

① OF ⑨

5 NOV 91 "CONSENT"

ON 5 NOV 91 NORDAN CAGGUS AND I WERE WORKING AT EITHER CHRISTIAN SCIENCE CENTER OR CHANNEL 68 OR VIDEOCOM. ON THE WAY BACK MY WATERPUMP IN MY 78 TOYOTA HAD FAILED AND WE (NORDAN CAGGUS AND I) HAD JUST MADE IT TO HIS HOUSE (25 MECHANIC ST QUINCY) ABOUT 5:00 - 5:30. WE CALLED RICH BROWN ~~FROM~~ ^{AT} THE OFFICE AND ASKED HIM TO PICK US UP (NORDAN'S MOTORCYCLE WAS AT THE OFFICE) RICH BROWN PICKED MYSELF AND NORDAN CAGGUS UP AT MECHANIC ST AND BROUGHT US BACK TO THE OFFICE. NORDAN FILLED OUT HIS TIME CARD AND THEN LEFT. AT ABOUT 8:15 - 8:30 RICH BROWN AND I LEFT THE OFFICE AND PROCEEDED WITH RICH DOWN RT 53 TOWARD 133 ATLANTIC ST WHERE RICH BROWN DROPPED ME OFF. JOHN CATES AND I SHORTLY THEREAFTER WENT TO BED FOR THE NIGHT. AT ABOUT 11:PM JOHN CATES AND I AWOKE TO THE SOUND OF MANY FOOTSTEPS WALKING AROUND THE FIRST FLOOR. ABOUT 10 MINUTES LATER WE HEARD WHAT SOUNDED LIKE MANY PEOPLE COMING DOWN THE BASEMENT STAIRS. NEXT WAS A KNOCKING AT THE DOOR TO THE APARTMENT. I GOT UP AND STOOD BY THE DOOR AND ASKED WHO IT WAS. A VOICE SAID, "OPEN UP WE WANT TO TALK TO YOU." I OPENED THE DOOR A CRACK AND SAW ABOUT ~~6~~ ⁷ MEN WHO I NOW KNOW WERE DENNIS LEAHY (ATF) VICTOR PALAZA (ATF) JEFF HERR (ATF) DET TIERNY (QUINCY POLICE) PETER O'MALLEY, (BPD) DET FOGERTY (BPD) AND TOM DAMBROSIO ~~AND OTHERS~~ I SAID, "HOLD ON A MINUTE." I CLOSED THE DOOR AND PETER O'MALLEY, ^{IMMEDIATELY} OPENED IT. I TOLD THEM TO WAIT A MINUTE WHILE I PUT MY PANTS ON. AT THIS POINT JOHN CATES ALSO ~~PUT HIS PANTS~~ GOT UP AND PUT HIS PANTS ON.

(2) OF (9)

5 NOV 91 "CONSENT"

I HAD PUSHED THE DOOR CLOSED AGAIN WHILE WE GOT DRESSED I THEN OPENED THE DOOR AND DENNIS LEAHY ASKED, "DO YOU KNOW WHO WE ARE." I SAID NO BUT I RECOGNIZE THAT GUY." AS I POINTED TO DET TIERNY OF THE QPD, LEAHY THEN SAID, "DO YOU KNOW WHY WE ARE HERE?" AND I SAID THAT I ASSUMED IT WAS ABOUT THE SHAY CASE (JOHN CATES HAD A CALL FROM A FRIEND, ERIC WILKIN OF BOSTON, TELLING US THAT PEOPLE WERE INVESTIGATING PHONE NUMBERS IN TOM SHAY JR'S PHONE BOOK) THEN PETER OMACLEY SAID, "YOU GOT AWAY WITH IT IN 86, YOU'RE NOT GETTING AWAY WITH IT THIS TIME." ALMOST IMMEDIATELY DENNIS LEAHY MOVED BETWEEN MYSELF AND PETER OMACLEY. I SAID TO OMACLEY, "I DON'T KNOW WHAT YOU'RE TALKING ABOUT." OMACLEY SAID, "YOU'RE AN ASSHOLE, I KNOW YOU DID THIS FOR FUCKING SHEA." I SAID, "I'VE DONE NOTHING." AT THIS POINT THE AGENTS WERE ALREADY IN THE APARTMENT. DENNIS LEAHY THEN ASKED ME IF ~~HE~~ I MINDS IF THEY (THE BPD AND ATF) SEARCHED. I SAID, "YOU HAVE TO ASK MY ROOMMATE." JOHN CATES THEN ASKED IF THEY HAD A WARRANT AND DENNIS SAID NO. AT THIS POINT THEY REQUESTED WE PUT THE DOG IN THE BATHROOM. THE AGENTS WERE ALREADY IN THE PROCESS OF LOOKING AT THE KITCHEN AND OPENING THE CLOSET DOORS. JEFF HERR OR DENNIS LEAHY ~~ASKED ME~~ ^{TOLD} JOHN CATES TO COME OUTSIDE WITH THEM WHILE THEY ASKED ME SOME QUESTIONS. THEY TOLD HIM TO TAKE THE DOG OUTSIDE WITH HIM. TOM DAMBROSIO HAD BEGUN TO LIFT THE CUSHIONS TO THE COUCH AT WHICH POINT HE FOUND A SMALL BAG OF MARIJUANA. HE HELD IT UP TO ME AND SAID THAT THEY WERE NOT THERE FOR THAT AND WENT OUTSIDE. AS THE REST OF THE AGENTS

