



|   |   |   |                               |                                |   |
|---|---|---|-------------------------------|--------------------------------|---|
|   |   | <b>COMPLAINT - FOLLOW UP<br/>INFORMATIONAL REPORT - INTERVIEW IN-PERSON</b> |                               | <b>Crime/Condition</b>         | <b>Command</b><br>001-1ST<br>PRECINCT<br><b>Date of This<br/>Report</b><br>05/24/2012 |
| <b>Date of UF61</b><br>08/03/2010   | <b>Date Case Assigned</b><br>08/06/2010 | <b>Complaint No.</b><br>1979-001-05086                                      | <b>Case No.</b><br>2010 - 266 | <b>Unit Reporting</b><br>SQUAD | <b>Follow-Up No.</b><br>49  |

|   |                                    |                               |
|---|------------------------------------|-------------------------------|
| <b>Topic/Subject</b><br>(INTERVIEW IN-PERSON) INTERVIEW PEDRO HERNANDEZ | <b>Activity Date</b><br>05/23/2012 | <b>Activity Time</b><br>07:45 |
|---|------------------------------------|-------------------------------|

|   |                           |  |                  |                         |  |
|---|---------------------------|--|------------------|-------------------------|--|
| <b>Complainant's Name</b><br>PATZ, ETAN |                           | <b>Address</b><br>113 PRINCE STREET MANHATTAN NY |                  | <b>Apt No.</b><br>3 FLR |  |
| <b>Nickname/Alias/Middle Name</b>       |                           |  |                  |                         |  |
| <b>Sex</b><br>MALE                      | <b>Race</b><br>WHITE      | <b>Date of Birth</b><br>10/09/1972               | <b>Age</b><br>38 |                         |  |
| <b>Home Telephone</b><br>212- 7 13      | <b>Business Telephone</b> | <b>Cell Phone</b>                                | <b>Beeper #</b>  | <b>E-Mail Address</b>   |  |

|   |                           |  |                                    |                       |  |
|---|---------------------------|--|------------------------------------|-----------------------|--|
| <b>Person Interviewed Last Name, First M.I.</b><br>HERNANDEZ, PEDRO |                           | <b>Address</b><br>116 E. LINWOOD AVENUE MAPLE SHADE NJ 08052 |                                    | <b>Apt No.</b>        |  |
| <b>Nickname/Alias/Middle Name</b>                                   |                           |  |                                    |                       |  |
| <b>Position/Relationship</b><br>STRANGER                            | <b>Sex</b><br>MALE        | <b>Race</b><br>WHITE HISPANIC                                | <b>Date of Birth</b><br>01/13/1961 | <b>Age</b><br>51      |  |
| <b>Home Telephone</b><br>856-                                       | <b>Business Telephone</b> | <b>Cell Phone</b><br>856 5 17                                | <b>Beeper #</b>                    | <b>E-Mail Address</b> |  |

