in a New Hampshire prison.

The sentence negotiated for Charles Stevens is the mandatory minimum for an armed career criminal. It was imposed yesterday in Rockingham County Superior Court, along with a suspended sentence of 3½ to seven years for reckless conduct.

Stevens was charged after he refused to surrender to police when they surrounded his car last March at a Londonderry home. That led to his being shot in the shoulder by an officer. Investigators found a BB gun and a hunting knife in Stevens' Ford Bronco.

Stevens was living in Manchester at the time in violation of his parole in California. He also had failed to register as a sex offender.

Covering the Region

Man Charged in Bogus Prescription Case

CONCORD — A 41-year-old man was charged with trying to obtain prescribed drugs with a false prescription.

Concord police said Robert G. Gifford was charged with three felonies for trying to obtain the prescribed drugs under a false name, as well as a misdemeanor for giving police a false name during booking, and two warrants for failing to appear in court on prior

New England News Briefs

Accused assailant is AWOL suspect

SHELTON, Conn. – An investigation into the punching of a pregnant woman has turned up a man who apparently has been AWOL for 15 years, police said. Ranger Rosado Ramirez, 41, is in the police lockup awaiting extradition into the hands of military authorities, who will try him on the desertion charge. Police picked up Ramirez around 10:30 p.m. Monday after receiving a complaint of a domestic dispute. Ramirez's pregnant niece said Ramirez punched her in the stomach and the mouth and throat. Police learned Ramirez was wanted as a military deserter when they called in a background check with the National Crime Information Center. (AP)

NEW HAMPSHIRE'S DAILY NEWSPAPER

The Union Leader

"THERE IS NOTHING SO POWERFUL AS TRUTH" — DANIEL WEBSTER

135th YEAR 40 PAGES ★★★ MANCHESTER, N.H. — SATURDAY, DECEMBER 27, 1997 ©1997, UNION LEADER CORP.

Police Arrest Man After High-Speed Chase

HAMPSTEAD — A Hampstead man was nabbed after leading police on a 45-minute high-speed chase through five New Hampshire towns early Tuesday morning, Police Chief William J. Letoile Jr. said.

Clayton Viollette, 35, Lewis Lane, East Hampstead, was arrested and charged with driving under the influence of alcohol, disobeying a police officer, reckless conduct and assorted motor vehicle violations.

After spotting Viollette's car traveling erratically on Route 121, Officer William Ahie activated the sirens on his cruiser, but rather than pull over, Viollette sped away, Letoile said.

Police issued an all-points bulletin, prompting nine area departments to join in the 38-mile pursuit, which led them through Atkinson, Derry, Kingston, Danville and Chester.

Police surrounded Viollette's car and nabbed him on Route 121 in Chester, after he reportedly attempted one final escape, Letoile said.

Police later learned Maine authorities had issued a warrant for Viollette's arrest for failing to appear in court on a felony burglary charge, Letoile said.

MORE ABOUT

Man wanted for burglary races through five towns

By ROBERT M. COOK
Staff Writer

HAMPSTEAD — A local man wanted for burglary led police on a high-speed chase through five towns last week before being arrested.

Clayton Viollette (no middle initial available), 35, of Lewis Lane in East Hampstead, was charged with driving while intoxicated, disobeying a police officer, reckless conduct, and several other motor vehicle violations, according to Hampstead Police Chief William J. Letoile Jr.

Police first spotted Viollette's car traveling erratically on Route 121 early Tuesday morning.

The 45-minute pursuit began after Officer William Ahie turned on his cruiser's blue lights and siren to stop Viollette, and the man sped away, Letoil said.

Hampstead police then contacted the Rockingham Sheriff's Department in Brentwood, which issued an all-points bulletin calling for nine area police departments to help stop Viollette.

Kingston police set up a road block on Route 111 just ahead of Viollette, but he avoided it by turning onto Route 121 and heading toward Sandown.

Viollette then raced through Atkinson, Derry, Kingston, and Danville at speeds of 80 to 100 mph, according to Kingston Police Chief Donald Briggs Jr.

The 38-mile pursuit ended in Chester after police successfully surrounded Viollette's car on Route 121 and prevented the driver from making one last escape on foot, Letoile said.

Police later learned that Viollette was wanted in Maine for failing to appear in court on a felony burglary charge, Letoile said.

Briggs said it was fortunate for the police officers and other motorists that the high-speed chase occurred between 1 a.m. and 2 a.m., when no one except for police and Viollette were on the road.

Every police department has a high-speed pursuit policy that determines whether their police officers engage in a chase to nab a driver, Briggs said.

The rule followed by police in this case was one reflected in the Kingston Police Department's policy.

"You will not endanger the motoring public. Once it gets to that point where someone else is going to get hurt, the pursuit is over," Briggs said.

Viollette is currently being held at the Rockingham County Jail in Brentwood on high cash bail pending his arraignment in Plaistow District Court.

Woodstock Woods Searched for Fugitive

WOODSTOCK — Police combed the woods around Interstate 93 and Route 175 yesterday afternoon in search of a man wanted on outstanding charges in New Hampshire and New Jersey, according to Chief Doug Moorhead.

Franklin Potts, 40, who has lived in town for about a year, was the subject of yesterday's search, which lasted for several hours and involved officers from Lincoln and state police. It was called off at about 6 p.m.

Moorhead said Potts is wanted on a bench warrant out of Plymouth District Court for failing to appear to answer charges about harassment and violation of a protective order. He is wanted in New Jersey for violation of parole. Two years ago, he was extradited to New Jersey on other charges, Moorhead said.

Potts is described at 6 feet tall, 220 pounds, with brown hair and hazel eyes.

Seabrook police arrest three men on outstanding warrants

By GREG HEILSHORN
Democrat Staff Writer

SEABROOK — Thanks to a tip from the Malden Police Department, Seabrook police arrested three men wanted on outstanding warrants Wednesday night at 128 Ocean Drive.

Scott Cooney (no middle initial available), 26, of 128 Ocean Drive was wanted on one outstanding felony warrant and three other outstanding warrants in Massachusetts. Dennis Jones (no middle initial available), 26, of 161 Newbury St., Peabody, Mass., was wanted on a felony probation violation by Rockingham County Sheriffs Department. Jason Deyo (no middle initial available), 24, of 87 Brown Ave., Hampton, was wanted on two outstanding warrants from Hampton District Court.

All three men are facing additional charges of being in possession of narcotics when police arrived at the scene, said Seabrook Deputy Chief David Currier.

Originally, police arrived at 128 Ocean Drive to arrest Cooney and realized Jones and Deyo were also wanted, according to a press release.

All three men were arraigned this morning at Hampton District Court.

Massachusetts

Carjacking suspect faces charges

He's also wanted in New Hampshire

The Associated Press

GREENFIELD, Mass. – A 20-year-old Bellows Falls man has pleaded innocent to charges of stealing a car at gunpoint after the driver stopped to give him a ride.

Thomas Bathrick Jr. was arrested in Bernardston, Mass., Sunday after the police used road spikes to stop the stolen 1988 Saab he was driving. Yesterday, Bathrick pleaded innocent at Greenfield District Court to fugitive charges as well as charges of car theft, driving to endanger, failure to stop for police and various motor vehicle infractions. He is being held on $25,000 cash bail.

The police said Bathrick stole the Saab from Norman Miller, 49, a dentist from Quebec who stopped to pick him up on Interstate 91 as Bathrick was hitchhiking home from his job at the Pizza Hut in Brattleboro. Bathrick allegedly ordered Miller out of the car onto the side of I-91 at Putney, where Miller summoned other drivers for help, the police said. Bathrick allegedly told Miller he would shoot him if he didn't get out of the car, but no weapon was shown, the police said.

The Massachusetts State Police later caught Bathrick after the car was spotted on Route 5 in Bernardston.

Bathrick apparently fled on foot when the police were able to slow the car down, but was caught a short while later in the woods, said Massachusetts State Trooper Tom Bakey of the Shelburne Falls barracks.

"By the time we found him, he was soaking wet from the snow and he gave up easily," Bakey said.

