HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT #: 96000772
DATE: 11/18/96
PAGE #: 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE (ARRESTED)

On 1 October 1996 the R/O along with Det. Mark Renner interviewed ROBERT EDSIL CORLEY of the Garrett County Sheriff's Department. Corley had been assigned to courtroom security during the trial of Russell Wayne Wagner. While working in the courtroom, Corley was at times alone with Wagner during breaks in the trial. During these breaks Wagner would make comments at times to Corley.

Corley was asked if he could remember any of the conversations he had with Wagner. Corley stated that he remembered one conversation where Wagner was talking about the knife that was placed in evidence by the state. Corley said he believes the conversation took place just before the defense played video tapes of interviews with Wagner. The conversation took place in a room off the courtroom. Corley said that Wagner told him the knife was the knife that called a "nigger gigger". Corley said he didn't give it much thought at the time, but then later realized that Wagner supposedly had never seen or knew who it belonged to. Corley said he later asked Wagner what he called the knife. Wagner said "That's the knife that called a nigger gigger."

Corley stated he also heard Wagner talk about doing other burglaries where he would ransack the place to throw off the police. Corley could not provide any further information.

CASE CONTINUING.

Wayne L. Shank # 1654

REPORTING OFFICER: WAYNE L. SHANK # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 11/18/96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE (ARRESTED)

On 1 October 1996 the R/O and Det. Mark Renner interviewed JEFFREY LYNN GREEN of the Garrett County Sheriff's Department. Green was one of the deputies assigned to courtroom security during the Russell Wagner trial. While assigned to that duty, Green had contact with Wagner on several occasions and Wagner would talk with Green about the case.

Green said he remembered a discussion he had with Wagner during a recess. Green said he they would take Wagner to a side room in the courtroom during breaks. While in the room with Wagner, Green said Wagner was talking about previous crimes that he had committed. Things such as thefts and breaking & enterings. Wagner said he would know what he was going before doing the crime. Wagner said he would then stage the scene. He would get what he was after, but then he would rumble through other things to make the scene look like it was more than it actually was. Green said Wagner did not specify exactly how many times he had done this before, but did indicate that it was more than once.

Green also stated that at times during breaks in the trial, Wagner would ask him if he thought a witness helped or hurt him. At one time Wagner asked Green if he thought Wagner killed the Davis'. Green told he wasn't sure if he was the one that actually did the murders but said Wagner was either there or knew about it. Wagner responded by saying "Yeah, well."

Green could not provide any other information about the discussions he had with Wagner. Green did state that Deputy Corly was also in the room with Wagner at times.

The interview was audio taped. For further information refer to the typed transcript of the interview.

CASE CONTINUING.

Wayne L Shank # 1654

REPORTING OFFICER: WAYNE L. SHANK # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: C.C.S. ~~ORIG.~~ DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 11/18/96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE (ARRESTED)

On 12 November 1196 I interviewed at police headquarters in reference to the above investigation. Information was obtained that might some new information on the case. is a W/M with a .

was asked if he knew anything about the murders of Daniel and Wilda Davis. He stated he had no direct information and had heard only rumors and talk through other people. When asked what rumors he had heard, said he heard that Russell Wagner did the murders because he owed somebody money. He could not say who Wagner owed money to and he would not say who he heard the information from. said he didn't remember the entire conversation because he was "messed up" at the time. did not want to get anyone else involved.

I asked if he knew Wagner. stated he had known Wagner for about five (5) years. Wagner and his mother, , were friends and Wagner would visit his mother at times. said they lives on Salem Avenue at the time and Wagner would even spend the night at times. stated he wasn't sure when this was but thought it was around 1991-1992. stated that when he and his mother moved in with on The Terrace, he only saw Wagner once or twice. He said Wagner was at the house once or twice but that didn't like Wagner around the house. was unable to provide any further information, other than he thought Wagner did some side work for a guy in the south end and that he was drawing unemployment and on food stamps.

CASE CONTINUING.