|   |
|---|
| <b>Details</b>  |
| <p><b>Summary of Investigation:</b></p> <p>1. On May 23, 2012, at approximately 0745 hrs. I along with Chief Quinlan, Lt. Zimmerman, Det. Morales were escorted by Investigator Lance Saunders of the Camden County Prosecutor's Office, and Sgt. Brian Weis and Police Officer Mark O'Brien of the Maple Shade Police Department. We did visit the residence of Pedro Hernandez located at 116 E. Linwood Avenue Maple Shade NJ Unit B. for the purpose of an interview. Mr. Pedro Hernandez came to the door and he agreed to voluntarily go to the Camden County Pro secutor's Office for the purpose of an interview regarding an old case.</p> <p>2. At approximately 0810 hrs. the interview of Pedro Hernandez began with Det. Morales and I in interview room #1 located at the Camden County Prosecutors Office. Pedro Hernandez was provided with bottled water. Pedro Hernandez stated that he lived in Camden, New Jersey since he came from Puerto Rico and subsequently moved to Manhattan to live with his sister Luz and brother in-law Juan Santana at West Broadway and Prince Stre et, in New York. This was after finishing high school at 11 1/2 grade. Pedro Hernandez further stated in 1979 he worked at a grocery store located at Prince Street and West Broadway with his brother in-law Juan Santana, stocking soda in the refrigerators and sometimes at the counter making sandwiches or at the register . He stated he worked there for 3 years before returning to Camden New Jersey. He began to work at the bodega at the age of 18. Pedro further stated that there was an older woman that worked at the store and he believed that she may have been one of the owners. Pedro could not recall her name, he stated "I use to call her Dona". Pedro believed that her husband was also an owner of the bodega and his name was Miguel. He also stated that his brother-in-law Juan Santana employed him as helper/cleaner around the buildings in the neighborhood.</p> <p>3. At this point of the interview Pedro Hernandez observed Daisy Hernandez Rivera (his ex-wife) walk past the interview room door. Pedro Hern andez recognized Daisy and asked what is Daisy doing here. A short time later Pedro had the opportunity to see Mark Pike (childhood friend and neighbor) walk past the interview room door. Pedro stated he did not recognize the man with the green shirt (Mark Pike) when asked. Pedro asked why he was brought to be questioned and seemed to believe that he was going to be questioned about prior child support issues. We explained to Pedro Hernandez that we were not investigating child support issues and or traffic violations but a more serious matter involving a missing child in New York City.</p> <p>4. Pedro Hernandez states that he met his ex-wife Daisy in approximately 1983, she was about 16 years old. Pedro stated they had a child together named Peter. They were married after Peter's birth because he wanted to do the right thing. They then had a second child by the name Natalie. Pedro also added that he and Daisy did not get along and they separated. She would have him summoned to court often for c hild support issues. He stated that all she wanted was his money. Pedro Hernandez stated that his son Peter was a special education child, and doesn't speak much. Pedro further stated he was once told by someone that Daisy used drugs and maybe that's what caused Peters condition. Pedro indicated that Daisy would not let him see the kids much. He further claims that he got back together with Daisy to try to make the relationship work, however it didn't work because she was combative. Pedro claims that a gu y came up to him a while back and told him Daisy was a lesbian. Pedro Hernandez stated he attended the Holy Name Church in Camden New Jersey, and Daisy was the daughter of the congregation leader. Pedro states he played the accordion for the church during that time. Pedro indicated that he could play the accordion by ear and did not formally learn to read music.</p> <p>5. At approximately 10:10 hrs. Pedro Hernandez returned to the interview room after using the bathroom and was asked to view an Etan P atz missing persons poster. Pedro stated that he never saw the poster and does not know the child in the poster. He also stated that he never saw any children in or out of the store. He was also asked if he ever came into contact with any children in the store. Pedro Hernandez stated he never saw any children in or around the store at all. Pedro stated that he was not aware that there was a school bus stop in front of the bodega. Pedro appeared to be careful and guarded, and took his time answering q uestions. He asked why are you guys showing me this poster, I had</p> |

nothing to do with this child being missing. We responded by telling him that we were interviewing persons mentioned in the case file, and wanted to know if he had ever seen this poster hung up around the neighborhood. Pedro stated he did not, and never saw the child in the poster. Pedro was asked if he remembers Police activity and he stated he did not. We made the following observations, Pedro appeared to be reluctant to look and or to touch the poster, he became uncomfortable and fidgety and bladed his body away from the poster. A short time later Det. Morales asked Pedro Hernandez to take a better look at the poster. Det. Morales did slide the poster directly in front of Pedro Hernandez. Pedro abruptly picked up the poster and brought it up to eye level and stated, "What you want me to do look at this like this?"

6. Pedro Hernandez stated that he lived at 438 West Broadway with his brother-in law Juan and his sister Luz Santana. Pedro claims to have been Juan Santana's helper and also worked at the grocery store with Juan. He indicated that he made about \$200.00 a week. Pedro was then asked if he was sure of the address, he responded "sure I will come with you to New York and show you where its at". Pedro further states that he never has been back to New York since he left the job at the bodega. Pedro stated that he was not sure if he left the bodega job in 1979. He indicated that he worked at the store for about three years. Pedro was not sure whether he was working there on May 25, 1979. Pedro further stated that he thinks that the time frame of May 1979 was right in the middle of while he was working at the store.

7. Pedro Hernandez was asked if he was ever arrested and he said "no". Pedro Hernandez did state however that he was accused of indecent exposure about 20 to 25 years ago. Pedro Hernandez further claims that he was interviewed and photographed by the Pennsauken Police. There were no charges pressed. Pedro further stated that the car he was driving at the time was registered to his father. Pedro believes that Daisy may have called it in and it may have been the wrong plate. Pedro Hernandez inferred that the Pennsauken Police Department were racist. He claims to have had a few speeding tickets, nothing else.