(3) OF (9)

5 NOV 91 "CONSENT"

SEARCHED UNDER THE COUCH, BEHIND THE COUCH, ABOVE ALL THE
CEILING TILES, THE CLOSET, THE KITCHEN SHELVES AND CABINETS
THE BATHROOM CEILING TILES AND CABINETS, ALL OF JOHN CATES
PERSONAL EFFECTS, MY BAG OF CLOTHES AND ANY OTHER CONTAINERS,
AND BAGS, I HAD ASKED DENNIS LEAHY HOW THEY FOUND ME AND
HE SAID, "WE KNOW EVERYTHING." DENNIS LEAHY THEN SAID
THAT WE HAD TO GO TO THE OFFICE. I SAID, "I HAVE NOTHING TO
HIDE"

→ FORGOT - WHEN JOHN WAS STILL IN THE APARTMENT THE AGENTS
(DENNIS LEAHY) ASKED ME IF I EVER HAD (JR) IN THE APARTMENT
AND AT THIS TIME I HAD SAID NO. AFTER JOHN WAS TAKEN
OUTSIDE I HAD TOLD DENNIS LEAHY THAT I DID ~~HAVE~~ ^{BRING} JR
TO JOHN CATES APARTMENT ONCE ON THE NIGHT I MET HIM
FOR A FEW HOURS BUT NEVER TOLD JOHN CATES BECAUSE
I PROMISED HIM THAT I WOULD NOT BRING ANYONE THERE
DURING HIS (CATES) VACATION AND THAT THE REASON THAT I
NEVER MENTIONED IT WAS BECAUSE I DIDN'T WANT TO GET
HIM (CATES) MAD AT ME PLUS, AFTER I DISCOVERED THAT TOM (JR)
WAS A MIT WIT, I DID NOT WANT JOHN CATES TO KNOW THAT
I HAD THAT MIT WIT IN HIS APARTMENT. PLUS IT WAS ONLY
FOR A FEW HOURS SINCE JR TOLD ME HE COULD NOT GO HOME
UNTIL LATER IN THE MORNING.

I WAS THEN ESCORTED OUT OF JOHN CATES HOUSE BY I
BELIEVE DENNIS LEAHY OR JEFF HERR AND TOLD TO ~~SIT~~ SIT
IN THE BACK OF THE UNMARKED CAR. WHAT WAS STRANGE
WAS THAT THERE WAS A BAG (SPORTS BAG) THAT CONTAINED VARIOUS
GUNS AND AMUNITION RITE NEXT TO ME (ON MY RIGHT).

(4) OF (9)

