

1 LYLE MENENDEZ
K13758
2 R.J. Donovan Correctional Facility
480 Alta Road
3 San Diego, CA 92179

4 ERIK MENENDEZ
K14101
5 R.J. Donovan Correctional Facility
480 Alta Road
6 San Diego, CA 92179

7 In Pro Per

8
9 IN THE SUPERIOR COURT
10 OF THE STATE OF CALIFORNIA
11 LOS ANGELES COUNTY

12 LYLE MENENDEZ,

13
14 Petitioner,

15 On Habeas Corpus.
16

No.:

Court of Appeal Case No.
B104022

Superior Court Case No.
BA068880

DECLARATION OF ROY
ROSSELLO

17
18 ERIK MENENDEZ,

19
20 Petitioner,

21 On Habeas Corpus.
22

23 I, Roy Rossello, declare:

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25 1. I was born on May 1, 1969 in Puerto Rico. In 1983, I joined the Puerto
26 Rican singing group Menudo. Menudo was a boy band formed by Edgardo Diaz in the
27 late 1970s. I was with the group until 1986.
28

1 2, In the fall of 1983 or 1984, the group was performing in New York. I recall
2 that this was shortly before the time that Edgardo Diaz signed a recording contract with
3 RCA for the group.

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5 3. One evening at the hotel, Mr. Diaz told me I would be having dinner with
6 Jose Menendez, who was an RCA executive. Diaz said I was going to "do a favor" and
7 "do something great" for Menudo and for him. I was taken in a limousine to Jose
8 Menendez's house; as I recall it was in New Jersey. Jose Menendez was in the limousine
9 as was Edgardo Diaz.

10
11 4. After arriving at the Menendez home, I saw one of his boys sitting behind
12 the front door. I was directed to the dining room. Another boy was at the dining room
13 table. Neither of the boys said anything to me. Jose Menendez was there along with his
14 wife, as was Edgardo Diaz. Jose Menendez offered me a glass of wine at the table and
15 told me it was expensive wine so I should drink the entire glass. I felt sick after drinking
16 it; things looked blurry and I felt like I could not move. I was partially pushed and
17 partially carried down a hallway. It felt like I had no control over my body.

18
19 5. Jose took me to a room. He closed the door. I could not move my body; he
20 put me into a bed. I felt him take off my pants, and felt him penetrate me in the ass. I
21 think that I told him I did not want to do this but he continued to rape me in the anus very
22 hard.

23
24 6. I recall being carried back to the limousine. Later I woke up in the hotel
25 where the group was staying. I was bleeding from the anus. I was in pain for a week; the
26 pain was unbearable. Edgardo Diaz said I would be better soon and this was normal. I
27 accused Diaz of selling my body to Jose Menendez; he told me not to mention this to
28 anyone.

I declare under penalty of perjury that the foregoing is true and correct. Executed
this 4/10/2023 day of April 2023 in Natal, Brazil.

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