

BOSTON POLICE HOMICIDE UNIT
(Investigation report)

CC #11-919 390

| File Title | Investigator(s) | Page |
|--|-------------------------------------|---------------------|
| Jeremiah J. Hurley Homicide | Det's O'Malley, Thomas & Fogerty | 3 pages |
| Incident location 39 Eastbourne Street, Roslindale | Case # 105/91 | Method Explosion |
| Report Re: Interview of Robert J Evans | | Date 10/28/91 |

On Friday November 1, 1991 at about 9:42 pm Detectives O'Malley, Thomas and Fogerty proceeded to the Dedham House of Correction and spoke with Robert J Evans, white male, ss# 014 32 1608, dob 10/18/67, 24 years of '72 Union Street, Randolph. Evans was arrested on 9/1/91 for B&E's. Evans stated that he has done time before in Walpole (1 day) Concord (couple months) and rapped up at Southeast Correctional Center in Bridgewater in April. Upon release from jail Evans took up fighting and had 11 fights. Stated that he went back to smoking coke and is now back in jail.

On this date he was transported from the Dedham Jail to the Quincy District Court. Stated that he was put into a holding cell for prisoners already in custody. Next to this cell is another holding cell for new arrests and that by law you can not place the two together. While in his holding cell a prisoner in the other attached holding cell started to speak with him. Evans asked if he was Tommy Shay that was on TV the night before and Shay stated yes.

Evans and Shay were talking and Evans asked him if he was charged with the bombing and Shay stated that he was charged with probation matters. While they were talking at about 10/10:30 am there was an announcement over the public address system and Evans asked Shay what was said and Shay stated that it was to evacuate the second floor. Shay stated that if there was a bomb in the building that you should get under the metal bench and put your head between your legs and kiss your ass goodbye. Shay stated that the "high explosive" would bring the Court House down. Evans stated that when Shay was speaking about this that he was getting excited as he spoke, like a kid at Christmas time.

Evans asked Shay how he made the bomb and Shay replied a kid like me who did not finish high school [REDACTED] enough and [REDACTED] back it over there. Evans stated that Shay mentioned the name of the guy he bought the bomb from but Evans could not remember the name but stated that it was a first name. Later while speaking Evans stated that the name Sam was coming into his mind and that he does not know anyone by the name of Sam and he stated again that he couldn't

remember the name given to him by Shay, he stated that 'Sam' kept coming into his head.

Evans asked if the bomb was meant for his father and Shay laughed and started to speak about his father. One of the items spoken about was that Shay's father had disowned him about five years ago. That Shay asked Evans how much time you get for murder and Evans told him life without parole for first and would do about 25 years and Shay stated "I can't do that" and that if he copped out to second he would do 15 years before seeing the parole board. Shay stated that no way he could do it and that he would kill himself and that if he did out of jail that he would get out of the state. Shay spoke of committing suicide and that if he got out he was going to screw. Shay stated that he went to Dartmouth to meet someone and he called a press conference and came up from Dartmouth. Evans believed that Shay called from the Dartmouth location. Call Channel's 4,5,7,56,27,9 and that Shay knew all the names of the reporters. Stated that Hard Copy was coming up today to interview him. Shay stated that he came to Boston on a Peter Pan bus.

Evans stated that he asked Shay if his father would bail him out and Shay ~~replied, what are you asking~~ what ~~he was asking him~~. Shay stated that he was living in Quincy in a condo with his mother that she paid \$125,000 for and that he had relatives in Charlestown.

While at the Quincy Court Evans stated that while he was speaking with Shay, Shay's attorney McPhee came to the lock up and told Shay not to speak with anyone and not to talk about suicide or they would put him in Bridgewater for 20 days. When the attorney left Evans asked what did the attorney say and Shay stated that he was not to speak with anyone and Shay then continued to speak with Evans. Later McPhee came again to the holding cells and Evans and Shay were speaking and McPhee came to Evans and asked he Evans not to speak with the kid. Evans stated that McPhee was talking on the bail phone and appeared to be speaking with Shay's mother, Nancy, about her putting up bail for her son and McPhee told her not to speak with anyone and not to answer the phone as being out on the street this week makes the difference between life in prison without the possibly of parole. Do you want your son in jail, don't answer the phone. McPhee in this conversation stated in reply to a question, "I'll break his fucking fingers if he talks to anyone"

Mr. Evans stated that when the van returned from the Court House to the Dedham Jail, he told Shay to look out and see his new home. Shay responded, stating that he had been there before. Shay asked Evans about the rec room, asking if it had a pool table.

Evans stated that he would speak with Shay again and try and get more information. Evans was told that he was not to speak with Shay again because if he did he would become a Police Agent and there would be legal problems down the road and that the Detectives did not want this to happen. Evans called his wife Diane at tel # 331 7582 and asked her to met with the Police as when Evans returned to the Jail he wrote down what Shay had said to him and gave it to his wife this afternoon. The Detectives left the Jail and proceeded to the Dunkin Donuts Shop on Rte 18 in Weymouth and met with Diane and she gave the paper to the Detectives.

Let Gallun Receipt