Wayne L Shank #1654

REPORTING OFFICER: WAYNE L. SHANK #1654
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 11-15-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 11-14-96 at approx. 1520 hours, I spoke with Ed Calhoun of the United States Internal Revenue Service. Calhoun is familiar with this case having assisted with the investigation in 1994. I asked Calhoun if was the target of any investigations (failure to pay taxes, fines levied etc.) during the time frame of the murders. Calhoun told me the information was confidential but that to the best of his knowledge was not the target of any investigations conducted by the IRS.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 11-15-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 11-14-96 at approx. 1540 hours, I contacted the Maryland Home Improvement Commission reference to contractors license. I learned that business was licensed under the name of - The Handyman. license # is license expired in 1995. is not currently licensed to conduct home improvements in the state of Maryland. There were no licenses issued for TAMCO or H & M Enterprises.

I learned that in 1990, one complaint was filed against I was informed that a request in writing needed to be sent in order to receive the details of the complaint.

A written request for the complaint information will be sent to the Home Improvement Commission at a later date.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 11-15-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 11-14-96 at approx. 1605 hours, I interviewed , address of . Funkstown, MD, phone at Police Headquarters. is married to Wagner's sister, name appears on Wagner's visitor's list at the Washington County Detention Center.

served time at the Washington County Detention Center in 1995 and was on Wagner's pod. Wagner and had conversations at the jail. Wagner made the comments that he did not do the murders. Wagner also commented to that he believed that and were responsible for the murders. said that he met through Wagner. Wagner asked to work on car after his release from jail. said that he and started dating and married in October 1996.

said that he has visited Wagner several times at the jail. and Wagner did not discuss the murders during the visits. The main topic of the conversations dealt with Wagner's plans after his release from jail. told me that Wagner wants to get a job and a place of his own.

No additional information was obtained during the interview.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 11/20/96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE (ARRESTED)

On 20 November 1996 the R/O along with Sgt. ves met with in reference to the above murder case. While talking with it was learned that and had borrowed money from Daniel & Wilda Davis. went on to say that this had occurred off and on for probably the last ten years. was not sure exactly how many times they borrowed money. He did say that each time it was approximately four to five hundred dollars. Wilda Davis had told that the money was used to buy materials to start new jobs.

said to the best of his knowledge none of the money was ever paid back. He also said that approximately a year before his parents were murdered, wanted to borrow money again. Davis said he told his mother not to lend them the money. could not provide any further information.

CASE CONTINUING.

Wayne L. Shank #1654

REPORTING OFFICER: WAYNE L. SHANK # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: C.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel & Wilda
OFFENSE: Murder
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 11/20/96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, Russell Wayne

On 20 November, 1996 at approximately 1005 hours Detectives Braun and Renner contacted Kearneysville, WV. 25430, Ranson, WV) father of the suspect, Russell Wagner, in reference to this investigation.

advised that he was not close with Russell or his other children. stated, that shortly after Russell got out of the military, Russell moved out and has not lived with since. very seldom talked to Russell. Russell called a few times while Russell was in jail but he never talked about committing these murders. did not think Russell would hurt anyone but later said he might for drugs. was not familiar with any of Russell's friends, although he met and another male (possibly) on one occasion. This was when Russell, and the other male went to farm and purchased a heater. The three were only there a short time. provided the detectives with the names of his two daughters (Silver Spring, MD) and (no further information).

Investigation continuing....

REPORTING OFFICER: Carroll E. Braun
SECOND OFFICER: Mark Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 11-20-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 11-20-96 at approx. 1305 hours, we interviewed , address of . Hagerstown, MD, phone , at his residence. works with .

is acquainted with who resides at Hagerstown, MD. told that he and Russell Wagner are friends and that they lived together at the YMCA in the past. On 11-17-96, showed a letter that he received from Wagner while Wagner was in jail. recalled that the letter contained one paragraph concerning the homicides. The paragraph stated that the police had no evidence such as fingerprints or hair. The paragraph stated that the police fucked up. recalled that the paragraph stated that Wagner was not present at the scene.

told us that wants to help in any way he can. made the comment that he would help set Wagner up. also commented that he would help bump Wagner off if wanted to get Wagner.

believes that has a mental illness and is not mentally stable. believes that is afraid of the police and may not talk to us if we approach him.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DET. CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94-772
DATE: 1/21/97
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECTS: WAGNER, Russell Wayne

During this investigation, Detectives Braun and Renner learned that worked at Winks Construction during the time did. The detectives also learned that may have heard talking about the murders.