5 NOV 91 "CONSENT"

1
ABOUT 10 TO FIFTEEN MINUTES LATER TOM DAMBROSIO, DENNIS LEAHY AND PETER OMALEY GOT INTO THE CAR AND WE PROCEEDED TO 82 BROAD STREET (ARCOMM). WE TRAVELLED AT A HIGH RATE OF SPEED AND WERE THERE IN ABOUT 10 MINUTES. I GOT OUT WITH THESE AGENTS AND OPENED THE OFFICE DOOR. I TURNED ON THE LIGHTS AND TOLD TO TAKE A SEAT. I REPEATED THAT I HAD NOTHING TO HIDE. DENNIS LEAHY THEN ASKED WHAT ARCOMM DOES FOR WORK AND I TOLD THEM THAT ARCOMM MOSTLY INSTALLS RADIO TOWERS AND MICROWAVE SYSTEMS, CELLULAR PHONES AS WELL AS SELLING AND LEASING PAGERS. ~~DENNIS~~ PETER OMALEY THEN SAID THAT THEY KNEW OF THE 86 INCIDENT AND THAT IT WAS FOR DONNA AND JOHN SHEA. I SAID THAT IT WAS PUBLIC KNOWLEDGE AND THAT I HAD CONFESSED TO IT AND THAT IT WAS NOT A BOMB IT WAS A FIREWORKS DEVICE THAT HARMED NOTHING. AT THIS POINT VICTOR PACAZA (ATF) DET FOGARTY JEFF HERR (ATF) SANDY LACOURSE, A BLACK OFFICER AND TWO OR THREE OTHER PEOPLE CAME IN, VICTOR PACAZA BROUWED COFFEE, ONE FOR ME. DENNIS THEN SAID, "YOU SEE, WE'RE NOT THAT BAD!" THE AGENTS + BPD STARTED TO GO THROUGH THE OFFICE IN DETAIL, LIFTING ALL THE CEILING TILES IN THE OFFICE AND BATHROOM, SANDY LACOURSE WAS GOING THROUGH MY BUSINESS CARDS AND FILES THAT WERE IN MILK CARTONS ON THE FLOOR (WE WERE IN THE PROCESS OF MOVING INTO THE OFFICE) OTHER AGENTS WERE INSPECTING THE BACK ROOM. THEN THE AGENTS STARTED TO OPEN AND INSPECT THE TOOL BOXES THAT WERE ON THE FLOOR NEXT TO THE DESK. THEY HAD SEIZED DIAGONAL CUTTERS, PLIERS,

5 NOV 91 "CONSENT"

DENNIS LEAHY
GIVES ME A
LIST OF TOOLS
TAKEN

NEEDLE & NOSE PLIERS, WIRE STRIPPERS AND GRUMPERS. THEY SHOWED ME THE TOOLS AT WHICH POINT I TOLD THEM THAT SOME OF THE TOOLS THAT THEY HAD BELONGED TO RICH BROWN. THEY THEN TOLD ME THAT THEY HAD TO TAKE THE TOOLS TO THE LAB FOR ANALYSIS. I SAID, "YOU CAN'T TAKE THESE TOOLS, I NEED THEM ON THE JOB SITE TOMORROW." DENNIS LEAHY SAID, "WELL AL, WE HAVE TO CHECK EVERYTHING OUT. YOU KNOW THESE TOOLS WILL BE ON THE WAY TO FLORIDA BY THE TIME WE GET TO WHITECRAWN AVE." I SAID, "BUT WHAT ABOUT ME, I NEED THESE TOOLS TOMMORROW MORNING, I WON'T EVEN HAVE TIME TO REPLACE THEM." "DENNIS SAID, "YOU'LL GET THEM BACK." I ASKED WHEN AND HE SAID HE WAS NOT SURE. HE SAID NOT TO WORRY AND THAT HE WOULD GIVE ME A RECEIPT FOR THEM. I SAID THAT WOULD NOT HELP ME. HE (LEAHY) THEN SAID HIS FAMOUS STATEMENT, "AL, IF YOU HAVE NOTHING TO DO WITH THIS YOU HAVE NOTHING TO WORRY ABOUT." I AGAIN SAID THAT I HAD NOTHING TO HIDE AND HAD NOTHING TO DO WITH THIS INCIDENT. DENNIS THEN SAID, "I M INTERESTED IN THIS SB DEVICE WOULD YOU CARE TO SHETCH IT HERE FOR ME" AND THEN HE TURNED A PAD OF PAPER TOWARD ME AND PLACED AN OMYX PEN ON THE PAD. I SAID THAT I DID NOT REMEMBER EXACTLY AND HE SAID JUST BASICLY FROM MEMORY. I SAID AGAW THAT IT IS PUBLIC KNOWLEDGE AND DREW A VERY BASIC BLOCK DIAGRAM. DENNIS LEAHY THEN SAID THAT MY DRAWING WAS VERY SIMILAR TO SHAM'S DRAWING. I DID NOT ANSWER AND IMMEDIATELY TORE OFF THAT DRAWING AND THE NEXT FEW PAGES AND GOT UP AND SHREDDDED IT. DENNIS HAD

5 NOV 91 "CONSENT"

ONLY VIEWED THE DRAWING FROM THE OTHER SIDE OF THE DESK AND DID NOT ATTEMPT TO STOP ME FROM GETTING UP AND CROSSING THE ROOM AND SHREDDING THE DRAWING.