8. Pedro Hernandez spoke about his daughter Becky. Pedro stated he was very proud of her because she was getting her Masters degree in teaching, with a 4.0 GPA. He further stated his wife Rosemary was very loyal and that he loves her. Pedro believes that he infected his wife Rosemary with HIV. Pedro claims to have been diagnosed with HIV about 5 years ago by Dr Adler. Pedro further states Dr. Adler was the one he that presided over his and Rosemary's wedding.

9. Pedro Hernandez was asked again if he ever saw any kids in the neighborhood while working at the bodega in NY. Pedro states he never saw any kids in the store and or on the street.

10. Pedro Hernandez elaborated about his current medical condition, and that he believes that he contracted HIV from his father. Pedro stated that his family did not know he has HIV, they believe he has cancer. He didn't want the family to know about his disease. Pedro claims he contracted HIV from changing the linens and flipping the mattress of his father's bed of which were covered with his father's blood. Pedro indicated the his mother passed away from HIV. She contracted HIV from his father and she died from it first, and his father died later. Pedro further stated that his father messed around with other women. Pedro believes that that's how his father contracted HIV. Pedro went on to indicate that he was the only one of his family members to take care of his father.

11. Det. Morales and I explored the family relationship Pedro had with his siblings. Pedro claims that his relationship with his brothers and sisters was minimal. Pedro stated that the only sibling he got along with was the older sister, Luz Santana and she still lives in New York at the same address as in 1979. Pedro indicated that his youngest brother Carlos passed away in his twenties, and died of a heart attack. Pedro claims to have a brother that lives in Allentown P.A. He has another brother that lives in the vicinity of the Bronx. His sisters Norma, Lucy and Maria live in Camden N.J. Margarita lives in Pennsauken N.J. He has a brother Manuel that lives in California and a sister Milagros in Colorado. Pedro describes his relationship with his father as good. Pedro further stated that his father Esteban was strict and would physically beat his mother Agrepina, and when any of the children would attempt to stop the fighting the father would physically beat them as well.

12. At approximately 1140 hours there was a discussion of religion and Pedro stated he is Pentecostal. However, he used to be Catholic and attended a Charismatic Renewal Catholics group headed by a Mr. Thomas Rivera. Pedro remembers that there were about thirty members of the group that would attend the meetings. Pedro also believes that his brother-in-law Jose Lopez and sister Margarita Lopez used to lead a prayer group as well. Pedro was asked when was the last time he saw Thomas Rivera and he indicated approximately 25 years ago. Pedro was asked if he had anything to tell us about his relationship with God and if he died today would he go to heaven. (HE PAUSED) Pedro responded "yes" because he claims to not have done anything wrong, and he has repented for all his sins. Pedro was then asked that if he felt like there was something he needed to tell us (HE PAUSED). Pedro responded "no" there was nothing he needed to tell. Pedro went on to state that the Police already got the guys that did that to that kid. "What about that black man?" and then he asked "Isn't there somebody in jail for this already?". I then told him that those suspects were not arrested regarding the Etan Patz case.

13. Pedro Hernandez then went on to talk about his employment. Pedro states that after working at the Bodega in Manhattan he went to work for Bonnell Dress Company located on Church Road and Rolland Avenue in Camden, N.J. He believes the company went bankrupt. Pedro further claims that he hurt his back while employed at Bonnell and subsequently became disabled and has been receiving Social Security Insurance to date. Pedro described himself as a quiet person who doesn't have many friends. He recalled a friend he had while working at Bonnell's. Pedro stated that friendship ended because the friend got mad. I got married and didn't invite the friend to the wedding.

14. At approximately 1300 hrs. Det. Lamendola entered the interview room and continued the interview of Pedro Hernandez. At Approximately 14:00 hrs. Pedro Hernandez utilized the restroom. Det. Morales and I returned to the interview room and joined Det. Lamendola in the interview of Pedro Hernandez. We asked Pedro Hernandez if he had anything to tell us about what happened in 1979. Pedro stated "you guys are trying to pin what happened to this kid on me". Pedro Hernandez then stated he felt like going home and he then stated "If you want to talk to me you guys know where to find me". We reminded Pedro that he willingly came with us this morning and all that we wanted was the truth. Pedro agreed that he came with us voluntarily. It was discussed that we did not accuse and or encourage him to confess. Pedro once again agreed. I explained to Pedro that all we wanted was the truth of what happened to the little

boy and if he had any information that could help us.