On 22 November, 1996 at 1400 hours, Detectives Braun and Renner contacted (. Hagerstown, MD 21740) at the Exxon Station in Sharpsburg, Maryland. advised that he did work for Wink's Construction but did not recall . advised he heard that Killed Daniel and Wilda Davis or had them killed. heard this while he and his mother were visiting .

After speaking with ., Detectives Braun and Renner spoke with (Harpers Ferry, WV) in reference to this investigation and Russell Wagner. has known Russell since he was about 16 years old (24 years). had no first hand information of the murders. did hear, through his wife that Russell may have been paid to kill the Davises.

Investigation Continuing....

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WIDLA & DANIEL
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 1-9-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 11-26-96 at approx. 1325 hours, we met with , address of Hagerstown, MD) on the Valley Mall parking lot. gave us a letter that he received from Russell Wagner who was incarcerated at the Washington County Detention Center awaiting trial for the Davis murders. A copy of the letter is attached to this report.

On 12-3-96 at approx. 1506 hours, we again met with at Police Headquarters and obtained a statement from him regarding his relationship with Russell Wagner. The following information was obtained.

met Wagner in September or October 1991 when they both had rooms on the fourth floor of the Hagerstown YMCA. Wagner worked as a janitor at the YMCA and the two became friends. and Wagner both moved out of the YMCA in May 1992 because the YMCA was being renovated. and Wagner stayed in contact after they moved from the YMCA.

recalled that in May and June 1993, he lived at the Super 8 Motel on the Dual Highway. On occasion, Wagner stayed with at the motel. recalled that at the time Wagner was working for rebuilding the house on Chestnut St. recalled that on one occasion Wagner came to the motel room and started drinking and taking anti-depressants. Wagner told that he was in fear for his life and that he was afraid of Wagner also told that Monger had received over two hundred thousand dollars in an insurance settlement for the house explosion. told Wagner that he did not want to hear anymore and that if Wagner continued to talk about such things then Wagner would have to leave.

recalled an incident that occurred on April 17, 1994. said that he stopped in the Off Square Lounge and happened to meet Wagner there. The two decided to go back to Wagner's apartment on Chestnut St. While at the apartment, Wagner told that he was going to be framed by for the double murder of in-laws. Wagner also mentioned that he owed thousands of dollars for bail money. Wagner also talked about his drug arrests. said that he did not want to hear anymore and he promptly left Wagner's apartment.

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WIDLA & DANIEL
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 1-9-97

NARRATIVE

told us that he is disabled and that he suffers from alcohol addiction, depression and Schizophrenia. has been treated in the past for the disorders.

For additional details of the interview, refer to the transcript of the interview.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

Friday (Day 158)

D:

What's up? I got your address from ~~He~~ says hi and told me to tell you they gave him 6yrs. He will probably go out on the next run.

So what's going on? This shit sucks dont it? Hopefully tho it'll all be over in the not to distant future. I had a court date of Janvary 1996, but Im hoping that'll change, and I'll be able to get into court as early as this coming March or April. That's for the murder charges anyway. After they're done Ive still got three more trials. 2 for reefer and P.C.P. and 1 for Welfare Fraud, Perjury and theft. The lawyer ~~I~~ I have for those charges says I probab end up with 6 years for the drugs. That's unless we can get the application for the search warrant thrown out.

I'll beat the welfare charges cuz they're all bullshit anyway. I didnt do anything wrong and they made up the charges to ~~keep~~ me off the street until they could come up with enough to charge me with murder, and they had to hurry with that cuz I was about to get out on bond.

They fucked up. From ~~what~~ what my ex-lawyer told me the other day, the state has no physical evidence tying me to the murders. No fingerprints hair samples, nothing. Ive been telling everybody that since last febvuary. They cant have any-

thing cuz I've never been in the house and I didnt do it!! He also says that he has never seen Washington County act like this. In all the other murder cases in the county, it's not a matter of finding guilt or innocence. Its a matter of determining ~~Bar~~ whether it's 1st or 2nd degree, and the state is not asking for the death penalty in any of them. With no physical evidence linking me to the crime, I am the only one they are asking to be put to death. Justice? I dont fuckin think so.

