

REFERENCE 81-56073, STATEMENT OF J.W. TERRY. THE FOLLOWING WILL BE A VOLUNTARY TAPED STATEMENT TAKEN FROM J.W. TERRY, A STATEMENT FROM OFC. J.W. TERRY WITH THE JACKSONVILLE SHERIFF'S OFFICE, BADGE #5255. THIS STATEMENT IS BEING TAKEN IN REGARDS TO CERTAIN KNOWLEDGE THAT OFC. J.W. TERRY HAS CONCERNING AN INCIDENT THIS POLICE DEPARTMENT IS CURRENTLY INVESTIGATING REFERENCE TO THE LISTED INCIDENT BEING A HOMICIDE WHICH OCCURRED IN THE CITY OF HOLLYWOOD, COUNTY OF BROWARD, STATE OF FLORIDA ON 7/27/81, APPROXIMATELY 12:30 HOURS WHICH IS THE REPORTED INCIDENT TIME, 300 HOLLYWOOD MALL, HOLLYWOOD. THIS STATEMENT IS BEING TAKEN BY DET. MARK SMITH, BADGE 1163 OF THE HOLLYWOOD POLICE DEPARTMENT AND ALSO INVESTIGATOR PHILIP MUNDY WITH THE BROWARD COUNTY STATE ATTORNEY'S OFFICE. THIS STATEMENT IS COMMENCING ON 4/9/96 APPROXIMATELY 3:54 PM. THE LOCATION OF THE INTERVIEW IS IN THE DUVAL COUNTY COURTHOUSE.

THE FOLLOWING NOTATIONS WILL DISTINGUISH SPEAKERS:

MS: DET. MARK SMITH  
PM: INV. PHILIP MUNDY  
JT: OFC. J.W. TERRY (BUD)

=====  
MS: J.W. Terry at this time I would like to place you under oath by virtue of my commission as a police officer, City of Hollywood, County of Broward, State of Florida, first you are aware it is a crime to lie under oath?

JT: Yes.

MS: Would you raise your right hand and let the record reflect he is doing so, do you solemnly swear to tell the truth, the whole truth and nothing but the truth so help you god?

JT: I do.

MS: J.W. Terry having appeared before me as a police officer, City of Hollywood, County of Broward, State of Florida having been duly sworn and opposed and states, for the record sir, would you just state you full name and badge number please?

JT: J.W. (Bud) Terry, Jr. Badge number 5255.

MS: Bud is your known name?

JT: Nickname.

MS: Nickname, we will refer to you as Bud if you don't mind? We are taking this interview to put on record certain knowledge you have and recollections that you may have of your involvement in the Adam Walsh murder case which just for your information began near October of 1983 which is what we have documented as the date. If it is any different that you recall let us know. Well at this time what I want to do is, Phil I am going to let you start off with what you want the questions to speak about because I know it is coming you know from the State Attorney's perspective at this point -

PM: Probably what the easiest thing is I am going to try to take it chronologically right from the beginning to wherever the end of it. Back in 1983 Ottis Toole apparently was an inmate in the City of Jacksonville Jail -

JT: Duval County Jail.

PM: And apparently there came a time where he

was starting to make confessions to certain crimes and you became involved in coordinating a number of interviews with other jurisdictions and Ottis Toole, am I correct so far?

JT: Yes sir.

PM: Do you recall there coming a time where you received information from somebody that Ottis Toole might be involved in the murder of Adam Walsh?

JT: Yes sir.

PM: Do you recall who was the source of that information?

JT: It was a Detective Kindrick I believe out of Brevard County.

PM: And Kindrick I would he was here interviewing Toole on cases that he had I suppose?

JT: Yes sir.

PM: Do you recall what Kindrick told you?

JT: Not verbatim, best of my knowledge he after his interview with Toole he came to me and says Toole says he did something a year or so ago in south Florida that got a lot of national news. He said it might be the murder of the little boy down there. And after talking with I don't know who brought the name Walsh up I called -

PM: I don't want to jump ahead too much, but when Kindrick tells you this, he doesn't to the best of your recollection mention the name Adam Walsh?

JT: I don't remember whether he did or not, he possibly did.

PM: And I am not going to hold you to any dates because we are talking way back, but you do know this was in 1983 right? You don't know what month?

JT: No sir I don't recall that.

PM: So obviously you are not going to recall a day either?

JT: No.

PM: We have it as a matter of record from police reports. All right after Kindrick tells you this, did you do some research or did you or what did you do to find out what Ottis Toole might be talking about?

JT: I talked to Ottis, I don't know if Det. Geisenberg was there or not, I don't know if he was there or not

MS: G-I-E-S-E-N-B-E-R-G.

JT: I don't know whether he was there or not, he helped me out I believe track down and finally find out where the agency was at the time.

PM: When you say you talked to Ottis Toole, Kindrick tells you that Ottis saying things, do you go in and talk to Ottis right then?

JT: Well, Kindrick's interview was over and we were getting ready to take Ottis back and I asked him, no I take that back, there were a couple more agencies there to talk to him, I believe it was at night time, I asked him, Ottis detectives say you did something down south a couple of years ago that got a lot of recognition and he says yea. I said he thinks maybe you killed someone down there and he told me he did. I don't remember what he said but he said he killed a little boy or I killed someone. I said the detective seems to think it might have been a child and I don't remember the exact words but he did confirm the fact and I said I don't remember if Kindrick mentioned the name Walsh or not he could have. But we started calling around to try to verify that agency that was handling the case and after several phone calls it finally came down to Hollywood.

PM: So your conversation then with Ottis would have been on the same day/evening that Kindrick spoke to him?

JT: Right.

PM: So that date would be verified by Kindrick's police reports?

JT: Right.

PM: And then after you talked to Ottis is it the same day that you began making phone calls around trying to find out?

JT: Yes.

PM: So we are on the same date. And do you recall if it is the same day you make contact with the agency that had this case?

JT: I don't know if it was the same day or not because I know when we finally contacted Hollywood I believe 2 detectives came up that same day I'm not sure.

PM: Do you have any recollection of how you were able to run it down to that department?

JT: We called one agency and they didn't have it and they referred us to another agency.