15. At approximately 14:15hrs. Det. Morales and I left the interview room and returned approximately 15 minutes later.

16. At approximately 1430 hrs. We then told Pedro that we had spoken to many people from his past. Pedro was then asked if he knew Mark Pike and he responded yes. Pedro was then asked about his relationship with Mark Pike. Pedro stated that Mark was his neighbor. He was then asked if Mark's God Parents were Pedro's biological parents. He responded this was in fact true. I then indicated to Pedro that Mark Pike was also here at the Camden County Prosecutor's Office, and that the gentleman he saw earlier was Mark wearing the green shirt. Pedro at this point asked to speak with his wife Rosemary. He went on to state "I want to speak with my wife Rosemary, then I will tell you". We asked him if he could please tell us first before talking to his wife. Pedro then put his head back and stated "I am sorry, it shouldn't have happened Etan Patz I did it, I choked him". Pedro went on to state the boy was standing there in front of the store by the pole. "I asked him if he wanted a soda and he said yeah". Pedro states he went down into the basement. He saw him standing there in the basement. Pedro further states he was behind him (Etan) and "something came over me and I choked him with my hands" (As Pedro describes the incident he displayed how he placed his hands around Etan's neck). "I couldn't let go. I don't know why I did it. It wasn't sexual, my legs started to shake". Pedro further stated the boy went limp and gasped for air because Pedro pressed to hard, "The kid was still alive". Pedro went on to state that he put the boy in a plastic garbage bag and put the bag in a box. He took the box about a block away and put the box down in a downstairs alley. Pedro stated he went back to look for him the next day and the box was gone. Pedro stated the boy had a book bag. He could not recall the color, Pedro stated the book bag may have been blue or black. Pedro stated that he threw the boy's book bag over and behind the walk-in-freezer in the basement of the bodega. "If that freezer is still there, you should be able to find it there". "I will take you there and show you". He then was asked if he would come to New York voluntarily, and he stated "yes".

17. At this point Pedro was asked to stop and we informed him that we needed to follow protocol and read him (Pedro Hernandez) Miranda Warnings /Rights. The Camden Prosecutor's Office began to video record the interview at approximately 1453 hrs. I read Pedro Hernandez Miranda Warnings from a copy off of the back of my memo book and he responded yes to each of the warnings. He initialed each warning and when asked whether he was willing to answer questions he said yes. Detective Morales and Detective Lamendola were present during the reading of the Miranda warnings. Pedro Hernandez was then asked to repeat his previous account of the incident involving Etan Patz and he willingly and voluntarily made statements implicating himself in the murder of Etan Patz (refer to written statement which was transcribed by Det. Morales as per Pedro Hernandez request). The Camden County Prosecutor's Office facilitated a video recording with a duration of approximately 55 minutes and 28 seconds. Upon completion of the recording Pedro stated "I knew one day you guys (the Police) would be coming for me".

18. Pedro then indicated that he had a doctors appointment for the next day and takes multiple types of medications because of his disease. Pedro went on to state that he was schizophrenic and bipolar. Pedro further stated that he did not take any medications or get any treatment for these conditions when he was younger. Pedro further stated he has been under the care of Dr. Dorfner / Primary Care, and Dr. Sumerson / Infectious disease. I asked Pedro if he was ever under the care of Psychiatrist, he responded yes along time ago.

19. Sgt. Galasso and I brought Rosemary and Becky into the interview room after the video recorded statement of Pedro Hernandez had ended. Rosemary and Becky did have the opportunity to speak to Pedro. Pedro Hernandez told them that a long time ago I did something terrible, I killed a boy. I don't know why. Something happened to me and I did it. I didn't mean to do it. I put him in a bag. Then I put him in a box. He told them that he was still alive. Pedro further told them that he went back to find him and he wasn't there. Pedro also stated that somebody must have taken him, and it just happened. I will not be going home I will be in jail for the rest of my life. Rosemary and Becky began to cry. Pedro stated "Becky you finish school and Rosemary remember to have the oil changed when the car hits 5,000 miles."

20. We asked Pedro Hernandez if he was willing to show us where he worked and where he put the body. Pedro responded no problem. I can show you where I worked and where I put the body.

21. At approximately 18:45 hrs. Pedro Hernandez stated that he had information about a shooting. Pedro remembers his ex-wife Daisy had an aunt that would often get beat up by her husband. Pedro further stated that Daisy's stepfather and the aunt's brother got together and went after the husband. Pedro went on to say "She knew about that too. You guys should look into her". We then informed Detective Miguel Rupert and Detective Lance Saunders of the Camden County Prosecutor's Office of this information. They subsequently interviewed Pedro Hernandez in regards.