Listen Buddy I'm gonna end this cuz I've got a couple more to get out. Said you wanted to be put on my visiting list. You're on it. The hours suck. Saturday 2-3 pm and Sunday 8-9 am. comes up every other Sunday. She'll be he this weekend (o.g.30th) so work arou that. Also my sister comes up just about every Saturday. I'l give you her number and ~~maybe~~ maybe she can ~~skip~~ either skip a week or give you a ride.

Later
Russ

My sister's name is

~~PS~~

ps If you aint got nothin to do, you can write, or if you find any unattached females you can get one of them to

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 12/3/96
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECT(S): WAGNER, Russell Wayne

On 27 November, 1996 at approximately 1300 hours, Detectives Braun and Renner contacted . Hagerstown, MD 21740, at her residence in reference to this investigation. had been listed on Russell Wagner's visitor list at the Washington County Detention Center. The detectives also received information that was a friend of Russell Wagner's. provided the following information about her relationship and conversations with Russell Wagner;

has known Wagner for approximately four or five years. and Wagner originally met at one of the taverns in the downtown area of Hagerstown. and Wagner were not close friends but spoke when seeing each other at the various taverns. Shortly after the murders (14 February, 1994) Wagner and were at house talking when mentioned how bad she felt for the child that found the two bodies. Wagner stated that he knew the people and that they were relatives (in-laws) of asked what the murder's were after but Wagner did not know. Wagner had not been arrested at this point.

When Wagner was arrested he called on the phone. Wagner stated that he was arrested "supposedly for drugs" but stated he thought they were trying to get him for the murdering the Davis'. When asked if he had anything to do with the murders, Wagner answered "no".

While Wagner was in jail, after being arrested for the murders, he talked to about some of the evidence in the case. He stated that the knife was (known to be) and not his. Wagner also stated that the gloves were not his. Wagner told that he thought did the murders and was assisted by . Wagner was not specific on why would have did the murders but said he probably did it for money.

When asked about , recalled Wagner bringing up the house that blew up. Wagner told that he knew blew up the house. Wagner also said that made two bombs and placed them in the house. Wagner said that one of the bombs blew up and the other did not. Wagner told that admitted to blowing up the house and that he was trying to kill his wife, possibly for money. knew that and his child had left the residence prior to the explosion.

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E. Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 12/3/96
PAGE # : 2

NARRATIVE

Wagner had told that he was afraid of Wagner also thought that was going to frame him for the bombing. also recalls Wagner talking about Framing him for a Burglary. Wagner had been working on a roof for , shortly thereafter the business/residence was broken into, via the roof. Wagner had said that there were some guns taken during this Burglary. Russell thought stole the guns and thought he was going to frame him for it. Wagner never told that was going to frame him for the murder of Daniel and Wilda Davis.

During Wagner's stay at the detention center, he kept in contact with . Wagner called more often at the beginning of his stay and less towards the end. During one of their conversations, Wagner told that the police did not have any evidence against him (saying he did not own a knife like the one used and he didn't own gloves like the ones the police had).

Wagner stated "he would rather get the death penalty than spend the rest of his life in jail for something he did not do". On one occasion, Wagner sent a drawing, to , of himself sitting in an electric chair. Under the picture, there was caption reading You are cordially invited to the execution of Russell Wagner".

Wagner never admitted, to , that he was involved in the murders or had any first hand knowledge of them. said she would not be surprised if Wagner knew more than he was saying.

For further details, see transcript of statement.

Investigation continuing....

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E. Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 12-12-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 12-5-96 at approx. 1335 hours, we interviewed , address of Hagerstown, MD) at Police Headquarters. provided the following information;

had no direct information as to who may be responsible for the homicides. voiced an opinion that probably committed the crimes. provided no information directly linking to the homicides. also voiced an opinion that may be involved. was not able to provide information linking to the homicides. believes that Russell Wagner is innocent and not capable of committing homicide.