PM: Ok,

JT: One of the South Florida agencies that finally told us.

PM: Let me ask you this. By the way was Detective Geisenberg making phone calls also?

JT: I believe he was to the best of my knowledge he was.

PM: Do you have a recollection of you yourself making contact with a detective in Hollywood?

JT: Yes sir. I think I believe Hollywood called us back. I believe it was Jack Hoffman I talked to initially.

PM: So if someone was to say that they called up to Jacksonville and contacted you about this crime that Toole was talking about, it probably would have been in response to a message you left?

JT: Yes, right.

PM: So you finally hook up with Hollywood, Hoffman and Hickman?

JT: Yes sir.

PM: Now Toole makes his statement and Kindrick he tells you the same evening and that evening or the next day you make contact with Hollywood?

JT: Yes.

PM: Do you have a recollection of when it is that Hollywood arrives in Jacksonville to speak with Toole?

JT: I believe it was the same day that they had called me. I'm not sure.

PM: You don't have a recollection of it being a length of time passing before they show up? I'm not saying they did -

JT: If it was, it wasn't that lengthy. I'm sure it was Hoffman that I talked to and told him we had a man here that he had killed a young boy and I had talked to him and I believe Hoffman asked me how did he kill him, and I said he said he cut his

head off. I had made some notes on it about four or five lines but it wasn't very many. And when they came up I gave them everything.

PM: You gave them the notes?

JT: Yes sir.

PM: And these are notes from the conversation that you had with Toole the night Kindrick told you about it?

JT: Yep.

PM: And there were four or five pages of notes?

JT: No, no, four or five lines. Just basically how he did it.

PM: And part of what you recall is that he cut off his head?

JT: Yes, he told me how he straddled the body with a either a machete or a bayonet, I don't remember how he straddled the body.

PM: When you spoke to Det. Hoffman on the phone and you related that to him, did he confirm to you then that it was most likely the Adam Walsh boy that Toole was talking about?

JT: No sir. I don't I didn't I got very minimal information from Hoffman. He said they had a case I believe something to words to the effect that were similar to that and they were coming up. He didn't give any details and I didn't ask -



PM: Were you present when Det. Hoffman and Det. Hickman arrived to interview Toole?

JT: When they came into our office I put Toole in an interview room, Det. Hoffman and Det. Hickman introduced to him and I told him these detectives are here to talk to you about a case in South Florida. And that was it.

PM: Did you leave the room? Do you recall?

JT: I believe I did. Yes.

PM: Now this would be Det. Hoffman and Hickman's first interview with Toole correct?

JT: Yes.

PM: Did there ever come a time during their first interview that you had to go back into the room for any reason?

JT: Possibly I did, I don't remember but it is possible I did. I checked on the interview because Toole is very hyper. They were conducting the interview you know.

PM: After they finished that first interview on just in case I didn't ask you, after you spoke to Hoffman and Hickman on the phone and they said they would be up, you didn't speak to anybody else about this case or anything?

JT: No.

PM: So now they show up, they take their first statement and they come out, do you recall any conversation between detectives and yourself after that first statement?

JT: I don't I am sure we had a conversation. I don't recall what it was. They seemed interested in the case though but I don't recall a conversation.

PM: Do you recall if they told you that he was in fact confessing to killing Adam Walsh?

JT: I don't believe they did.

PM: They do you remember after they take this first statement if they go back in and take a second statement?

JT: I don't remember if they did or not they could have but I don't remember.

MS: I think you are going to get to what I was going to ask him. After that first statement do you remember anything being discovered about Henry Lucas? Remember if anything at all whether he was in jail or out of jail at the time?

JT: I think initially I don't know what Ottis told them or not that Lucas might have been with him. But after back tracking Lucas, Hoffman and Hickman and Lt Smith at the time found that he was in jail in Delaware or somewhere up there.

MS: Just to maybe refresh your memory a little, this came right after or during the very first interview when they were able to find out that Henry was in jail at the time and I don't know if you remember how that went down or if you remember how that went down or how that even was found out?

JT: I don't really remember. Hoffman you know he could have checked and found that he was in jail. I really don't remember. I think somewhere in an additional interview, I don't know, they talked with Lucas' mother. I really don't remember, he could have checked it for him.

PM: Just sort of for the record, the first statement that they take according to their records, transcripts, was on October 19th, I don't have the time, I think it was late in the evening and then the second statement they take is dated October 20th but it is like right after midnight I think so it is late at night and they arrive and they take one statement, they come out, there is a pause and you may have to help me with this, is it between that statement and the 20th that there is this 12 minute thing?

JT: No it comes later.

MS: It comes later. That is when it becomes clear that Henry was in jail. It was late at night on the 19th, they end the interview, they then come back on on October 20th and say now

another interview with Ottis Toole and then they confront him with the fact that Henry was in jail, so it was like a matter of 45 minutes right after the first interview is where it is discovered that Henry is in jail. Now you don't recall whether Ottis volunteered that information oh by the way I lied to you Henry is in jail or you don't remember?

JT: I really don't remember.

PM: The other thing we probably should get a feel from this point and you brought it up earlier, Toole had been in custody and then he starts these confessions and there is a parade of detectives coming from all over to interview him and you sort of coordinated those interviews, correct?

JT: He, Lucas stayed in Texas and it came out that he had mentioned Toole to a judge in Texas, I think the first judge. I was contacted. I was the detective on call that night and I was contacted by Texas State Attorney see if I would talk to Toole cause Lucas had implicated Toole in a murder out there that our Fire Marshall's office had ruled accidental here. Toole was in jail at the time for Arson charges I'm not sure. (unintell) it was Lucas. Once I called Texas back and so from there after we got phone calls from everybody in the world.

PM: So that is how things started from a phone call from a Texas police officer? You don't remember who it was or anything?

JT: No.

PM: So at that point begins a sort of a relationship with Toole where you have a lot of contact with him?

JT: I had contact with him everyday.

PM: Do you have an idea about how much time past from that first phone call from Texas that got you involved with Ottis Toole to when Hoffman and Hickman entered into the picture? I have a reason for asking.