DENNIS LEAHY THEN ASKED WHAT I KNEW ABOUT DYNAMITE AND I SAID THAT I KNEW ABSOLUTELY NOTHING. HE ASKED ME WHAT I KNEW ABOUT BASTING CAPS AND I SAID THAT I KNEW NOTHING ABOUT THEM EITHER. I SAID THAT I HAVE ONLY SEEN THESE THINGS ON TV AND THOUGHT THAT BASTING CAPS SET OFF DYNAMITE BUT OTHER THAN THAT I HAVE NEVER SEEN EITHER DYNAMITE OR BASTING CAPS IN PERSON NOR KNEW ANYONE THAT USED THEM.

PETER OMACLEY THEN SAID THAT HE WANTED TO HEAR MORE ABOUT TOM SHAY SR. I SAID, "I'VE TOLD YOU ALL I KNOW. I GAVE HIM A FEW RIDES, ONCE, THE FIRST TIME, HE WANTED A RIDE HOME AND ~~HE~~ ^{HE} COULD NOT GO HOME SO I TOOK HIM TO JOHN CATES HOUSE FOR A FEW HOURS. THEN I GAVE HIM A FEW OTHER RIDES. DENNIS LEAHY THEN ASKED WHERE I HAD MET HIM AND I SAID NEAR A WHITE HEN PANTRY NEXT TO THE FENWAY. ~~THE~~ DENNIS ASKED IF THIS WAS NEAR THE RAMROD, REAFFIRMING THAT HE DID NOT CARE IF I WAS CAY AND I SAID ^{IT WAS} NEXT DOOR BUT THAT I NEVER WENT IN BECAUSE I DON'T DRINK AND GENERALLY DO NOT GO TO BARS. I SAID THAT THIS IS WHERE I GAVE SHAY SR MY BUSINESS CARD. AT THIS POINT DENNIS LEAHY SAID THAT THEY WERE DONE AT THE OFFICE AND THAT WE NOW HAD TO TRAVEL TO 7 WHITEGOWN AVE. AT THIS POINT IT WAS ABOUT 12:15AM TO 12:30AM. I SAID TO DENNIS THAT IT WAS A BIT LATE TO BE GOING TO MY PARENTS HOUSE AND THAT IT WOULD UPSET

(7) OF (9)

5 NOV 91 "CONSENT"

THEM IF WE WERE TO GO THERE AT THIS HOUR. ~~DENNIS~~
ALL THE AGENTS HAD LEFT THE OFFICE EXCEPT FOR DENNIS
LEAHY, DET FOGERTY AND PETER O'MALLEY, THESE THREE
AGENTS WENT OUT THE DOOR FOLLOWED BY ME AND I LOCKED
THE DOOR BEHIND ME. I GOT IN THE BACK OF THE CAR,
LEAHY DRIVING O'MALLEY IN FRONT AND DET FOGERTY TO
MY RIGHT. I AGAW SAID THAT I WISHED TO GO BACK TO
JOHN CATES HOUSE TO WHICH DENNIS LEAHY SAID THAT THIS
WOULD BE THE LAST STOP AND THEN THEY WOULD TAKE
ME HOME. ON THE WAY, AGAW AT A HIGH RATE OF SPEED
DENNIS LEAHY SAID THAT HE WOULD CALL MY PARENTS THE
NEXT DAY AND TELL THEM WHAT TRANSPIRED TONIGHT / THIS
MORNING. I SAID, "JUST WHAT ARE YOU GOING TO TELL MY
PARENTS WHEN THEY WAKE UP AT 1:00 AM IN THE MORNING."
DENNIS SAID, "WE'LL TELL THEM WE WORK FOR YOU AND WE
HAVE AN EARLY JOB TOMORROW AND WE HAVE TO LOOK FOR
SOMETHING IN THE GARAGE." I SAID, "WITHOUT A SEARCH
WARRANT?" DENNIS THEN SAID, "YOU LET US SEARCH THE OFFICE
AND YOUR APARTMENT, YOU'VE GOT NOTHING TO HIDE YOU HAVE
NOTHING TO WORRY ABOUT." I SAID, "SOMETHING'S NOT RIGHT
HERE." FOGERTY THEN ASKED, "SO WHAT DO YOU KEEP IN
THE GARAGE?" I SAID, "THE MOSTLY EXTRA TOOLS AND SUPPLIES.
I KEEP ~~MY~~ MY THINGS ON THE RIGHT SIDE OF THE
GARAGE AND MY BROTHER KEEPS THINGS ON THE OTHER SIDE.
WE ARRIVED AND DENNIS LEAHY MYSELF AND DET FOGERTY
GOT OUT OF THE CAR. WE WALKED UP TO THE GARAGE AND
I OPENED THE DOOR. FOGERTY AND LEAHY WENT IN WITH
FLASHLIGHTS AND LOOKED AROUND. THEY DID NOT SEEM TO TAKE