worked for in 1994. recalled that one day sometime after the homicides he and happened to be in van. observed a gold money clip in the van's console. believes the money clip contained several initials one of them possibly being the letter D. asked if he could have the clip. gave the money clip to . told us that the clip was at his house on Lanvale St. said he was the only one who knew the location of the clip and that he would have to go to his residence to retrieve it. NOTE: (was incarcerated at the Washington County Detention Center at the time of this interview.) We advised that it would not be possible for him to go to his residence. The conversation then turned to children. made it clear that he wanted to visit his children. We told that if his wife retrieved the clip and gave it to us that we would bring his children to Police Headquarters and allow them to visit with him. then made a telephone call and contacted his babysitter. gave her several possible locations in his residence as to the location of the money clip. The babysitter was unable to locate the money clip. told us that his babysitter was going to call and have her come home and attempt to locate the clip. We told that he would have to wait in the cell block until the money clip was turned over to us. sat in the cell for approx. ten minutes and then told us that he wanted to go back to the jail. We told that he would not be able to visit with his children if he went back to the jail. again told us that he wanted to go back to the jail. We then made arrangements for to be transported back to the detention center.

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DET. CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 12-12-96
PAGE # : 2

NARRATIVE

On 12-5-96 at approx. 1700 hours, we contacted at her residence. is married to . told us that she searched the house for the money clip but was unable to locate it. told us that she never observed her husband with the money clip. said that she would contact us if she located the clip.

On 2-8-96, Capt. Voytko spoke with . could not recall if his father had a gold money clip. told Voytko that he would check with his sister, , to ascertain if she had any memory of the clip.

On 12-12-96 at approx. 0930 hours, I contacted . on the telephone. told me that checked with and that had no memory of her father owning a gold money clip.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DET. CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, WILDA & DANIEL
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 12-13-96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 12-10-96 at approx. 1325 hours, we interviewed at the Maryland Correctional Institute in Hagerstown. provided the following information;

and met in jail around 1972. After their releases, they kept in touch with each other. worked for in 1982 or 1983. recalled doing some repair work at the Davis' house on Wilson Blvd. While at the Davis' house one day, made the comment that the Davis' had money seeded away. told at that time that he did not have a chance yet to snoop around the house for the money. also told that he wanted his wife, , to get her parents out of the house so he could look for the money.

told us that around 1983, asked him to burglarize a house for him in exchange for $240.00 that he owed . refused to burglarize the house. could not recall the location of the house that he was asked to burglarize but stated it was possibly on Maryland Ave.

recalled that around 1983, asked him to take care of for him. was upset with because supposedly told wife about his criminal activities. recalled that I showed him a high powered rifle and a handgun and asked him if he had ever killed anyone before. said that he refused to assault for .

told us that in 1989, he served time with at the Maryland Correctional Institute. told that he was involved with and . told that stole some drugs from and that , and had a black male kill by giving her an overdose of drugs.

No additional information was gained from .

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During the course of our investigation, we learned that associates with address of Smithsburg, MD, phone). We contacted at his junk yard on 12-11-96 at approx. 1340 hours.

informed us that is a friend of his. told us that has not discussed the murders with him. informed us that is employed at the junk yard and that he is also a friend of . recalled that during the course of this investigation, was drinking heavily and seemed nervous. told that he was with on the date of the murders doing an estimate in Smithsburg. said that and Russell Wagner were "right hand men".

recalled that he received a phone call from several months ago from the federal prison. could not recall the conversation but thought it dealt with car.

No additional information was gained from .

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-000772
DATE: 12/19/96
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, Russell Wayne

During this investigation, Detectives Braun and Renner learned that had discussed the murders of Daniel and Wilda Davis with while the two were working at Wink's Construction.

On 17 December, 1996 Detectives Braun and Renner contacted . Frederick, MD 21701, at FDI Inc. in Frederick, MD. was advised of the investigation and asked if she had any information that would assist the detectives. provided the following information;

Between Mid February and June, 1994 worked for Wink's Construction building houses in Poolsville, MD. , , and a male by the name of worked at Wink's Construction at the same time did. first heard about the murders from . heard about the murders on 25 Alive and relayed the information to on the job site. Several days later, was visiting and and the murders again came up in conversation. and said that the people they go to buy drugs from (his name is believed to be) were acting strange and may have been involved in the murders. Also present during this conversation was girlfriend, . knew that and were selling PCP to their friend .