JT: I'm going to say a considerable amount of time but I don't know. To the best of my memory after all it started it started snowballing and they had a conference in Louisiana and we went out there -

PM: You said we meaning we who?

JT: I went out there. And there was police officers from different agencies that came to this conference and I took everything out of what I had on Toole from my department, rap sheets and everything, and I would say probably after that I don't know how long.

PM: By the time Hoffman and Hickman enter into the picture do you feel that you had established a rapport with Toole?

JT: If you can call it that.

PM: I mean, I don't know how to characterize it, what I'm getting at, did he speak fairly freely to you, you were his link so to speak with the outside world?

JT: He would, he'd speak fairly freely with me. (...unintelligable...) I mean I would go to the jail and get him in the morning and I said how many do we have today. I remember two years ago downtown, he'd dress in drag, he was well known. I saw a picture of him, I remember Lucas too, you know I'd go and pick him up probably spend all days sometime up into the night with officers coming in like 7:00 in the morning to 10-11:00 at night.

PM: Did there ever come a time when these policemen were parading through and speaking to him, they had to kind of ask your help to pave the way to break the ice -

JT: I would take him in an interview room, introduce him to them, tell him where they were from and a lot of them would send pictures down, didn't tell me where the pictures were from and if he said he didn't look familiar to him, contact the department, he didn't do it or he doesn't think he did it.

PM: Interesting. So there were as I understand what you just said there were a number of departments that rather than come down and interview him they sent you crime scene photographs and asked you to display them to him.

JT: No they sent a picture down and see if this rings a bell with him.

PM: A picture of?

JT: A victim or an area and see if it rings a bell with him.

PM: But he knew it was in reference to a crime?

JT: Oh yea.

PM: A murder?

JT: Oh yea.

PM: And these other agencies were asking you to do that for them?

JT: Show him a picture and if it did they would come down here. And a lot of times he'd say no I don't remember.

PM: And you had no interest in whether he confessed to these photographs or not?

JT: No.

PM: Didn't matter. And these photographs that you were getting they didn't you didn't know if it was a major notorious case or I hate to use the phrase an average murder?

JT: No I - I think a lot of these agencies up north came down here mainly to get out of the cold to tell you the truth.

PM: And that was simply it you showed him the photos and he said no I don't remember it or yes I do? Did you have a few where he said yes I remember this?

JT: He said it looks familiar or it could be or maybe, and I would teletype or call back and tell them what he said. The majority of the detectives that came in from out west with Lucas being out west. Louisiana, I think Louisiana (unintell)

PM: Do you know of any case that you had that you recall, you don't have to recall the exact case, but do you remember anyone in which you show a photograph and he said "yea I think I remember that one" and the detectives eventually came and cleared their case? Did that ever happen?

JT: I think Louisiana had a case like that. They came down and stayed several days.

PM: You didn't get any other information about these cases right just a picture?

JT: Just a picture and a little where it was from.

PM: The most you have was a photograph and perhaps on the back the location, state, city?

JT: Location, detectives name and department.

PM: No details?

JT: No.

PM: And you do remember that he was able to clear at least one case from Louisiana in that fashion?

JT: After they came down they spent quite a lot of time talking to him.



PM: But it started with the picture?

JT: Yes.

PM: But there were more cases that weren't clear through that method of sending pictures right?

JT: I think most of the cases that were cleared implicating Toole came from Lucas out in Texas. Texas Rangers were handling it and I think they had the same steady parade that I did.

PM: When the Walsh matter came up and Hoffman and Hickman before they arrived I think you already said they didn't tell you anything about the case did they, they just said we will be up and then they were there?

JT: Right, no they didn't say anything about the case. I think in fact they said they had a young boy murdered this summer but other than that that was it.

PM: Toole already had a conversation with you that he did something in South Florida concerning a young boy and he murdered him and chopped his off?

JT: After he talked to Kindrick and Kindrick came to me about it.

PM: And you had that before Hollywood had it?

JT: Yes.

PM: . Let's see, they go back in they take a second statement and that was on October 20th, do you remember if the detectives at any time particularly in the beginning the evening of the 19th or the morning of the 20th that Hoffman and Hickman did they by chance show you any photographs after the interview, before the interview? You know sometimes detectives would do that.

JT: I didn't see any before the interview I think I saw a couple after, I think I saw one of them was the head (unintell)

PM: Now let's see correct me if I get my times and dates wrong, but on October 20th in the morning they take a second statement and then on October 21st they take a statement from Ottis Toole at 9:30 PM at the Hollywood Police Department. Do you recall being at the Hollywood Police Department, it would be like the day after Hickman and Hoffman were up here, they take a statement on the 20th and then the 21st everybody -

JT: I don't know the exact date in Hollywood, they sent a plane up here with a police officer and (unintell)

PM: What do you recall about that, just from what you did, what did you do, left here with Toole?

JT: We left here in a plane furnished by Hollywood Police Department.

PM: And how did it come about that you went with these people?

JT: They asked me to go.

PM: Hickman and Hoffman?

JT: Yes.

PM: They asked you and your people said ok fine?

JT: Yes.

PM: And then so let's see you fly back to Hollywood, it is Toole, Hickman, Hoffman and the pilot of course and yourself?

JT: Yes.

PM: Do you remember approximately when during the day was it like the morning or something?

JT: I think it was in the morning I'm not sure.

PM: The flight down is there anything that happened between the flight, does Toole speak to you during the flight? In fact let me back up a minute, after Hickman and Hoffman took your statements the first statement that evening and morning do you recall did you have anymore contact with Toole, did you take him back to the jail or?

JT: Back to the jail and I believe I cleared it with our State Attorney's Office to take him back down there due to the fact he was under sentence. Back to the jail that morning, took him out and we left from a small airport.

PM: When you took him back to the jail with Hoffman and Hickman, well as soon as you had contact with Toole after Hoffman and Hickman take their statements, from that point on does Toole say anything to you about the homicide?

JT: Nothing, not to the best of my knowledge he didn't say anything to me.

PM: Do you remember if you walked him back, I don't know, did you walk him back to the jail and he doesn't say that he copped out to this or anything?

JT: To the best of my knowledge he didn't.

PM: And then the next time you see him is when you are ready to go on the plane?

JT: Right.