Man accused of molesting Meredith girl held in Texas

MEREDITH (AP) — A man who fled days before his trial on charges he molested a 12-year-old girl has been caught in Texas and returned to New Hampshire. Donald Mickish, 49, was indicted in April on three counts of sexual assault. He disappeared in August, five days before his trial was to begin.

Assistant County Attorney Wayne Coull said Mickish had been granted personal recognizance bail of $10,000, even though prosecutors suspected he might flee.

After chasing rumors that Mickish was in the Caribbean Islands, police found him last month in San Antonio, Texas, where he had been living with his father.

He was arrested and returned to New Hampshire earlier this month and is awaiting trial in March. This time, bail was denied.

"We're happy to see him back," said Sgt. Robert Dupuis of the Belknap Sheriff's Office.

Police narrowly missed finding Mickish just as he was about to flee.

A friend of Mickish called police Aug. 21 to say Mickish's car was in the Manchester Airport parking lot. Police found the car, but Mickish had flown to Miami a day earlier. They lost track of him until Dec. 2, when someone called Belknap police to say Mickish was hiding in Texas. By then, Mickish had been indicted for bail jumping, and his picture was entered in a national database of fugitives.

Texas police arrested him two days later. U.S. Marshals brought him to New Hampshire. According to police, Mickish admitted to molesting another girl between 1994 and 1996. Before he fled, he worked as a field service engineer.

"He's a fairly well-educated guy," said Coull. "We have this image of sexual molesters as guys who hang out on street corners wearing trench coats. Not at all."

Fugitive rapist arrested in Florida

By Daniel Vasquez
GLOBE STAFF

More than a dozen years after he raped an 8-year-old Melrose girl, George C. Sowyrda, a former Stoneham firefighter who fled the state after his conviction, will finally face his punishment.

One of the most wanted criminals in Massachusetts, the 58-year-old fugitive will be arraigned today in Florida on charges of fleeing justice. He was arrested Saturday morning as he left his South St. Petersburg home for a landscaping job.

Sowyrda will be extradited to face the rape conviction later.

Because of the victim's age, "This was one of those cases you just never forget about," Melrose police Detective Barry Campbell said. "This guy just thought he was going to walk way. Nope."

Sowyrda was living in Wakefield when he committed the rape in late 1985, Campbell said. In August 1986 he pleaded guilty but failed to appear at his sentencing hearing two months later.

Campbell said Sowyrda was a Stoneham firefighter in the 1970s and early 1980s and was believed to be living in Maine after he disappeared.

The case went cold but was reopened twice, said Campbell, in 1992 and 1996, to no avail.

The Massachusetts State Police's most-wanted list described Sowyrda as a balding, bespectacled fugitive who "likes to go to and work at flea markets and thrift shows."

Some time last year, the tips began to flow again. Florida police discovered Sowyrda had assumed the name of George Seaver and was living alone in his working-class St. Petersburg neighborhood. He was apparently less than comfortable in his hidden life.

Campbell said that when police arrested Sowyrda, they found a sawed-off shotgun under his bed and a .38-caliber revolver under his pillow.

"I'm sure he's been looking over his shoulder for the past 11 years or so," Campbell said.

Covering the Region

NH News Notes

Man Charged With Rape in Bathroom

PORTSMOUTH — A local man with Florida ties was arrested yesterday on charges of aggravated felonious sexual assault after allegedly assaulting a woman in the ladies room at a State Street cafe.

Terrance Hartley also faces fugitive from justice charges stemming from an incident in Florida. An arraignment in Portsmouth District Court resulted in Hartley being held on $5,000 cash bail on each of the two charges.

Hudson Police Arrest Husband, Wife

HUDSON — Police got a "two-fer" Friday night. While arresting a local man for allegedly fleeing Massachusetts charges of assaulting a child, they learned his wife had outstanding charges against her, too.

Police were at Edward Leaor's 163 Ferry St. apartment to charge him with being a fugitive from justice, said Sgt. Alan Simple. Leaor was wanted by Tyngsboro, Mass., police on charges of indecent assault and battery on a child under 14.

While there, the officers discovered his wife had an outstanding warrant against her for simple assault and arrested her, too, Simple said.

Leaor, 40, was held without bail at the Valley Street Jail in Manchester. Barbara Leaor, 28, was released on $240 cash bail.

NH News Notes

Fla. woman arrested in Claremont

CLAREMONT — A Stuart, Fla. woman was arrested at 187 Maple Ave. for allegedly stealing $87,137.56 from her former employer.

Patricia A. Jancauskas, 42, was arrested Monday by Claremont police Lt. Colby Case and Detective Brett White. They were acting on a tip from the Martin County Sheriff's Office in Florida.

Jancauskas is wanted by the state of Florida on charges of grand theft and forgery. She is being held as a fugitive from justice at the Sullivan County Jail in lieu of $50,000 cash bail or a $10,000 bond.

News Notes 2/20/99

Fugitive arrested in '96 Nashua rape case

NASHUA — A Nashua man wanted for three years as a suspect in the rape of a 14-year-old girl was found in Nantucket, Mass., working as a house framer.

Nashua police, with help from sheriff's deputies in Barnstable, Mass., brought Richard Peake, 39, into custody and transported him back to New Hampshire.

Peake faces three counts of aggravated felonious sexual assault. He has been a fugitive since June 1996.

If convicted of the crimes, he faces up to 20 years in prison for each charge.

Authorities search for escaped inmate

CONCORD (AP) — Authorities said they were searching for an escaped New Hampshire state prison inmate yesterday.

Prison spokesman John Gifford said Joseph Wilcott, 21, did not show up at a half-way house where he was supposed to go after leaving work detail.

His last known residence is in Loudon.

Wilcott was serving a one- to three-year term for assault. He had been at the prison since November 1997.

Gifford said Wilcott is 5 feet, 8 inches tall and 150 pounds. He has red hair, blue eyes and a fair complexion.

Wilcott could serve an extra three-and-a-half to seven years if he is caught, Gifford said.

Man wanted in Texas arrested

NASHUA — Police arrested a man on March 13 who was wanted in Texas for theft.

Police arrested Samuel J. Kutondo, 29, of 4A North Seventh St., Nashua, on a fugitive from justice charge. He was held pending arraignment in Nashua District Court.

News Notes

Inmate who hanged himself is identified

OSSIPEE — Alfred S. Plante, 47, of Ossipee, has been identified as the inmate who hanged himself at the Carroll County Jail late Monday night, police said yesterday.

Dr. Thomas Andrew, chief medical examiner, completed an autopsy and said the cause of death was asphyxia due to hanging.

The death has been ruled a suicide, said Sgt. Harry Nedeau of the New Hampshire State Police. Plante hung himself with a sheet while in his cell, Nedeau said.

Correctional officers found Plante unconscious in his cell at approximately 11:35 p.m. Monday night, according to investigators.

The Ossipee Police Department and Carroll County Jail assisted state police with the investigation.

Sheriff Scott Carr said Plante was initially found guilty in Carroll County Superior Court of issuing bad checks but had made full restitution and was out on electronic monitoring. During his release, Plante phoned the sheriff's department to admit he was also wanted as a fugitive from justice for violating probation in Rhode Island, Carr said.

Plante was being held for Rhode Island authorities at the time of his death, Carr said. Details of the Rhode Island case weren't available last night.

The Union Leader, Manchester, N.H.

Nashua man arrested on fugitive warrant

NASHUA — Police arrested a Nashua man on a fugitive from justice charge after a license check Friday. Lance M. Buchanan, 25, of 23 Major Drive, Nashua, was wanted by Massachusetts police on a larceny charge of more than $250.

Massachusetts authorities said they would seek Buchanan's extradition to face the larceny charge. Nashua police are continuing to investigate him, however.

Maine troopers arrest suspects in NH bank heist

By CISSY TAYLOR
Union Leader Staff

Fingerprints and large sums of loose cash found by Maine troopers led to the arrest of two Nashua men in connection with last weekend's robbery of a Hudson credit union.