The next time heard about the murders was from . During the first week in March, and were "carrying walls", while working on a construction site in Poolsville, MD. brought up the murders of two older people in Hagerstown. told lake that he had entered the house either during or after the murders. also told that he lost a bandanna and a pack of cigarettes somewhere near the victim's house. told that the bandanna and cigarettes were confiscated by the cops before he could get back to get them. told that one of the bodies were laying in the kitchen and the other was in the hallway or living room. also said money and jewelry was taken from the house. believed that was friends with the son-in-law of the couple that was killed. indicated, to , that she thought the son-in-law was involved.

For further details, of information provided by , see transcript of statement.

Investigation continuing.....

REPORTING OFFICER: Carroll E. Braun
SECOND OFFICER: Mark E. Renner

SUPERVISOR:
STATUS: O.C.S. ORIG (DUPL)

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 01/11/96
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECT(S): WAGNER, Russell Wayne

During thier investigation Detectives Braun and Renner received information that was familiar with the suspect, Russell Wagner and may have information that would assist in this investigation.

On 10 January, 1997 at 1025 hours, Detectives Braun and Renner contacted Frederick, MD, at her residence. was advised of the investigation and asked if she could provide the detectives with any information. advised that she knew Russell from Takoma Park, Maryland but has not had contact with him in several years. recalled being at residence along with and . recalled and the talking about Russell being arrested. could not recall what was said. was not familiar with or was familiar with , whom the detectives had previosly interviewed. advised that exagerates on various things to make herself look more important. advised that she use to do drugs with Russell but never knew him to be violent.

Investigation continuing....

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E. Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 1-23-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 1-17-97 at approx. 0855 hours, we interviewed , address of . Battle Creek, Michigan 49017,) at the Federal Prison Camp in Cumberland, MD. is serving a prison sentence for drug violations. arrived at the camp on 5-16-96. worked with at the power house located at the institution.

recalled that talked to him about this case on several occasions. made the comments that the police were trying to indict him for murder. recalled that mentioned that a kid committed the murders supposedly over rent money. could not provide details of that particular conversation or in what context made the statement. recalled that the victims were in-laws. recalled that made the comment that his in-laws did not deserve to die. told us that offered him a job after his release from prison. plans to return to Michigan upon his release from prison. has not had contact with since release from the camp.

On 1-17-97 at approx. 0925 hours, we contacted , address of Springfield, VA, at the Federal Prison Camp in Cumberland, MD. is serving a prison sentence for fraud. arrived at the institution in September of 1996. is familiar with .

told us that he is an ordained minister and that on numerous occasions he has had religious conversations with . did not know the reason as to why was in prison. was not aware that in-laws had been murdered. said that never discussed this case with him.

On 1-17-97 at approx. 0955 hours, we interviewed at address of the Federal Prison Camp in Cumberland, MD. is serving a prison sentence for drug violations. worked at the power house with .

was unable to provide any information in reference to this case. was unaware that in-laws had been murdered. told us that never discussed this case with him.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During the course of our investigation, we learned that , address of Hagerstown, MD, phone may associate with We contacted on 1-18-97 at approx. 1305 hours at his residence.

told us that he has known for many years. said that his step-grandfather was uncle.

told us that he has been in contact with since the murders. said that never voiced an opinion to him as to who he thought was responsible for the murders. said that he and did not talk about the murders very much.

told us that he is familiar with Russell Wagner through Approx. five years ago, hired Wagner to tear an old wall down to the front of his house. told us that he has never discussed the murders with Wagner.

No additional information was gained from

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 1-23-97 at approx. 1530 hours, I contacted in reference to this case. Hagerstown, MD, at one time was married to brother.

told me that she gave a money clip to ; as a birthday present sometime in the 1970's. was unable to describe the clip but thought it probably contained the initial D somewhere on it. recalled that she purchased the clip at Turks in the Valley Mall.

CASE CONTINUING...

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 1-24-97, we responded to the Washington County Detention Center and contacted . agreed to be transported to his home located at . Hagerstown, MD for the purpose of searching his house for the money clip he obtained from . searched through the house but was unable to locate the money clip.

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During an interview with , we learned that Russell Wagner may have associated with and who are both employed at the Hagerstown YMCA.