PM: Still he says nothing?

JT: I asked him I said you going back to Hollywood with them and he agreed to go with them.

PM: Did you tell him why?

JT: Yes sir. They would like you to go to Hollywood and discuss the case further with them there.

PM: Did you tell him they were going to ask him to try to relocate the crime scenes.

JT: No sir because I didn't have any idea what they were going to do.

PM: During the flight down do you recall having any conversations with Toole that had anything at all to do, do you know if anybody was questioning him or did you overhear I guess I should ask you did you overhear anybody questioning him?

JT: I didn't observe anything I think just casual conversation, I think the pilot talked more, (unintell) I don't think anyone else was and (unintell)

PM: So when you arrive in Broward County what happened once you get off the airplane?

JT: They Broward County, Hollywood Police Department had a van and everyone got in the van, and I believe we went to the police department.

PM: And the same people in the van perhaps less the pilot?

JT: I don't believe the pilot he could have been I don't know, I know there were several other police officers.

PM: So there are some new faces on the scene?

JT: New faces yea.

PM: Is that the first place you go is to the Hollywood Police Department?

JT: I believe we went to the police department.

PM: Do you remember if anything happens at the police department and this is still like daylight right? Early in the day? Does anything happen at the police department?

JT: I don't know what you mean by anything?

PM: I mean did they interrogate Toole there or was it just a stop off?

JT: I don't know whether they did or not I don't remember if they did, they may possibly had but I don't remember what they did.

PM: But you wouldn't have sat in on any you don't have a recollection you sitting in on any of that?

JT: No.

PM: So then apparently I would guess the next thing that would happen is everybody leaves the police department?

JT: At some time that day I don't remember what time it was, there were several Hollywood police officers, Hoffman, Hickman and Toole and myself got in the van and they started driving to the location. I wasn't told what they were going to do.

PM: Where is Toole sitting?

JT: He was in the middle of, I don't remember where he is.

PM: Where are you sitting in relation to Toole?

JT: I was in the back.

PM: So you weren't I guess in a real good position to overhear what Toole says?

JT: No.

PM: And how about Hoffman and Hickman where are they sitting in relation to Toole?

JT: I really don't recall where they were sitting, I would assume they were in close proximity to Toole but I couldn't tell you exactly.

PM: You didn't know the person who was driving the van other than the fact he was a policeman?

JT: No. I didn't know.

PM: When they leave the Hollywood Police Department do you recall where they go or who says where to go?

JT: I don't know who was telling him, the best of my memory they either went to one or two malls. Around the mall. And the last mall we went to was a Hollywood. I want to say it was either near the police department, or across the street or near it.

PM: When you were driving to the Hollywood Police Department from the airport do you remember seeing a Sears Mall?

JT: No sir.

PM: And then after leaving they go to two malls to the best you can recall?

JT: I think two malls.

PM: Do you remember what happened at the first mall?

JT: As I recall they entered the mall in the parking area and drove around the mall and then they left the mall.

PM: You didn't overhear any comments about that?

JT: No.

PM: Then they go to another mall?

JT: Yes.

PM: Does anything happen there?

JT: I am trying to remember whether we went to the first mall and then the mall in Hollywood or I don't remember whether it was two or three. They got in the mall in Hollywood they go around the mall and came up besides Sears store and I did hear Toole say then that I was parked here in the parking lot (unintell) he said there was a boy sitting by the door.

PM: This is Toole saying this?

JT: Yes.

PM: Did you look to see where he was pointing?

JT: Yes sir.

PM: What do you remember?

JT: He was pointing towards the door the entrance/exit door.

PM: Which store? Do you remember the store?

JT: Sears.

PM: Was there anything outside the door or did the door have any kind of sign of what part of the store it might have been?

JT: No.

PM: You said he was parked pointing to someplace?



JT: He said he was parked in the parking lot.

PM: He didn't point when you said the parking lot you mean a parking space?

JT: He just said "I was parked down here", or somewhere to that effect.

PM: I am trying to get a picture when you say he was parked out here, it's a point worth laboring over.

JT: I know Sears has

PM: You know what I am trying to say?

JT: I know what you are trying to say, I know they have parking spaces, I would assume you mean was he parked in a parking space. He didn't come right out and say I was parked in a space a or space b.

PM: Could you tell me this then, did he indicate from what you could see from here did he indicate to you that he was parked in a lane of traffic?

JT: No.

PM: None?

JT: No.

PM: He was indicating he was parked in a parking space?

JT: I would assume so yes.

PM: Do you remember if he ever said what kind of car he was driving?

JT: He was driving a Cadillac.

PM: Do you remember when he mentioned that? When he told you, he may have told the detectives earlier but I mean when you knew?

JT: I think he mentioned it earlier before we came down here.

PM: Before going down there?

JT: Yea because he said he went down to South Florida area a lot.

PM: When he is in the van and he says I was parked here and the boy was over there by the door, does anybody ask him anymore questions or?

JT: I don't recall any specific, I don't recall hearing any, I'm sure they did, but I don't know. I know several minutes there they left again.

PM: Did they spend a lot of time there after he said he was parked here and the boy was standing there?

JT: I don't know if you would call it a lot of time, I know we were there for awhile. I don't think it was a great deal of time. We weren't there several hours, I'm sure of that.

PM: You are pretty familiar with Sears store. There are a lot of them and they are pretty much the same do you remember if

that entrance could have been either like near because a couple of the entrances are a little distinct like for example automotive is usually next to a garage, garden shop is usually next to flowers and plants and catalog is usually got a little space for people to park to run in and pick something up and run out, do you remember anything about that particular door that might fit that sort of thing?

JT: I don't recall what you would call a major entrance to the store. What part of the store it was I don't know.

PM: So they take care of that business, did they go anywhere after that?

JT: They left the mall, went through some part of Hollywood, I don't know I never been to Hollywood before and apparently someone was talking to Toole about some things I didn't overhear any conversation, but they started driving and came up on what I would call an expressway later on I found out it was the Florida Turnpike and we drove quite a distance on the turnpike and then stopped, van stopped and backed up. I believe it stopped and backed up or it stopped and pulled up.