Eric J. Judkins, 24, of 10 D St., Nashua, and Daryl B. Gomez, 24, of 29 Kingston Drive, Nashua, are awaiting a hearing with a federal magistrate in Maine before being returned to New Hampshire, where they will face federal bank robbery charges.

In addition, Judkins faces a Maine charge of driving after his license had been suspended. Gomez also faces Maine charges of possession of drug paraphernalia and possession of marijuana.

The pair were arrested in northern Maine on Wednesday after Maine troopers went looking for them in connection with a series of burglaries in the Ft. Kent area near the Canadian border.

According to FBI Special Agent Gail Marcinkiewicz, spokesman for the Boston region office, a Maine state trooper went to a motel in a small town in northern Maine to talk with Judkins, who he suspected was involved in a series of burglaries last year.

Judkins was staying at the Overlook Motel in Eagle Lake, a town of 600 about 10 miles south of the Canadian border, with Gomez and an unidentified woman.

The trooper, Marcinkiewicz said, noticed a fanny pack with a lot of money in it. He left the motel and contacted other authorities, learning that Judkins was a suspect in the credit union burglary.

Last Friday, two men wearing disguises walked into the Gateway Credit Union on Windhave Drive in Hudson just after 2 p.m. and, using notes, demanded money.

They showed no weapons, injured no one and made off with about $22,000.

Stephen McCausland, a spokesman for the Maine State Police, said yesterday that Judkins' fingerprints, which had been lifted from the Gateway Credit Union, were matched to Judkins through the Tri-State Automated Fingerprint Identification System.

Eric J. Judkins, 24, of 10 D St., Nashua, and Daryl B. Gomez, 24, of 29 Kingston Drive, Nashua, are awaiting a hearing with a federal magistrate in Maine before being returned to New Hampshire, where they will face federal bank robbery charges.

AFIS, as it is called, is a computerized setup that has 3.4 million fingerprints on file and connects Maine, New Hampshire and Vermont.

Police then caught up with Judkins and the woman in a car traveling on Route 11 on Wednesday afternoon. Marcinkiewicz said $1,500 was recovered from the fanny pack.

Gomez, who was traveling alone in another car, refused to stop for police, abandoning his car about a mile and a half away, but was quickly captured on foot, according to reports in The Bangor (Maine) Daily News.

On the front seat of Gomez' car, police found $6,000 in cash, Marcinkiewicz said, mostly in $50 and $20 bills.

Also seized were several pieces of expensive jewelry, officials said.

Maine police told The Bangor Daily News that Judkins had been living in Eagle Lake last fall, when five burglaries took place in the area. Trooper Daniel Marquis said the burglaries stopped when Judkins left the area and returned to New Hampshire, sometime in October.

It is unclear when Judkins went back to Maine.

News Notes

Suspect in child-support case found in Fla.

BRENTWOOD — A man alleged to be a deadbeat parent, wanted on a warrant out of Derry, has been found in Florida.

According to the Rockingham County Sheriff's Department, Richard Hansen, 29, was captured in the Daytona Beach area and was extradited to New Hampshire a week ago.

Hansen's photo was one of 10 that appeared on a poster issued in February by the Department of Health and Human Services Division of Child Support Services. The poster lists him as owing his child $17,401, but in a news release, the sheriff's department reported that his balance was close to $11,000.

According to the sheriff's department statement, New Hampshire authorities contacted the U.S. Attorney's Office in Concord for assistance after Volusia County, Fla., officials said they could not act unless the case was a felony. Legislation has been proposed that would change New Hampshire laws to make non-support violations felonies.

The Union Leader, Manchester, N.H.

Saturday, July 31, 1999

News Notes

Claremont man is charged as a fugitive from justice

A Claremont man wanted for a parole violation in Texas was arrested yesterday and charged with being a fugitive from justice, police said.

Dean A. Manson, 59, of 157 Pleasant St., Claremont was arrested at his workplace at Amsource Water Co. of 135 Maple Ave. at 9 a.m., police said.

He is wanted on an outstanding warrant in Dallas, Texas, police said.

Manson had been charged with theft in Texas, which resulted in the parole violation, police said.

Northumberland chief's son charged with drunken driving

LANCASTER — The son of the police chief in a neighboring community has been charged with driving while intoxicated, after he allegedly ran into a Lancaster police cruiser, authorities said.

Scott J. Rice, 21, son of Northumberland police Chief Lee Rice Jr., was charged early yesterday. Lancaster Police Chief Ed Samson said Rice was coming off Page Hill Road at about 12:30 a.m. and onto Route 3 when he crossed the northbound lane and went into the southbound lane, clipping the Lancaster cruiser's fender.

The cruiser was driven by Officer William Colborn, who was not injured.

The investigation is continuing and is being handled by State Police.

Woman accused in horse abuse

RYE (AP) — A Rye woman has been charged with mistreating five horses.

Sheila Kinville was accused of not feeding the horses enough, not trimming their hooves, not giving them proper exercise and keeping them in dirty stalls.

SPCA agent Peter Saunders said the agency is not recommending fines. He said they want to continue a program of probation for Kinville and rehabilitation for the horses.

Saunders said neglecting the hooves was especially serious, because it can lead to inflammation and permanent crippling. In this case, he said it's

New Hampshire's Daily Newspaper

The Union Leader

der Corp., Manchester, NH Monday, August 9, 1999 44 Pages ☆☆☆☆

Driver in fatal had outstanding warrant

EPPING (AP) — The Barrington man charged with negligent homicide in an alcohol-related crash last weekend had an outstanding arrest warrant from a previous drunken driving case.

Mark Hanson, 23, was among thousands of people with outstanding arrest warrants in New Hampshire. Many are never even searched for.

Hanson was found last week but only after allegedly killing motorcyclist Dennis Cummings of Fremont in a hit-and-run accident on Route 125 in Epping.

After Hanson was charged with his third DWI on May 31, County Attorney Jim Reams wanted him held in jail.

Instead, the judge in Auburn District Court reduced his bail to enable Hanson to meet work obligations, according to Reams, who noted Hanson's lengthy record of drunken driving violations and driving after license suspension.

Police are working to track down fugitives, but say they are hampered by a lack of resources and communication.

Rockingham County has about 800 outstanding warrants and every day there is a felon who fails to show up in court, according to Reams.

"The failure for the system to not follow up on warrants is like acid on the system; it sends the message of impunity," Reams told Foster's Daily Democrat.

Joe Akerley, the chief sheriff's deputy in Rockingham County, said there is greater emphasis on cleaning up the worst criminal suspects still "wanted."

To tackle the challenge, Rockingham County plans to have a stronger "warrant entry team" to track, find and process outstanding warrants. Rockingham officials will track down those wanted for rape or murder wherever they flee, but will not likely pursue someone for writing a bad check for $500.

A major improvement in Rockingham County's warrant efforts, to be operational in the next six weeks, will be a sheriff's office Web site and the county's 10 "most wanted" persons. Reams said having laptop computers in police cruisers is another major component that will help track down wanted individuals.

Fugitive on sex charges jailed in Vermont

WHITE RIVER JUNCTION, Vt. (AP) — A New Hampshire fugitive wanted on a variety of sex charges, including the rape of a 14-year-old girl, was jailed in Woodstock yesterday after his arrest at a local motel.

The Hartford Police Department received a tip that Richard Peake, 39, was staying in a White River Junction motel.

Police spotted Peake's vehicle in the parking lot of a motel. A short time later he was found hiding in a motel bathroom.

Peake did not agree to return voluntarily to New Hampshire at his court appearance yesterday.

Peake skipped bail earlier this year after a February arrest in Nantucket, Mass., on the New Hampshire charges.

Peake, a tattoo parlor owner, is facing at least three counts of rape against a 14-year-old girl he knew in Nashua. Other charges are pending as well.

9/12/99

NEW HAMPSHIRE SUNDAY NEWS, Manchester, N.H.

News Notes

Maine sex offender arrested in Laconia

LACONIA — Police have arrested a convicted sex offender who was wanted by the state of Maine on probation violations.

According to Sgt. Mike Moyer, police arrested 22-year-old Tony L. Snow, who had been living at 103 Blueberry Lane.