On 1-30-97 at approx. 1550 hours, we interviewed , address of Hagerstown, MD, phone at the YMCA. is a desk clerk at the YMCA.

told us that she is familiar with Russell Wagner because he lived and worked at the YMCA several years ago. said that Wagner used to talk to her on occasion while she worked the desk.

told us that Wagner wrote her a letter while he was in jail. could not recall the contents of the letter. told us that she probably did not save the letter but would check and call us if she had it.

said that Wagner called her at the YMCA several weeks after he was released from jail on the murder charges. Wagner called to inquire if she still worked at the YMCA and to say hello. During the conversation, Wagner made the comment that he was not responsible for the murders.

told us that approx. two weeks prior to this interview, Wagner stopped by the YMCA and said hello. said the conversation lasted about one minute and he then exited the YMCA.

On 2-1-97 at approx. 1110 hours, Det. Renner spoke with , address of Hagerstown, MD, phone at the Hagerstown YMCA.

advised that he was familiar with Wagner but never had any conversations with him. said that his wife was more familiar with Wagner than he was. advised that his wife had not located the letter that Wagner wrote to from the jail.

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000774
DATE: 2/12/96
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECTS: WAGNER, Russell Wayne

During this investigation Detectives Braun and Renner learned that was housed with at the Federal Prison Camp in Cumberland, Maryland.

On 12 February, 1997 Det. Braun contacted (via telephone in reference to this investigation. Det. Braun inquired whether had mentioned that deaths of Daniel and Wilda Davis while he was incarcerated with . advised that he very seldom talked to while they were incarcerated. did recall showing him a news paper article of the deaths. does not recall mentioner anything else about the deaths.

Investigation Continuing .....

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E Renner

SUPERVISOR:
STATUS: O.C.S. ORIG (UPL)

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On February 25, 26 and 27 1997 we responded to the Federal Correctional Institution in Cumberland, Maryland for the purpose of reviewing taped telephone conversations made by while he was incarcerated at the Federal Prison Camp in Cumberland, MD. The tapes were provided to us by Special Investigative Supervisory Technician Timothy Alvarado. We made duplicate cassette tape recordings of the following phone calls from the master tapes. During the time the duplicate recordings were being made, we were supervised by Alvarado.

#1. Date 10-27-96, 0950 hours, phone . Call placed to Grimm's Junk Yard. Conversations with and

#2. Date 10-27-96, 1339 hours, phone . Call placed to residence. Conversation with

#3. Date 9-11-96, 1615 hours, phone Call placed to Grimm's Junk Yard. Conversation with

#4. Date 9-11-96, 1905 hours, phone . Call placed to residence. Conversation with and

#5. Date 9-11-96, 1920 hours, phone . Call placed to residence. Conversation with

#6. Date 9-11-96, 1937 hours, phone Call placed to sister.

#7. Date 9-11-96, 1945 hours, phone . Call placed to residence. Conversation with

#8. Date 10-12-96, 1719 hours, phone . Call placed to residence. Conversation with

#9. Date 10-12-96, 2019 hours, phone . Call placed to residence. Conversation with

#10. Date 9-17-96, 1146 hours, phone . Call placed to sister.

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97

NARRATIVE

#11. Date 9-17-96, 1628 hours, phone Call placed to residence. Conversations with and

#12. Date 9-17-96, 1854 hours, phone . Call placed to residence. Conversation with

#13. Date 9-18-96, 1837 hours, phone Call placed to residence. Conversations with and

#14. Date 9-18-96, 1852 hours, phone . Call placed to residence. Conversation with

#15. Date 9-18-96, 1924 hours, phone . Call placed to sister.

#16. Date 9-18-96, 2015 hours, . Call placed to residence. Conversations with and

#17. Date 9-19-96, 0554 hours, phone Call placed to residence. Conversation with

#18. Date 9-19-96, 1839 hours, phone , Call placed to residence. Conversation with and

#19. Date 9-19-96, 1949 hours, phone . Call placed to sister.

#20. Date 9-19-96, 1956 hours, phone . Call placed to residence. Conversation with

#21. Date 9-19-96, 2011 hours, phone . Call placed to residence. Conversations with and

#22. Date 9-20-96, 0546 hours, phone Call placed to residence. Conversation with

#23. Date 9-20-96, 1122 hours, phone . Call placed to niece.

#24. Date 9-20-96, 1128 hours, phone , Call placed to sister.