PM: Let me stop you for a minute, I don't want to get to far ahead and forget the question. When you were in Hollywood and leave Hollywood police station and go to these two malls, second mall you said where he saw the boy, during those excursions did you

get some idea as to who was giving directions or did it seem like the driver knew where to go, was like it prearranged, you understand what I am trying to get at?

JT: I understand. I'm sure someone was talking to him and I feel probably some of it was prearranged. Who was asking him questions I (unintell)

PM: They weren't recording any of this were they?

JT: I don't know.

PM: When they leave the mall where he said he was parked and saw the boy again as far as who is directing where to go, did you get a feel or impression about who was doing that?

JT: No, I know there were people talking up toward the front of the van (unintell)

PM: Did he ever make a mistake, go down the wrong street and have to come back around or anything or did they always seem to know where they were going?

JT: I don't know, the best that I can remember I felt like we were driving in circles there, turning and everything.

PM: When they went to the mall where he identified the door was that pretty spontaneous, did he pick it out right away?

JT: They drove around the mall and as they came around to Sears they were driving real slow and I don't know what he said, this is the place or this is the mall. They stopped and I remember

him saying I was parked out here and the boy was sitting by the door.

PM: So it wasn't a situation where they drove around the same spot three or four times?

JT: No. I know at the first mall they drove around the mall and accomplished all the stores, and

PM: Ok and now going back to the Turnpike we are going north and you said you drove quite a ways and then what happens?

JT: I don't know if it was early or before they left or what but it was a road with a fork in it.

PM: Still daylight?

JT: Yes sir. And going down the turnpike I recall Toole saying there is the road.

PM: As they are going? And they are driving at the speed limit?

JT: Yes sir. There was a barricade on the road to keep people from driving down. And I believe one of the officers made a remark and said that has been there for a long time look at the condition, he said that is the road. And apparently when the police officer checked with the Department of Transportation I believe they found out it hadn't been there that long.

PM: What happened at that road?

JT: He drove down the road and there was a fork in there.

PM: They drove the van down there?

JT: Yes sir. There was a fork, I do remember the fork (unintell) I don't think anyone can determine whether he said he buried the body there or killed the boy there. But I do remember he was eating a sandwich and one of the detectives knocked it out of his hand...

PM: This is outside the van?

JT: Yes sir.

PM: So when they get him outside the van obviously there is some question going on?

JT: Yes sir.

PM: Did you overhear some of it?

JT: Apparently they were asking him you know if he buried the body there, this is what I am assuming cause some of them dug around a little bit (unintell).

PM: Did you yourself hear Ottis Toole make any statements at that point while you were out of the van concerning Adam Walsh or concerning a child?

JT: No

PM: Does anything else happen at that location?

JT: We were there I don't think for an extended period of time. They left, got back in the van and went back on the turnpike. I think he had mentioned something -

PM: You said they left and went back down the turnpike, you mean they went back towards Hollywood?

JT: No sir.

PM: They continued north?

JT: North.

PM: Ok.

JT: And I think at sometime, I don't know exactly when they, I don't know whether he told Hoffman and Hickman that he cut the head off and he threw it off a dock or something. We went down there and it wasn't a long distance at all. They stopped immediately. Got out and there was a little dock sitting there, with a creek or what ever you want to call it.

PM: Do you remember as you are driving north hearing someone say it was near a dock or on a dock? You mentioned the word dock that is why I am curious. What do you remember about that?

JT: Like I said I don't remember whether he mentioned it to Hoffman and Hickman about throwing the head off a dock. It came up I don't remember when the conversation came about throwing the head off the dock but we went down, it wasn't a long distance at all, walked along side of the road and there was a dock sitting there.

PM: Did everybody get out there?

JT: Um hum.

PM: What happens there?

JT: From what I gathered, there was just some talking.

PM: This is like a wood dock?

JT: Yea.

PM: Most docks are. Can you describe what is in front of the dock, I know it is water but you know just for the record what kind of area are we looking at?

JT: I don't know whether it was, well it had tall grass around and everything but it wasn't a big body of water I don't know whether the turnpike (unintell)

PM: Did anything of any significance happen now that you can recall?

JT: (unintell)

PM: Does Toole walk out onto the dock?

JT: I believe he did I'm not sure.

PM: You got out of the van?

JT: I got out of the van, everybody got out of the van.

PM: It's Hoffman, Hickman, the van driver, are there any other police there besides yourself?

JT: I think there was two or three more I'm not sure.



PM: And these people were all in the van?

JT: Yes sir. I think for security reasons.

PM: Everybody was in plain clothes?

JT: I don't remember that (unintell)

PM: And then after this stop at the dock where he said he threw the head, do you hear it or how do you find out that he is claiming that this is where he threw the head in?

JT: Like I say I don't remember when he first mentioned to them about the head off the dock. But when we stopped and everything, there was conversation going on in front of the van and I assumed this was the dock he was talking about.

PM: Did you ever hear anybody say that this is the dock where he threw it off or did you hear Ottis say this is the dock I threw it off?

JT: I didn't hear him say it, I found out later that it was the dock.

PM: Ok that's what I was trying to get out of this, pretty much how you and when you found out about it.

JT: I found out later that (unintell)

PM: So after leaving the dock, what is the next thing that happens?

JT: I believe we went back to the police department.

PM: And is it now dark out?

JT: I think it was late in the afternoon, dusk.

PM: What happens at the police department? Have you had dinner yet?

JT: No. Didn't eat dinner.

PM: Didn't eat dinner at all?

JT: I think Hoffman and Hickman, I don't know if anyone else talked to him I know they talked to him.

PM: Did they take him into an interview room and talk to him and take a statement?

JT: It was an interview room area.

PM: It is a matter of record, they took a statement from Ottis Toole at least that is what I have a record of at 9:30 PM, Hickman and Hoffman take a statement, do you recall whether or not you were present either for part or all of that statement?

JT: I could have been, I really don't -

PM: When I say present, I mean actually sitting down with them?

JT: I don't think I was, I could have been but I don't believe I was.

PM: Would it be possible that on some of these statements you could have been present and maybe asked a question or two and you don't recall?

JT: I don't think I took part in the interview. I may have been present for some but I really don't know.