14 NOV

(8) OF (9)

5 NOV 91 "CONSENT"

MUCH INTEREST IN ANYTHING EXCEPT IN TWO (2) 4" LENGTHS OF WIRE THAT WERE CUT (BY ME) AND TAKEN BY DET FOGERTY. SOMETHING INTERESTING IN THE LIST OF MATERIALS (IN THE FORENSIC AND EXPLOSIVES ANALYSIS, SUBMISSION 6 RECEIVED BY FEDERAL EXPRESS ON NOV 14, 1991) ITEMS 48A, B, 50, 51, 53, 56, 57, 58, 59 WERE NEVER SHOWN TO ME OR LISTED AS BEING TAKEN FROM THE GARAGE AT 7 WHITEPLAIN AVE ON ~~11/6/91~~ BUT THEY ARE LISTED AS BEING TAKEN ON THIS DATE - WHEN WERE THESE ITEMS TAKEN? THE ONLY ITEMS TAKEN WERE 6-52 AND 6-54. NOTE ITEM 6-50 - A ROLL OF SILVER DUCT TAPE MATCHED THE TYPE USED IN THE SHAM DEVICE.

I HAD BEEN GIVEN A LIST OF ITEMS TAKEN FROM 82 BROAD STREET BUT NOT A LIST FROM WHITEPLAIN AVE.

AT THIS POINT FOGERTY AND LEAHY SAID THAT THEY WERE THROUGH AND THAT WE COULD LEAVE. WE GOT BACK IN THE CAR ~~AND~~ AND SPED OFF TO ATLANTIC ST (JOHN CATES HOUSE) ON THE WAY BACK I HAD SAID, "I DON'T KNOW WHAT TO SAY TO YOU GUYS EXCEPT THAT I HAVE NOTHING TO DO WITH THIS WHOLE AFFAIR, ALL I DID WAS GIVE THIS SHAM KID A FEW RIDES AND THAT'S IT, HE NEVER TALKED TO ME ABOUT HIS FAMILY MATTERS, HE JUST WANTED ME AS A FRIEND BUT HE WAS NOT MY KIND OF FRIEND HE WAS A NIT WIT" OMALLEY SAID, "I'D CHOSE MY FRIENDS A LITTLE MORE CAREFULLY" THE REST OF THE RIDE WAS IN SILENCE. THEY STOPPED AT JOHN CATES HOUSE ABOUT 1:30 AM - 1:45 AM. DENNIS LEAHY SAID THEY WOULD BE IN TOUCH.

(9) OF (9)

5 NOV 91 "CONSENT"

* FORGOT - THE FIRST STOP WAS AT 25 MECHANIC STREET. ON THE WAY I TOLD THEM THAT MY WATER PUMP BROKE ON THE WAY HOME FROM MY CLIENTS PLACE OF BUSINESS AND THAT WAS WHY MY CAR WAS THERE. LEAHY SAID THAT HE HAD TO TAKE A SAMPLE OF MY CARPET AND TOLD ME IT WAS BECAUSE IF I HAD DYNAMITE IN MY CAR THAT THERE WOULD BE TRACKS OF IT IN THE CARPET. I SAID THAT IF IT WOULD CLEAR ME BY ALL MEANS TAKE IT.

WHEN I RETURNED TO JOHN CATES APARTMENT HE TOLD ME THAT THEY (ATF + BPD) LEFT IT A MESS (AS HE WAS CLEANING IT UP.) JOHN TOLD ME THAT WHILE HE WAS IN THE BACK OF THE CAR (ABOUT 1/2 HOUR) TOM DAMBROSIO ~~CAME~~ CAME OUT TO HIM AND SHOWED HIM THE BAG OF MARIJUANA THAT HE (DAMBROSIO) HAD PREVIOUSLY TAKEN OUT OF THE APARTMENT AND SAID TO JOHN, "I FOUND THIS IN YOUR APARTMENT, DO YOU MIND IF WE SEARCH NOW?" TO WHICH JOHN CATES SAID NO HE DID NOT MIND.