He said Snow was convicted in 1995 in Kennebunk (Maine) Superior Court of attempted gross sexual assault, after an attempted rape of an 87-year-old woman in that state. Snow had been sentenced to four years, with 18 months suspended.

Moyer said Laconia police had been looking for Snow since July on a charge of criminal threatening, after he allegedly threatened to kill someone in Laconia.

Snow is being held at Belknap County House of Correction on $5,000 cash bail. A probable cause hearing has been set for Oct. 7 in Laconia District Court on the fugitive from justice warrant.

Goffstown man charged in Hub 'pot rally' incident

By KATHRYN MARCHOCKI
Union Leader Staff

A Goffstown man wanted for skipping out on a three-year jail term was quickly subdued by police on the Boston Common Saturday while thousands attended a pot rally, Boston police said.

Boston police officers were booking Kevin Lavalliere, 19, of Goffstown for marijuana possession when he allegedly pulled a 9 mm semi-automatic pistol out of his waistband.

"I ain't going for this. I'm going to kill you and myself!" Boston police said Lavalliere yelled.

Detective Sgt. Dan Linskey jammed his finger in the pistol's trigger guard and undercover Police Officer Juan Seone placed his hand over the muzzle of the gun, which had 11 rounds in the magazine and one in the chamber, police spokesman Peter Norton said yesterday.

Detective Sgt. Thomas O'Leary grabbed Lavalliere's left arm and he, Linskey and Lavalliere crashed into the side of tent while other officers joined in the struggle for the weapon, police said.

Lavalliere was among about 40,000 people who attended the annual rally to legalize marijuana.

"He could have wreaked serious destruction. It's remarkable that nobody was seriously hurt," Norton said.

"The spontaneous actions of these officers was truly remarkable," he added.

Linskey suffered a badly cut finger in the incident.

Lavalliere is charged with assault with intent to murder, assault and battery by means of a dangerous weapon, possession of a firearm with an altered serial number, possession of marijuana and unlawful possession of ammunition, police said.

He also is wanted on a Hillsborough County Superior Court warrant for selling crack cocaine, Boston police said. He was convicted of the charge, but never served jail time, police said.

After police subdued Lavalliere in the makeshift booking area they set up on the Common, Lavalliere allegedly told them: "I skipped out. I had three years coming. I was supposed to be going to jail," Norton said.

"That goes to his desperation. He knew in his mind that 'I'm going to jail. This is a nothing charge, but I'm going to jail.'" Norton alleged.

Lavalliere was one of about 70 people arrested at the rally.

"He was just in plain sight. He had a blunt (marijuana cigar) in his hand and a bag of reefer," Norton alleged.

The rally generally draws a fairly peaceful crowd and police officers may have "let our guard down," Norton said.

Lavalliere is under police guard undergoing psychiatric evaluation at Boston Medical Center Hospital. He will be arraigned today in Boston Municipal Court.

Cop battled for his life, disarming man

By TOM FARMER

While battling in a life-or-death struggle to gain control of a handgun brandished by a New Hampshire man Saturday on Boston Common, one thing became unquestionably clear to Detective Sgt. Dan Linskey.



LINSKEY: 'Some angel was on my shoulder.'

"He fully intended to pull the trigger. I have no doubt he was going to pull the trigger if he had the chance," Linskey said yesterday, a day after the detective and several other officers disarmed the 19-year-old man who had allegedly pulled a 9mm handgun out of his pants without warning.

Kevin Lavalliere of Goffstown was one of about 70 people arrested during Saturday's annual Boston Common rally to legalize marijuana. Linskey had spotted him with a bag of marijuana.

After leading him into a tent set up to book prisoners, the teenager allegedly pulled out the gun and yelled, "I ain't going for this. I'm going to kill you and myself."

Lavalliere pointed the gun at his chest and pulled the trigger, but he had the safety on, Linksey said.

Linskey and Detective Sgt. Thomas O'Leary pounced on the suspect and Linskey managed to jam a finger behind the gun's trigger.

"Some angel was on my shoulder," Linskey said.

Other officers jumped into the pile and tried to help Linskey get the gun.

Linskey was able to wrestle the gun away and handed it to another officer. Almost hyperventilating Linskey was treated for a badly cu and bruised finger and O'Leary wa treated for chest pains.

"I woke up (yesterday) and fel like I got hit by a Mack truck Every bone in my body hurt," Lins key said. "The first thing I di when my (5- and 2-year-old) boy woke up was give them a hug an hug my wife."

News Notes

Charlestown man in double trouble

CLAREMONT (AP) — A Charlestown man who was in court to face a drunken-driving charge was arrested again on his way out of the courthouse.

Brandon Tenney, 20, is being held at the Sullivan County jail on a charge of military desertion. Police said he is accused of leaving his Army training facility without telling his supervisors.

Military officials automatically file desertion charges 30 days after someone leaves without notice. Police received the information Friday, the day Tenney appeared in court on the drunken-driving charge.

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Manchester, New Hampshire
Wednesday, October 27, 1999

The Union Leader

State & Local

"From Coös to the Sea"

Mass. woman faces fugitive charge

NASHUA — A 36-year-old woman was arrested Monday, accused of skipping out on a larceny charge in Massachusetts.

Brenda Larmand, of Route 101 West, Box 648, Temple, is charged with being a fugitive from justice. She was arrested by the Nashua police at 522 Amherst St.

Larmand is wanted in Massachusetts for failing to face a larceny case in the Dedham District Court, according to Nashua police.

Larmand is fighting extradition to Massachusetts police said.

Police take driver to the mat

PETERBOROUGH — It's probably the best $400 residents ever agreed to spend.

Back at March's town meeting, voters approved the money for a spiked mat so police could use it to stop cars involved in chases.

Wednesday morning, more than seven months after townspeople said yes to the expense, police finally got the chance to roll out the mat and see how well it worked.

Officer Mike Sebor was on patrol on Elm Street just off Route 101 about 2 a.m. when he spotted an out-of-place car near the town's Ford dealership. Peterborough police had been extra vigilant because of a recent spate of burglaries in town.

The driver of the car passed by Sebor's cruiser, slowed and looked over at the officer. Then the driver hit the gas and took off, with Sebor in pursuit. The chase wound through roads in Peterborough. Sharon and Jaffrey, with speeds reaching up to 110 mph, causing officers from several towns to join in the effort to stop the car, police said.

While all this was going on, Peterborough Police Chief Scott Guinard was notified at his home. Guinard made a quick trip to the police station, picked up a spare cruiser and the spiked mat and took it to East Mountain Road, where he expected the elusive car to pass.

A short time later, the car came buy, ran over the spikes, and the four tires slowly deflated. Once the car was down to its metal rims, the driver stopped, but refused to get out, police said. Police had to wrestle the person to get him under control.

Rodney L. Williams, 19, of Summer Street. was charged with theft of a motor vehicle, resisting arrest, disobeying a police officer, reckless driving and having no driver's license, subsequent offense. He also had outstanding warrants for forgery of stolen checks.

Foster's Daily Democrat

The Region's Largest Newspaper

DOVER, N.H., SATURDAY MORNING, NOVEMBER 27, 1999

High bail set for suspect accused of sex assaults

Dover man facing charges in N.H. and Kentucky

By JAMES A. KIMBLE
Democrat Staff Writer

DOVER — A Rochester School District employee charged with sexually assaulting four young boys between here and Kentucky was held on bail following his arraignment Friday as a fugitive from justice.

Held on $50,000 cash or corporate surety, Marc W. Estes, 171 Durham Road in Dover, faces two charges of sodomy on two boys in Kentucky under age 16. He is also accused of sexually assaulting two boys ages 10 and 13 in Dover. Three weeks ago, he was released on personal recognizance bail on two counts of felonious sexual assault in that case.

Estes was arrested again Wednesday night as a fugitive from justice after Kentucky State Police, Post 12, in Frankfort, forwarded warrants on sodomy charges to Dover detectives. While investigating the 28-year-old in October for allegedly assaulting several local boys within the past year, Dover police learned of the Kentucky assaults.