PM: They take their statement at 9:30 and it goes on for quite a while and that is the end of it. So do you remember then what happens after that?

JT: I know the Assistant Chief I believe held a big news conference and I think the Chief at the time was Chief Thornton and tried to talk him out of it but (unintell)

MS: That was this evening now that we are talking about?

JT: I believe it was the same evening. We were deciding whether to spend the night down there or come back because there was a weather front coming in. And I think we left maybe the early morning hours and came back. I think early in the morning right after midnight somewhere. We got stuck by the weather here and we couldn't find a plane (unintell)

PM: After you get back do you have anymore contact with Ottis Toole regarding the Adam Walsh case?

JT: After we got back I took him to the jail and I think he was sent to Prison.

PM: Do you remember now October 21st was the day according to the statement you were in Hollywood doing crime scene stuff. Apparently on October 26th there is another statement taken

by Det. Hoffman in the Jacksonville Sheriff's jail and that is taken at night 9:45 PM. Do you have any recollection of that?

JT: I remember Jack coming up, I don't remember what night it was, and the best of my knowledge Toole would be bragging about the case to some of the inmates. I think Jack and Smith, they came up several times.

PM: On this October 26th statement that is taken it looks like in the jail you could have been with Hoffman on that because apparently I think he is alone when he takes that statement.

JT: I know he came up to the jail one night, I took him over to the jail and got him into the jail and I don't remember whether it took place in Toole's cell or what but I believe it might have been the cell, they had him in isolation at the time.

PM: In that statement according to the transcript, Toole is challenged about why he implicated Henry Lee Lucas in the Adam Walsh case, ok and then apparently from the transcript I get the impression that Det. Hoffman is pushing him about his truthfulness and again according to the transcript it appears that you ask him about whether or not he is telling the truth do you remember that? And he gets upset about that.

JT: It's possible.

PM: You don't have an independent recollection of that right now?

JT: . No.

PM: Do you remember if Det. Hoffman ever discussed with you about what he felt about Toole's confession, that he felt he was telling the truth or felt he was lying?

JT: I don't know whether he talked about the confession or not but I know for quite sometime he was telling the truth (unintell)

MS: Up to this point in all the interviews that were conducted did you notice what Toole's demeanor was, did he become emotional, excited?

JT: He would become emotional at times and I know I got a call from the jail one night that he was bragging about this and became emotional. He could come emotional, it was hard getting inside, he was hyper, get's excited.

PM: On November 19th, we go from October 26 and now we jump to November 19th apparently Hoffman comes back up here and again at Duval County jail interviews Toole again and it indicates you are present for that one, do you have a recollection for that one November 19th?

JT: It is possible I was at the jail.

PM: That statement concerned a lot of talk about the disposal of evidence, the body and that sort of thing.

JT: The best I recall Toole told him that he had burned the body (unintell). The reason that sticks out is they luminoled his cadillac and something was missing but we didn't know what it was, we talked about it and it was the trunk mat. I think I believe that night later on he said he wrapped the body in trunk and burned it and buried it.

PM: November 19th of 1983, I could be mistaken it seems to be like the last time you might have had any contact with Hollywood detectives and Ottis Toole, that's the last statement that they take where it is indicated you may have been present ok, you don't have a recollection of after that being involved any further do you?

JT: I don't know if it was after that or not, I know we dug property up because he said he possibly burned the body or something.

MS: Is the property where he use to live or moms house?

JT: Where he use to live on the west side of town.

MS: I think that is later on.

JT: But as far as I know they came up several times.

PM: And in all these interviews that the Hollywood detectives conducted with Ottis Toole, whether you were present or

not did you ever in any way shape or form that you can remember give Ottis Toole any information about the details of the murder of Adam Walsh?

JT: No sir, I didn't have anything to give him.

PM: I am trying to find which statements of the 12 minute thing -

MS: I believe we might be talking about the November 19 interview where that happens. If it is not it's one of the middle interviews where I would have jumped in earlier if I knew you were having trouble finding that, -

PM: I was trying to keep it and not break his train of thought.

MS: There was an interview wherein I believe it is yourself and Jack Hoffman only, where Toole, and it makes a notation that Toole is crying at this time or emotional and Toole then recants, says "no I didn't kill Adam Walsh". And it is at this point where you already brought out part of it I believe with Jack and Bud test his truthfulness. As he is recanting, are you really mean you didn't do it, things along that line, those type of questions and it was in that interview after it was over apparently 12-15 minutes later they take another statement is taken. But in the mean time it is noted in the police report that you had gone

back in there for the 12 minutes lapse in between the two statements.

JT: If I went back in, it was at Hoffman's request that I would talk to him to see if he is being truthful or not. I know in some cases he would recant (unintell) and I told him, I say the one thing that want you to do is be truthful with them, you either did it or you didn't do it. But according to some of the inmates and correctional officers apparently this bothered him, cause he was in solitary confinement and he I think he told the helicopter pilots about some of these cases he would get emotional. I don't remember exactly when it was.

MS: I believe that is the November 19 statement or then there was one shortly thereafter.

PM: This statement that I am referring to is back on October 26, 1983 which would have been after the trip to Hollywood. Apparently Hoffman comes back and then takes a statement from Ottis Toole beginning at 9:45 PM and it appears from the transcript that you are present at least for part of the statement because there comes a point in time where Toole is recanting his confession that he killed Adam Walsh, and there are some questions that says Det. Terry is asking. So apparently that statement ends, and I don't have the end time, and there is a lapse between that statement and then there is another statement on October 26th at 10:42 PM now



between the first statement and the second statement do you have a recollection of going in and talking to Ottis Toole from what has been called a 12 minute interval.

JT: I remember talking to him on one of his recantations. And it is like I told you he would get real emotional and upset. I would say all I want is the truth something to that effect, you either did it or you didn't do it, just tell them one way or another.

PM: And then he goes on to give the second statement?

JT: I assume he did.

PM: I forgot to ask early on, I guess we can throw some new questions at you, do you recall a Paul Ruiz, R-U-I-Z?

JT: I think Paul Ruiz was from Texas if I remember correctly.

PM: Investigator from Travis County District Attorney.