22. At approximately 20:30 hrs. Mr. Pedro Hernandez offered to go with Det. Morales and I to the location of West Broadway and Prince St. in New York City to show us where he placed the box that contained Etan Patz. We transported Pedro Hernandez in unmarked department auto #45804 to West Broadway and Prince St. Pedro gave us accurate directions on how to get on the highway. During the transport Pedro spoke about how he was the one who cooks at his home. Pedro spoke about the different foods he use to eat in Puerto Rico and that he misses. Pedro further stated that he loves and is so proud of his daughter in her present endeavor to become a teacher. He also stated Becky was active in the church, and serves as a Sunday School teacher for children. Pedro spoke about his wife Rosemary saying she is a good woman.

23. At approximately 22:30 hrs. we arrived at the corner of West Broadway and Prince street and Pedro pointed out that this is where the store was, pointing out 448 West Broadway as what use to be the bodega in question, currently a J.F. Rey eye wear store. We were met at the location with Chief Quinlan, Lt. Zimmerman, Sgt. Galasso, Det. Rosado, Det. Colon, Det. Maldonado and Det. Ricevuto. I asked Pedro to show us exactly the route he took that day in 1979 to get rid of the box. Pedro pointed out the basement doors on the ground in front of 448 West Broadway and stated that he saw Etan close to the North / West corner of West Broadway and Prince St. Pedro indicates that he approached Etan and asked if he wanted a soda. Pedro stated Etan said yes. Pedro further stated that after taking the boy down to the basement he choked him. Then he put him in a plastic bag and subsequently put him in a box. Pedro walked us through the streets and showed us how he carried the box containing the plastic bag out of the basement and headed south on West Broadway towards Prince St. Pedro then walked West on Prince street approximately twelve feet and crossed over to the south side of Prince street and proceeded to the corner of Thompson street and went through the cross walk to the west side of Thompson street. At this time there was garbage out by the corner deli of the South West corner of

Prince street, Pedro pointed out a banana box that was similar to the one he used to dispose of Etan. Pedro proceeded to walk south on the west side of Thompson and stopped in front of 115 Thompson street, then Pedro walked towards 113 Thompson street and stated he wasn't sure whether it was 115 or 113 because presently they looked different than they did back then. Pedro was more inclined to think it was 113 Thompson. Pedro further stated t hat he walked down the stairs and demonstrated on the side walk that he walked in approximately ten feet and placed the box down towards the left. After the disposal of the Etan's remains, Pedro stated that he went directly back to work at the bodega and worked a full day. Pedro states that he went back the next morning to where he disposed of Etan's body and could not find the box.

24. Pedro was asked to walk back towards the bodega like he did that day. Pedro proceeded North on Thompson street making a right on Prince street, he walked on the south side of Prince and walked up to the corner of West Broadway and crossed over Prince Street back in front of 448 West Broadway.

25. Pedro Hernandez was then transported to the Manhattan District Attorney's Office by Det. Maldonado and Det. Rosado in department auto# 45804. Pedro was interviewed by ADA Durastanti at the Manhattan District Attorney's Office which was video recorded.

26. Upon completion of the above mentioned interview with ADA Durastanti Pedro was subsequently transported to One Police Plaza on 5/24/2012 at approximately 0815 hrs. in department auto #1631 by Detective Colon, Detective Morales and I to the Major Case Squad for processing.

27. For your information.

|                           |                        |                             |                     |                              |                                      |       |
|---------------------------|------------------------|-----------------------------|---------------------|------------------------------|--------------------------------------|-------|
| Activity Address Location |                        | Street                      | City                | State                        | Zip                                  | Apt # |
| OTHER                     |                        |                             |                     |                              |                                      |       |
| Cross Street              |                        |                             | Intersection of and |                              | Premise Type                         |       |
|                           |                        |                             |                     |                              |                                      |       |
| Reporting Officer:        | Rank<br>DT2            | Name<br>DAVID RAMIREZ       |                     | Tax Reg. No.<br>899739       | Command<br>229-MISSING PERSONS SQUAD |       |
| Reviewing Supervisor:     | Manner of Closing<br>- | Date Reviewed<br>12/18/2012 | Date of Next Review | Name<br>CHRISTOPHE ZIMMERMAN | Supv. Tax No.<br>896125              |       |