Judge Robert Cullinane followed the city's recommendation for cash or corporate surety bail after Estes attorney, Stephen Gaige, argued to free his client. "He's been nothing but cooperative on this matter," said Gaige. "I'm kind of surprised the prosecution wants bail this high."

One of the boys assaulted in Kentucky is from New Hampshire. The youth traveled with Estes to visit another boy in Kentucky recently, according to Dover Police Lt. Anthony Colarusso. Once there, Estes allegedly assaulted both boys,

☆ *Suspect*
Please turn to Page 8

Suspect Continued from Page 1

one forcibly, which constitutes a charge equal in New Hampshire to aggravated felonious sexual assault. He met boys through being a member of a Somersworth church and a local Boy Scout chapter.

Estes has been a lifelong resident of the Garrison City and had no previous criminal record prior to his October arrest, said Gaige. Because authorities in the two states haven't decided who will pursue their charges against Estes first, Gaige argued bail be set in a low cash amount or personal recognizance, since a decision could be several days away, he said.

Both Gaige and police have said that in similar cases that span two states, the suspect will likely be tried first in whatever county is holding him. That person will then be extradited to face other charges.

City Prosecutor George Wattendorf said Estes should be held and is a danger to the community, noting he has already fled once. "The charges are starting to pile up," said Wattendorf. Estes has already waived his probable cause hearing for the sexual assaults, Wattendorf said. A probable cause hearing on the fugitive charge will be Dec. 8 in Dover District Court.

Meanwhile, Dover police are awaiting more information from Kentucky State Police about local incidents. Colarusso said early Friday more charges could come forward as a result of that information. The department will forward the information to the Strafford County Attorney's Office which will determine if there is enough evidence to bring charges.

If convicted in Kentucky, he could be sentenced 10 to 20 years for one assault charge and 5 to 10 years on the second. In New Hampshire, the two charges he faces here could each bring 3½- to 7-year prison terms.

Foster's

Daily Democrat

The Region's Largest Newspaper

DOVER, N.H., FRIDAY EVENING, NOVEMBER 26, 1999

Local man wanted for crimes in Kentucky

Suspect in sexual assaults of boys

By JAMES A. KIMBLE
Democrat Staff Writer

DOVER — A Rochester School District employee recently charged by police with sexually assaulting two young boys is also wanted by Kentucky State Police on two counts of sodomy.

Marc W. Estes, 28, of 171 Durham Road in Dover was charged Wednesday night by Dover police as a fugitive from justice. In Kentucky, he faces charges for allegedly assaulting two boys under 16.

One of the boys is from New Hampshire and traveled with Estes to visit the other in Kentucky, according to Lt. Anthony Colarusso.

☆ *Wanted*

Please turn to Page 14

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The Union Leader

The Back Page

Man arrested for back child support just before donating kidn

TAUNTON, Mass. (AP) — A man who came from out of state to donate a kidney to his sister ended up getting arrested for falling behind on child support payments.

Larry Silvia was arrested Sunday afternoon and held in contempt of court. At first, a Bristol County judge deemed the Florida man a flight risk and would not release him, even though he was scheduled to donate a kidney to his 29-year-old sister, Loriann Teixeira, at Beth Israel Deaconess Hospital in Boston.

However, the judge released Silvia late Tuesday afternoon after a representative of the sheriff's office convinced the judge that the state could not deny Silvia's sister the kidney transplant and it would waste money to have him undergo the donor surgery under guard and have taxpayers pay for the hospitalization.

The surgery was under way as scheduled Wednesday morning.

Teixeira's husband pledged to give the court a $15,000 bond by Monday, or return Silvia to prison himself.

"I may have to go back to jail, but as long as my sister gets taken care of, that's all I care about," Silvia said.

Silvia's ex-wife says he owes her more than $40,000 for child support and expenses. Silvia disputed that amount, saying it's less than $2,500.

A bench warrant was issued for his arrest in June after he failed to appear at a hearing that he tried to have resched-

Second Front Page

MONDAY, DECEMBER 13, 1999

Man with long DWI record arrested again

By MIKE MORTENSEN
Regional Editor

LACONIA — A man who police say has been convicted four times for drunk driving was arrested on the same charge again Sunday after a local police officer spotted him driving through the downtown area.

According to Laconia police, Sgt. Michael Moyer noticed James M. Karatsanos, 37, 148 Mile Hill Road, Laconia, driving in through the Court and Main Street intersection Sunday afternoon. Moyer attempted to stop Karatsanos, because Moyer knew Karatsanos' license had been suspended.

Police said today that Karatsanos initially tried to evade police and went through a red light at Main

DWI, Page B3

■ DWI,

From Page B1

Street and Beacon Street East. Karatsanos did eventually pull over in front of City Hall.

According to police, Moyer administered a field sobriety test to Karatsanos. He was then arrested for driving while intoxicated (second or subsequent offense), failing to stop for a red light, driving after being deemed an habitual offender. He was also arrested on a bench warrant in connection with previous charges.

G

Manchester, New Hampshire
Tuesday, December 28, 1999

The Union Leader
State & Local
"From Coös to the Sea"

Man arrested in Nashua kept in jail on rape charges

NASHUA (AP) — A man has been indicted on charges he raped two women who traveled with him from Arizona, and one woman says the man forcibly tattooed her and pierced her body, court records show.

Clyde Rilinger, 50, who has no fixed address, was indicted Dec. 22 in Hillsborough County Superior Court.

Rilinger and a 25-year-old Arizona woman were arrested Aug. 20 at a Nashua motel by the State Police Special Investigations Unit, court records show.

Rilinger was wanted as a fugitive from South Dakota, where he faces charges of forgery and felony criminal restraint, and the woman was arrested for allegedly violating probation in Arizona, according to court records.

After the arrests, the woman and a 19-year-old woman told police Rilinger had raped and terrorized them, and Nashua police were called in to investigate, court records show.

Their allegations of rape, kidnapping and torture are outlined in an affidavit filed in Nashua District Court by Nashua Police Detective Richard Widener.

Rilinger has been jailed since his arrest, unable to post $150,000 bail, officials said.

Rilinger, the two women and the 25-year-old's infant daughter left Phoenix together on Aug. 6 or 7, the women told police. The women were trying to run from trouble, according to court records.

The 25-year-old was fleeing a pending court date, the younger woman told police. The 19-year-old said she was trying to put some distance between herself and another man who had previously kidnapped and raped her and, Rilinger told her, planned to kill her. She said Rilinger told her he would protect her, but didn't treat her any better, abusing her on the drive east and raping, tattooing her and piercing her body in New Hampshire.

According to the affidavit, police found physical evidence of sexual assaults. The 25-year-old woman "corroborated many of the details" the younger woman had told police, Widener said in the affidavit.

The Boston Globe

WEDNESDAY, DECEMBER 29, 1999

Slain officer's dedication, love recalled

By Hermione Malone and Mac Daniel
GLOBE STAFF

HOLYOKE – Five years ago Jonathan Houle was feeling hopeless, ready to jump off a highway overpass, when Officer John DiNapoli spotted him and stopped.

Houle's former DARE teacher eventually talked him down.

"I wouldn't be around now if he hadn't recognized me," said Houle, 21, recalling the incident as he walked over a mile from his house yesterday to attend DiNapoli's funeral. "He stopped, brought me home, and kept me safe."

Thousands of other mourners, including police officers from several states, filled the pews at Immaculate Conception Church to honor DiNapoli, 52, who was shot while chasing a suspect last Wednesday.

Even as DiNapoli was remembered as a loving father and dedicated officer, the man accused of killing him sat in the back seat of an unmarked police cruiser speeding north from Pennsylvania to Massachusetts – with DiNapoli's handcuffs around his wrists.

Eddie Morales, a Holyoke resident with a lengthy police record, went home willingly, according to police in Scranton, Pa., who arrested Morales Monday in a strip mall parking lot after monitoring his moves for a few days.

Morales, 27, evaded police for five days after the shooting. He told police he had argued with several people that day shortly before DiNapoli left his desk duty job to respond to a call of people arguing.