JT: I think he is the one that came down here and sat in on some interviews with the detectives around here and I believe he is the one that went back to Texas and sold all his notes and pictures to one of the newspapers.

PM: Do you have any knowledge that Investigator Paul Ruiz had any conversations with Ottis Toole regarding Adam Walsh?

JT: I don't have any knowledge of him but I know what I understand Toole had talked to several detectives about Adam Walsh. But me personally knowledge about Ruiz -

PM: Do you recall Ruiz sending a letter to you summarizing interviews he had with Toole?

JT: No.

PM: Do you know where I am coming from?

MS: No.

PM: I could be mistaken but by some notes I have where I say Ruiz sent a letter dated October 28, 1983 to Det. Terry reference interviews with Toole, what I have here I am going to show it to you in a second is a copy of the enclosure that I took from that letter, maybe it wasn't sent to you perhaps it was sent to someone else but let me ask you to look at it and maybe it will jog your memory or if.

JT: This story sounds familiar like I say I don't know if it came from Ruiz or not, I seem to remember Ottis at one point saying that he wanted to raise a son of his own and bring him back. But as far as receiving a letter I don't remember but I possibly could have.

PM: I think that is all the questions, I can tell you in a moment concerning the saga of the Ottis Toole thing with yourself and the Hollywood police. Apparently there comes a time where someone and to this day I don't know for sure yet who informs people in the Jacksonville police that there is some sort of an

agreement that you have entered into with someone to write a book regarding the Adam Walsh case. Just basically what are your comments on that?

JT: I think what you are referring to is I don't remember exactly when, I think Toole just finished an interview and I was getting ready to take him back to jail and he said I think I ought to tell you that I signed a book and movie contract with John Reeves, Jr.

PM: Now that is R-E-A-V-E-S?

JT: That was his ex-employer.

PM: His ex-employer?

JT: Yea, and he said he also had a contract with his defense attorney.

PM: And who would that have been?

JT: Alfred Washington.

PM: Alfred Washington.

JT: I think the words came out I am the only one who didn't get one.

PM: Meaning you?

JT: Yea, and he said maybe you ought to get one too. And he took a piece of paper and threw it on the table, and he signed it and I signed it and I took him back to jail and he walked up to a trash can and it also came out in a murder trial the Sonenberg murder trial that he had a contract with myself and his attorney

and I think John Reaves. And John Reaves has told me he does in fact have a contract (unintell).

PM: When did John Reaves tell you that?

JT: Oh this was I guess back, whatever time frame this was.

PM: 1983, 1984?

JT: Somewhere around that because he took his attorney to the jail and did the contract up in the jail.

PM: Do you know who his attorney was?

JT: I don't remember all that.

PM: Do you know if it is an attorney who represented him in some other matter?

JT: It may have been his corporate attorney. I'm not sure.

PM: And that would have been around 1983, 1984?

JT: '83, '84. And he said he had a contract for movie rights, book rights, teeshirt, keychain.

PM: How do you know that he went to see Toole in jail and got this contract?

JT: John Reaves told me.

PM: He told you that? This book deal, the one you described that Ottis Toole writes out, was that specifically for Adam Walsh or just a general type book?

JT: Yes general type.

PM: It wasn't particularly Adam Walsh?

JT: No. During the Somenburg trial there was a gag order. (unintell)

MS: What year was that trial do you know?

JT: He had already gone to state prison on Arson charges and they brought him back. And Lucas implicated him in the Somenberg murder. (unintell)

PM: The book deal thing, did you ever travel to Texas in regard to Ottis Toole in any way shape or form?

JT: One time I went to Texas I interviewed Henry Lucas. When all this first broke, when Lucas said we killed so many people. But as far as accompanying Toole, or going out there with... no sir.

PM: When you went to Texas where in Texas did you go?

JT: Went to a little town near Gainsville, Texas.

PM: It wasn't Dallas?

JT: . Oh no.

PM: Do you know any Dallas detectives?

JT: I'm sure I talked to some but I don't know any.

MS: Regarding Lucas and the reason you went out to talk to him was that involving Toole or things that Lucas said he did in Jacksonville?

JT: Yes what he did in Jacksonville.

MS: So it didn't have anything to do with Toole at that point?

JT: No. Other than Toole was with him when he did anything in Jacksonville. Well at that point the Walsh thing hadn't come up.

PM: Can you think of anybody whether from Dallas or anywhere who would have had any reason to call John Nelson who was then the undersheriff for Jacksonville to inform him that you were making some sort of a book deal? Can you think of anybody who would have called Nelson?

JT: No.

PM: Do you recall if John Nelson the undersheriff brought that to your attention. Questioned you about it?

JT: About someone from Dallas calling me?

PM: About a book deal at all?

JT: I think when this thing first came up with Toole saing we had a book deal, me among other people, I was told it wouldn't be proper because the information I gathered I got it on their time. Words to that effect.

PM: Do you remember if it was John Nelson who told you that?

JT: It could have been.

PM: Do you recall if that happened around the time that this investigation was ongoing or was it long after the Adam Walsh investigation?

JT: It was probably while it was ongoing. I don't remember.

PM: Do you recall being transferred from homicide to I think it was communications?

JT: Yes.

PM: Do you know why you were transferred?

JT: It was a deputy (unintell) he got real cranked up on this book deal too. I told him I don't have a book deal. There was publicity coming in from everywhere, so it was sort of mutual agreement I would go to communications. I was getting calls from all over the world on this thing.

PM: Can you say today that did you ask to be transferred or did they suggest you ask to be transferred or were you ordered to transfer?

JT: I was told I was going to communications.

PM: And do you know who told you you were being transferred? You did that order come from?

JT: I don't know who it came from directly.

PM: Do you remember who told you?

JT: My lieutenant told me about it.

PM: His name?

JT: Suber.

PM: He told you about the transfer?

MS: Spell it please?

JT: S-U-B-E-R.

PM: Did he give you any explanation why you were being transferred?

JT: I don't remember exactly what he said, I think he said due to I think I may have had a book deal or something with Toole and my credibility might be questioned.

PM: You never pushed that issue did you?

JT: No. I told him that I didn't have one then and I don't have one now and in fact I never had one.

PM: Did you ever ask Suber where this was coming from your transfer?

JT: No I didn't.

PM: What are we forgetting?

PAUSE

PM: Besides Hoffman and Hickman and the detectives that you rode around with in the van in Hollywood, can you tell me if there are any other police officers or anybody whether it be Jacksonville or Hollywood or I don't care where, anywhere, anybody that had anything to do with the investigation of Adam Walsh in the murder that we haven't talked about tonight?

JT: No.



PM: Let me throw some names at you just tell me if you have recollection, I'm not saying they did have anything to do with it, I am just trying to find out if they did. From your department there is a Frank Japour?

JT: He didn't have anything to do with Adam Walsh.

PM: Did he have anything to do with Ottis Toole?

JT: Yes sir. I think he went with me one day and rode around some areas.

PM: Doug Magnum?

JT: Doug Mangum was my sergeant.

PM: Did he have any kind of relationship with Ottis Toole? Any interaction with him?

JT: No sir.

MS: Doug Eason?

JT: Hugh Eason. He didn't have anything to do with Adam Walsh case.

PM: Jerry Parker?

JT: I don't believe any of them had anything to do with Adam Walsh.

PM: I don't mean Walsh I mean Toole?

JT: Oh yea, with Toole yea.

PM: The reason I am asking if they had something to do with Toole, it might be worth me speaking to them, just in the event that something was done or said that you are not aware of. Bill Johnson? Did he have anything to do with Toole?

JT: No he didn't. He was a sergeant in homicide.

PM: That is all the names of the police. Do you know a guy by the name of Larry Waldo? He is a civilian guy.

JT: No.

PM: That is all I have. Is there anything you can think of that you think we should know about?

JT: Anything you can think of you can call me or feel free to come back up.

PM: That's it.

MS: Well thanks for the interview. Everything you have told us is the truth to the best of your knowledge and complete truth?

JT: Yes.

MS: I think we want to discuss something about any BSO interview before we end this. Have you to the best of your knowledge have you been interviewed or spoken to anyone from the Broward Sheriff's Office in regards to the Adam Walsh case whether it be from information about Ottis Toole, his sister, a bayonet, book deals, anything at all?

JT: No not to the best of my knowledge.

MS: And this could have occurred even as much as five years later after your initial involvement?

JT: To the best of my knowledge I never talked to anybody.

PM: Does the names Fantagrassi or Sheff mean anything to you?

JT: No.

PM: I think in the beginning of your statement I am pretty sure I asked you do you recall giving a statement to Dets. Hoffman and Hickman, but you didn't have a clear recollection which is fine, did you do any kind of a police report regarding all your activities with Hoffman, Hickman, Toole?

JT: No sir, I only gave information. We notified them of what information we had and thought we had, they came down. (unintell).

PM: So that would be the only report you did was a summarization type thing?

JT: Yes.

PM: Would it be fair to say that today is the first time you have gone into an official detail account of what occurred?

JT: Yes sir.

PM: There was mentioned by somebody and it makes sense, that when the stuff with Toole started and all these police

departments started calling that some sort of log was kept or appointment schedule was kept so that you allowed enough time for detectives from different jurisdictions to go see Toole and talk to him, is that true? Was there such a thing?

JT: I think it was kept on a desk calendar. What we would do would like Missouri 10:AM such and such a date, and another 1PM such and such just like that. No official log.

PM: And that record has been disposed of?

JT: Yes it was.

PM: And to your knowledge is there any account, record, whatever of the people that talked to Ottis Toole and or any cases that they cleared with him or discussed with him? There is no master record?

JT: No record just the record they had.

PM: Each department?

JT: Each individual department. We didn't keep anything.

PM: Normally when a defendant like Ottis Toole is like saying like in your jurisdiction and two detectives from Broward County come up here and begin investigating him; normally the Duval County detective is there to primarily to lend assistance, and logistics and that sort of thing, would you agree with that?

JT: Yes sir.

PM: In this case from the transcripts that we have and the police reports by Hoffman, Hickman, etc. you became involved with interviews of Ottis Toole, went to Hollywood which you explained with Ottis Toole, it seemed to the reader a little more would be normal, do you think that is a fair statement and if so can you explain why you became that involved in this particular case?

JT: I think I didn't know at the time, how big of a case it was and I think the complexity of the case and they wanted to solve the case and do a thorough investigation and they felt Toole felt more comfortable if I was in the area around him.

PM: Did Toole ask you to be around with Hoffman and Hickman were around as well?

JT: He asked if I was going to be in the office.

PM: The situation that developed between yourself and Toole and Hickman and Hoffman, that didn't occur in any other case that Toole confessed to right?

JT: What do you mean?

PM: You didn't have to be with Toole on any other confessions that he made?

JT: I have sat in on cases and listened to the interviews. I didn't take part in them.

PM: But you were present?

JT: I have sat in.

PM: So this wasn't the only case you sat in on.

JT: No sir.

PM: This just happened to be the only case that the detectives required Toole to make an onsite visit to Hollywood? In other words there -

JT: In my presence. I think some agency took him out to Texas for on site visits.

PM: You didn't have to accompany him?

JT: No sir.

PM: There has been a lot of question about what occurred to the carpet evidence from Toole's car I guess you have heard about that? You have any idea what happened to the carpet evidence?

JT: The only thing I can tell you is what I read in the paper. FDLE took some swatches and for some reason known only to the FDLE took the swatches inside the car and left them there. I know we had the car up here.

PM: You mean the car was brought back to the custody of Jacksonville Sheriff's Office?

JT: I believe it was left at the FDLE impound after it was Luminated and everything. I want to say it was there for several months I'm not sure.

PM: Anybody ever tell you what they believe happened to the carpet, I mean other detectives or anybody? I know they have been looking for it or looked for it and -

JT: What the car?

PM: The carpet?

JT: FDLE put it in the car and the car was sold and after that I couldn't tell you.

PM: I think once again that is all the questions I have.

MS: I think you are right, this statement will be concluded. Has everything you told me the truth to the best of your knowledge and complete truth?

JT: Yes sir.

MS: Statement is concluding on 4/9/96 at 5:36 PM.

**STATEMENT TERMINATED**