Before DiNapoli arrived, Morales left the scene to get a gun, police said. When he returned, Morales found DiNapoli's unmarked cruiser, which followed him down the street.

HOLYOKE, Page B4

Thousands mourn slain officer

'John wore that badge with honor and nobility.'

WILLIAM M. BENNETT, *Hampden district attorney*

Continued from Page B1

Morales then allegedly turned and fired five shots into the windshield, mortally wounding DiNapoli, according to Scranton Detective Teddy Maus.

Morales repeatedly said he [illegible] people he was arguing with – not a police officer, according to Scranton police.

Yesterday, Morales waived his right to a hearing in Lackawanna County Court and agreed to return to Massachusetts.

"It's my understanding you want to return and face the music," Judge James Walsh said.

"I want to go today," replied Morales, who is charged with first-degree murder.

He was turned over to Holyoke authorities, and arrived in the city around 4:15 p.m. accompanied by three State Police officers, who used DiNapoli's handcuffs for the final ride north.

But yesterday's extradition was cold comfort to those who knew DiNapoli as an officer and friend.

Like a neverending stream of blue-black ink, hundreds upon hundreds of police officers walked several blocks – at one point crossing beneath two raised firetruck ladders draped with the American flag – to the church. The multitude of officers stretched two blocks long and over a dozen rows wide until one row blended with the next. They stood outside for more than two hours in the biting cold to honor their fallen brother.

"What is it that gave John the courage to wear that badge?" asked William M. Bennett, the Hampden district attorney. "It was love. Love of his community, love of his neighbors ... love for doing what was right. For 21 years John wore that badge with honor and nobility in his heart," said Bennett, who held DiNapoli's badge in his hand just after he died.

More than one speaker at the Mass highlighted DiNapoli's consistent generosity and courage.

"Generous, giving, always willing to go beyond what is generally asked of anyone – that made him who he was," said the parish priest, the Rev. Thomas Reilly, at the standing-room-only funeral.

Reading from the work of William Shakespeare and the quotations of Mark Twain, DiNapoli's fiancee, Carol Bevan-Bogart, recalled her "friend and companion."

"He always made me laugh, always brightened my day and I will miss him for the rest of my life," she said.



GLOBE STAFF PHOTO / EVAN RICHMAN

Police officers from several states attended the funeral services in Holyoke yesterday for Officer John A. DiNapoli.

DiNapoli was born and raised in Holyoke and moved to South Hadley seven years ago. His adult daughter, Jobeth DiNapoli, spoke of his grand sense of humor and his love of life.

"If you knew my father, you could probably tell at least one funny John DiNapoli story," she said, standing beside her brother, Andrew.

"Our dad was the only dad who'd regularly play in the neighborhood kickball games. ... Somehow Andy would always end up on the opposite team. And we would watch my big brother cry when his team lost," she said.

Along with his children and fiancee, DiNapoli leaves his mother, Myra; sister, June Sullivan; and former wife, Joanne Silverstris.

As a tribute to DiNapoli's legacy, city police cruisers will soon sport the letters WWJDD – What Would John DiNapoli Do? – a takeoff of the popular slogan What Would Jesus Do?.

DiNapoli's daughter knew the answer yesterday:

"John DiNapoli would not mourn a death, but instead would celebrate a life," JoBeth DiNapoli said.

"You are and always will be my hero" she added, tearfully clutching her father's uniform hat. He was laid to rest at Forestdale Cemetery in Holyoke.

Houle, who said he owes his life to DiNapoli, wants to one day wear the signature police hat and badge himself.

"He said if anything ever happened to him, he wanted me to become a police officer and I said 'no problem,' " Houle said. "I made that promise and I'm going to keep that promise."

Material from the Associated Press was used in the preparation of this report.

Metro/Region

THE BOSTON GLOBE • WEDNESDAY, DECEMBER 29, 1999

Slain man had record of arrests

By Judy Rakowsky
GLOBE STAFF

As police continued to search for suspects in the Christmas Eve murder of a Roslindale man shot in a Cambridge parking garage, a check of the victim's past indicates he was no stranger to trouble.

Court records show that Gary Chatelain had an extensive criminal record at the time of his death, including drug convictions and a pending weapons charge. When police arrested him four months ago, he volunteered that he had been tried for attempted murder as a juvenile, but, "I beat that rap."

Chatelain, 20, was shot once in the chest about 5:10 p.m. last Friday, after a fight between two groups of men in the busy garage of the Cambridgeside Galleria.

Witnesses told police that in the chaos of the scuffle two men pulled guns and that Chatelain was wounded. But the accounts have differed on whether Chatelain was the second gunman, according to law enforcement sources.

Cambridge police said they don't believe the shooting was gang-related, but law enforcement officials say Chatelain was known to Boston police and was a member of a loosely knit group of young men with criminal records. The Middlesex district attorney's office declined to comment on the investigation.

Though police are tightlipped about the investigation, Boston court records relating to Chatelain's September arrest indicate that he was no stranger to handguns.

On Sept. 8, police were called to Chatelain's Washington Street home in Roslindale, after someone reported hearing gunshots, according to court records. When officers arrived, Chatelain was sitting on the front steps but ignored their orders to remain still.

As he turned and walked toward the house, he reached for something in his waistband, but an officer grabbed him before he could get it, according to the records. Police said they found a loaded 9-millimeter handgun in Chatelain's pants, and a search yielded a stock of ammunition inside the house. Chatelain was arrested on charges of illegal possession of firearms.

In his statement to police, Chatelain volunteered that he had an extensive juvenile record that included an attempted murder charge. "I beat that rap," he told them.

Chatelain had already been convicted of cocaine possession and had received a suspended sentence, according to David Falcone, spokesman for the Suffolk district attorney's office. He also had defaulted on a shoplifting warrant in Brockton.

Nashua woman faces varied charges after auto accident

NASHUA — A 36-year-old woman was arrested after her car careened into a guard rail and police found a stolen wallet in the car.

Maryann E. Kleshinsky, of 23 Temple St., Apt. 110, has been charged with felony receiving stolen property, driving under the influence of drugs, driving on a suspended license and possession of a hypodermic needle.

According to police, Kleshinsky was driving northbound on the Everett Turnpike when her car struck a guard rail. She then continued on.

Someone called police, who stopped her car at the intersection of East Dunstable Road and Main Street. Police said Kleshinsky was under the influence of drugs, and after searching her car, they found a wallet that had been reported stolen or lost Nov. 18, and a hypodermic needle.

Police also discovered Kleshinsky had an outstanding electronic bench warrant for failing to appear on a prior driving on suspension arrest.

Second Front Page

The Citizen, Laconia, N.H.

Fugitives returned to face charges

By VICTORIA GUAY
Staff Writer

LACONIA — Four fugitives wanted on various charges, some dating back 10 years, are once again in custody and have been returned to the area to face legal proceedings, the Belknap County Sheriff's Department has announced.

An official at the Sheriff's Department said these individuals have been avoiding apprehension for a number of years by fleeing from New Hampshire with criminal charges pending against them.

Those returned to the state were identified as Alan Rich, 44 of Bridgeport, Conn.; Ralph Foss, 32 of Lynn, Mass.; Joseph Saalfrank, 39, of Anaconda, Mont.; and Robert Benoit, 22, of Catawissa, Pa.

Rich was arrested by the Orange, Conn. Police Department. Rich has been wanted since 1993 for the charges of habitual offender and bail jumping, both Class B felonies.

Foss was arrested by the Massachusetts State Police as a fugitive from justice. Foss has been wanted since 1998 on seven counts of aggravated felonious sexual assault and

FUGITIVES, Page B6

■ FUGITIVES,

From Page B1

three counts of felonious sexual assault. The Meredith Police Department assisted in locating Foss.

Saalfrank was apprehended by police in Lawrence, Mass. He had been eluding authorities since 1989, when he was charged with a probation violation.

Benoit was arrested by the Scott Township, Pa. Police Department. Benoit has been wanted since 1998 on a charge of felonious sexual assault.

An official from the Belknap Sheriff's Department said locating these individuals was a joint effort between the Sheriff's Department and the various agencies mentioned.

All four men are currently being held at the Belknap County Jail on cash bail.

The Union Leader, Manchester, N.H.

Deadbeat dad pleads guilty in $28,190 nonsupport case

A Nampa, Idaho, man, who owes $29,190 in child support after never making a single $35 weekly payment ordered by a Hillsborough County Superior Court judge in 1978, pleaded guilty yesterday in Manchester District Court to a non-support charge.

Edward Lemire, 42, was arrested on one of the oldest outstanding warrants for parents failing to pay child support, according to Wayne Jeffrey, chief of the criminal enforcement bureau at the state Office of Program Support. Lemire's daughter was about a year old when the order was first issued. Today, Jeffrey said, she is 22.

Lemire, a long-distance truck driver, was stopped in Delaware, Ohio, for a routine inspection by officials from the Ohio Department of Transportation. His name was placed in the National Crime Information Center computer, which found that he was a fugitive from New Hampshire

He was picked up Wednesday afternoon by Hillsborough County Deputies Red Wheeler and Peter Corson and returned to the state.

In court yesterday, Lemire was ordered to come up with a $1,500 payment by 3 p.m. Monday or turn himself into the Valley Street Jail to serve a 12-month sentence. If he makes the payment, the jail sentence will be suspended.

Lemire, Jeffrey said, will still have to pay the entire $29,190 in arrearages, money that will go to the state of New Hampshire, because his former wife and daughter received public assistance.

He is also to reimburse the sheriff's department for its extradition costs.

Second Front Page

THURSDAY, JANUARY 6, 2000 Page B1

Woman held on $50K bail as Mass. fugitive

Police charge she skipped out on drug charges

By KRISTA MARRS
Staff Writer

LACONIA — A 40-year-old woman formerly from Massachusetts is being held on $50,000 pending her extradition to the Bay State where she is a fugitive from justice.

Lydia Warner, 40, 63 Elm St., Laconia, was arrested at her apartment on Thursday, Dec. 30, by members of the Belknap County Sheriff's Department.

She is wanted in Massachusetts for failure to appear in the Barnstable Superior Court on July 28, 1998,

FUGITIVE, Page B8

■ FUGITIVE,

From Page B1

to face charges of distributing/dispensing cocaine and methamphetamine.

The Sheriff's Department was assisted in the arrest by members of the Laconia and Gilford police detective units.

According to Lt. Dan Collis of the Sheriff's Department, a bench warrant was issued on Nov. 9, 1999, for the arrest of Warner.

Collis said Warner refused to waive extradition to Massachusetts and is currently being held at the Belknap County Jail on $50,000 cash bail.

Mass. man held in Stratham stabbing

STRATHAM — A Lawrence, Mass., man is in custody in his hometown, accused of stabbing his girlfriend outside a candy manufacturing plant where they both work.

Salvadore Santiago, 42, is being held without bail on a fugitive-from-justice warrant that also charges him with first-degree assault on the woman, said police Prosecutor Michael DiCroce.

Santiago has a similar charge involving the same woman pending in Massachusetts.

DiCroce said the woman was treated at Exeter Hospital and was released Thursday after her neck was slashed late in the afternoon outside the Lindt & Sprungli plant, DiCroce said.

No court date has been set.

— Peg Warner, Union Leader Correspondent

3 fugitives caught in state after TV show

DERRY (AP) — Federal authorities say they have caught three fugitives in New Hampshire, based on the "New Hampshire's Most Wanted" program on WNDS-TV.

The U.S. Marshal's Service and the station run pictures and details of federal fugitives every Wednesday.

Deputy U.S. Marshal Dan Florent said tips following programs helped them find Douglas Kingsley, wanted on charges involving fraud and obstructing justice; Richard Houde, wanted on a theft charge; and Barry Columb, wanted on drug and firearms charges.

Man charged in alleged R.I. murder plot

Accused of helping bigamist kill wife

By TOM FARMER

A Framingham man agreed to return to Rhode Island yesterday to face charges he was a hired hit man for a Woonsocket bigamist who allegedly wanted one wife dead so she could not testify about the attempted murder of his other wife.

Angel Luis Valentin-Ramos, 38, waived rendition on murder and conspiracy charges in Framingham District Court, but was ordered held without bail until Thursday when he will return there to face unrelated domestic abuse charges lodged by Framingham police.

After his Framingham court appearance Thursday, he is expected to be returned to Rhode Island for arraignment in connection with the July 1991 shooting murders of Tammy Petrin, 21, of Woonsocket and Jenner Villeda, 24, of Providence.

"Evidence has indicated that Valentin (Ramos) was involved in the murders but there is no evidence he was the actual shooter in the case," Woonsocket police said in a statement yesterday.

Rhode Island authorities allege Petrin's husband, Ronald Harnois, 49, hired Valentin-Ramos and Steven Wilson of Woonsocket to kill Petrin so she could not testify against Harnois who was awaiting trial on charges he tried to kill his other wife by placing six pipe bombs under her car.

Harnois was convicted of the attempted murder in October 1991 and is serving a 28-year prison sentence. In April 1998, Harnois was indicted for the Petrin and Villeda murders after a Superior Court grand jury heard evidence he had arranged from prison to have Petrin killed while she was working at a Woonsocket Burger King.

Wilson, who died of a drug overdose in 1997, is believed to have shot Petrin and Villeda as they prepared to open the restaurant about 6 a.m. Both were found lying on a kitchen floor with gunshot wounds to the head.

Villeda, a registered alien from Guatemala, worked for a cleaning company and investigators believe he was an innocent victim who was in the wrong place at the wrong time.

Valentin-Ramos is accused of being the getaway driver in the killings, authorities said.

He was arrested by Massachusetts State Police Sunday afternoon while he was driving a limousine to Logan International Airport where he was to pick up a customer.

Framingham police had learned he was wanted in Rhode Island after they responded to his home to investigate a complaint he had assaulted his 15-year-old daughter, authorities said. They notified state police Valentin-Ramos was on his way to the airport and he was stopped in the Ted Williams Tunnel.

His attorney, Kenneth Leidman, said yesterday his client denies any involvement in the Rhode Island killings.

"He's extremely scared and wants to face up to these allegations against him — which are false — in Rhode Island," Leidman said.

Prosecutors said Petrin had agreed to testify that she helped Harnois try to kill his other wife, Joanne Harnois, for $75,000 in insurance money by strapping six pipe bombs to her car in 1990. Joanne Harnois was unhurt in the explosion.

Petrin testified before a grand jury and implicated her husband, but she was murdered before the case went to trial.

Harnois married Joanne in 1983 after a first marriage ended in a costly divorce. More than six years later, without obtaining a divorce from Joanne, he married Petrin, authorities said.

Investigators said Petrin would pick up Harnois at work and drop him at home where he would have dinner with Joanne. Petrin, who never lived or "slept with" Harnois according to Petrin's attorney, would then pick him up and the two would go out.

Petrin's attorney, Paul Fontaine, said Ronald and Joanne Harnois and Petrin sometimes went bowling together, but his client never caught on that Ronald and Joanne Harnois were married until the car bombing.

The Boston Globe

TUESDAY, FEBRUARY 8, 2000

Suspect in murders denies he assaulted daughter, 15

By Kirsten Andelman
GLOBE CORRESPONDENT

FRAMINGHAM – A man accused in a 1991 double murder, in which the secret wife of a Rhode Island bigamist was killed, faced arraignment yesterday on charges he is a fugitive from justice and had assaulted his 15-year-old daughter.

Angel Ramos, a 38-year-old limousine driver with a criminal record dating back 20 years, was arrested by State Police as he passed through the Ted Williams tunnel on his way to Logan International Airport Sunday evening.

Framingham police had been called to a residence earlier in the day, where Ramos allegedly punched his daughter in the face and threatened her with a hammer.

In Framingham District Court yesterday Ramos pleaded not guilty to assault charges and waived rendition of the fugitive charges in an effort to expedite his own return to Rhode Island, his lawyer said. Police in Woonsocket, R.I., believe Ramos was involved in the early morning execution-style murder of Tammy Petrin, 21, and Jenner Villeda, 24.

The two were found dead July 31, 1991, in the in the storage room of the Burger King where they worked. It was shortly before Petrin was expected to appear as a star witness in the case charging Ronald Harnois with attempting to murder his other wife, Joanne Harnois, after secretly and illegally marrying Petrin.

Kenneth Liebman, the Sudbury attorney appointed by the court to defend Ramos, said his client is "not guilty of the charges in Rhode Island and he's not guilty of the charges in Framingham.



ANGEL RAMOS

"But he's extremely fearful right now because of the gravity of the charges pending in Rhode Island, and he looks forward to the opportunity to fully exonerate himself," Liebman said, "That's specifically why he's not challenging rendition."

Liebman said he is confident Ramos will be found not guilty of assaulting his daughter.

Police in Woonsocket say the warrant against Ramos dates back to 1998.

"Until last night we haven't been able to find him," said Woonsocket Police Seargent Brian Kane, who would not comment further on the case.

But Liebman said Ramos has been living in Framingham at least since 1998.

Harnois is serving a sentence in the alleged murder attempt on his first wife. Another man, Gary L. Maxie, 33, of Cumberland, RI, pleaded guilty to charges of conspiracy to murder last June.

Jillian

Transportation Committee

SB 337 Hearing Report

TO: Members of the Senate

FROM: Susan Duncan
Legislative Assistant

RE: Hearing report on SB 337 – *AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.*

HEARING DATE: February 22, 2000

Sponsor: Senator Sheila Roberge, District 9
Representative Bradley

What the bill does: This bill requires any person applying for or renewing a driver's license to be checked through the NCIC; authorizes the Director of State Police, Dept. of Safety, to establish a new unit of the state police and assign two to five police officers to serve criminal processes, warrants, and notices of court defaults, and to arrest persons wanted for outstanding warrants and court defaults; and requires that any person who provides false information when applying for a license forfeit any fee paid.

Who supports the bill: Senator Sheila Roberge
Peter DeVere, Melvin Village, NH
Representative Jeb Bradley

Who opposes the bill: John Stephen, Assistant Commissioner,
Department of Safety

Summary of testimony received:

- This legislation has been introduced numerous times over the past years.
- Documentation was presented to the committee with newspaper articles about people who have been picked up.
- If 1% interest were charged on defaults, it would pay for this complete program.
- New Hampshire licenses should not be given out to people who are wanted for crimes in other states.
- The Department of Safety does not feel that they have sufficient personnel to undertake this.
- The Commissioner of the Department of Safety is opposed to this.
- The NCIC system is based upon a "sounds like" base – all names that sound similar would come up as possible "hits."
- NCIC does not use social security numbers as checks.
- The Department of Safety is not aware of any other states which do this.
- The Commissioner would like to put more State Police on the highway, but does not feel they should be added to work on a program like this.
- If this were to be instigated, it would require a substantial number of additional hearings officers at the Department.
- This legislation is different from bills which were submitted in the past. SB 337 would require an exact name and date of birth match.

Funding: The fiscal note attached to the bill estimates an additional cost of $421,353 in FY 2001; $261,462 in FY 2002, $271,228 in FY 2203 and $406,499 in FY 2004.

Action: The Committee voted 3 to 2 that SB 337 be "Ought to Pass As Amended" (Amend. #2000-3563s). Senator Roberge will report the bill out of committee.

sfd
[file: SB 337 report – TRANS]

Speakers

SENATE TRANSPORTATION COMMITTEE

Date 2/22/00 Time 2:45 Public Hearing on SB 337

Appearing in FAVOR: (Please print) **Please check box at left to speak.**

Speaking?	Name	Address	Representing
☑	Peter DeVore	Melvin Village, NH	544-8868
☑	Sheila Roberge	Bedford.	NH Senate Dist 9
☐			
☐			
☐			
☐			
☐			
☐			
☐			
☐			

Appearing in OPPOSITION: (Please Print) **Please check box at left to speak.**

☑	Rep Christensen	Dist 23 Hudson.	
☑	John Stephen	Safety.	
☐			
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Committee Report

Date: February 22, 2000 Time: 2:45 PM

The Senate Committee on Transportation held its hearing in Room 104-LOB, Concord, New Hampshire.

BILL NO.: SB 337 TITLE: (2nd New Title) requiring any new resident applying for a permanent driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance, and authorizing interest penalties on unpaid violations.

Members of the Committee present: Senator Gordon
Senator Roberge
Senator Russman

Those appearing in favor:

Name and Address	Representing
See Attached.	

Those appearing in opposition:

Name and Address	Representing
See Attached.	

REPORT OF THE COMMITTEE:

- ☐ Ought to Pass
- ☒ Ought to Pass w/ Amendment
- ☐ Inexpedient to Legislate
- ☐ Rereferred
- ☐ Interim Study
- ☐ Continued Hearing
- ☐ Postponed Hearing

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE

Date:

THE COMMITTEE ON Transportation

to which was referred Senate Bill 337-FN

AN ACT requiring any person applying for or renewing a driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance.

VOTE: **3-2**

2000-3643s

Having considered the same, report the same with the following amendment and recommend that the bill: **AS AMENDED OUGHT TO PASS.**

Senator **Sheila Roberge**
For the Committee

|SB337 Docket

Next|Prev|Results List|Main|Bill Status

Bill Title: (2nd New Title) requiring any new resident applying for a permanent driver's license to be checked through the National Crime Information Center (NCIC) for outstanding warrants or court defaults, as a precondition to issuance, and authorizing interest penalties on unpaid violations.

Date	Body	Description
1/5/2000	S	Introduced and Ref. to Transportation; SJ Convening Day, Pg. 8
1/6/2000	S	Hearing , Feb. 8 , Room 104 , LOB , 3:30 p.m.; SC1, Pg.8
2/16/2000	S	== RECESSED Feb.8 ==
2/16/2000	S	==NEW DATE== Hearing, Feb.22, Room 104, LOB, 2:45 p.m.; SC12, Pg.9
3/6/2000	S	Committee Report Ought to Pass with Amendment{3643},[New Title]; SC15, Pg.5
3/9/2000	S	Ought to Pass with Amendment{3643},[New Title], RC 16y-7n, AA,[Rule 24] Refer to Finance
3/9/2000	S	SJ 5, Pg. 149-150
3/21/2000	S	Committee Report Inexpedient to Legislate; 3/23/2000, SC18
3/23/2000	S	Inexpedient to Legislate (not voted on); Sen Trombly Sub Motion , OTP (Not voted on)
3/23/2000	S	Sen. Larson Moved Laid on Table, MA, VV; SJ 7, Pg. 202-203
3/30/2000	S	Sen. Roberge Moved Remove From Table, MA, VV; Inexpedient to Legislate Not Voted On; SJ 8, Pg.240
3/30/2000	S	Sen. Roberge Sub Motion Ought to Pass, MA, VV; SJ 8, Pg.240
3/30/2000	S	Sen. Roberge Floor Amendment{3964},[New Title], Not Voted On; SJ 8, Pg.240-242
3/30/2000	S	Sen Russman Moved Laid On Table, MA, VV; SJ 8, Pg.242
4/20/2000	S	Sen. Roberge Moved to Remove from Table, MA, VV; SJ 11, Pg.315
4/20/2000	S	Sen Roberge Floor Am, {4196} [2nd New Title], AA, VV; SJ 11, Pg.315-317
4/20/2000	S	Sen Trombly moved to Suspend Rule 24 nec 2/3 vote MA, VV; Ref. to Finance [Rule24];SJ 11, Pg.317
4/20/2000	S	OT3rdg MA, VV; SJ 11, Pg.317
4/20/2000	H	Introduced and ref to Transportation; HJ39, p1200
4/24/2000	H	Copy to Chairman on 4/24/2000 due Early f
4/24/2000	H	Hearing May 2 10:00 RM203,LOB
5/10/2000	H	Maj Report ITL for May 17 (vote 15-0;CC)
5/17/2000	H	ITL Report Adopted; HJ45, p1394

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Docket Abbreviations