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97

NARRATIVE

#25. Date 9-20-96, 1707 hours, phone Call placed to residence. Conversation with

#26. Date 9-20-96, 1909 hours, phone Call placed to residence. Conversations with and

#27. Date 9-21-96, 1723 hours, phone Call placed to residence. Conversation with

#28. Date 9-21-96, 2026 hours, phone Call placed to residence. Conversations with and

#29. Date 9-22-96, 0912 hours, phone Call placed to residence. Conversation with

#30. Date 9-22-96, 1126 hours, phone Call placed to residence. Conversation with

#31. Date 9-22-96, 1403 hours, phone Call placed to residence. Conversation with

#32. Date 9-22-96, 1852 hours, phone Call placed to residence. Conversations with and

#33. Date 9-23-96, 1922 hours, phone Call placed to residence. Conversation with

#34. Date 9-24-96, 1828 hours, phone Call placed to residence. Conversation with

#35. Date 9-25-96, 1704 hours, phone Call placed to residence. Conversation with

#36. Date 9-25-96, 1708 hours, phone Call placed to sister.

#37. Date 9-25-96, 1719 hours, phone Call placed to sister.

#38. Date 9-25-96, 1724 hours, phone Call placed to residence. Conversation with

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 4

NARRATIVE

#39. Date 9-25-96, 1728 hours, phone . Call placed to residence. Conversation with

#40. Date 9-25-96, 1746 hours, phone . Call placed to residence. Conversation with

#41. Date 9-25-96, 1802 hours, phone . Call placed to residence. Conversation with

#42. Date 9-25-96, 2000 hours, phone . Call placed to residence. Conversation with

#43. Date 9-26-96, 0544 hours, phone . Call placed to residence. Conversation with and

#44. Date 9-26-96, 0705 hours, phone . Call placed to sister.

#45. Date 9-26-96, 1852 hours, phone . Call placed to residence. Conversation with

#46. Date 9-26-96, 2049 hours, phone Call placed to residence, brother of . Conversation with sister-in-law.

#47. Date 9-26-96, 2059 hours, phone , Call placed to (friend of).

#48. Date 9-27-96, 1818 hours, phone . Call placed to residence. Conversation with

#49. Date 9-28-96, 1513 hours, phone . Call placed to residence. Conversation with

#50. Date 9-28-96, 1933 hours, phone . Call placed to residence. Conversation with

#51. Date 9-29-96, 0718 hours, phone . Call placed to residence. Conversation with

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 5

NARRATIVE

#52. Date 9-29-96, 1445 hours, phone . No answer. Call placed to in Williamsport, MD.

#53. Date 9-29-96, 1448 hours, phone . Call placed to sister, . Conversations with and (niece).

#54. Date 9-29-96, 1452 hours, phone . Call placed to residence. Conversation with .

#55. Date 9-29-96, 1908 hours, phone Call placed to residence. Conversations with and

#56. Date 9-30-96, 0039 hours, phone . Call placed to residence. Conversations with and .

#57. Date 9-30-96, 1629 hours, phone Call placed to residence. Conversation with

#58. Date 9-30-96, 1910 hours, phone Call placed to residence. Conversations with and

#59. Date 10-1-96, 1630 hours, phone . Call placed to residence. Conversations with and .

#60. Date 10-1-96, 1856 hours, phone . Call placed to residence. Conversations with and NOTE: Tape ran out on side A. Conversation started over again on side B.

#61. Date 10-1-96, 1942 hours, phone . Call placed to residence. Conversation with

#62. Date 10-1-96, 2124 hours, phone . Call placed to sister,

#63. Date 10-2-96, 0535 hours, phone . Call placed to residence. Conversation with

#64. Date 10-2-96, 1630 hours, phone . Call placed to residence. Conversations with and

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 6

NARRATIVE

#65. Date 10-2-96, 1732 hours, phone Call placed to residence. Conversation with .

#66. Date 10-2-96, 1926 hours, . Call placed to residence. Conversation with .

#67. Date 10-2-96, 1941 hours, . Call placed to residence. Conversation with .

#68. Date 10-3-96, 0548 hours, phone Call placed to residence. Conversation with .

#69. Date 10-3-96, 1625 hours, phone . Call placed to residence. Conversation with and

#70. Date 10-3-96, 1854 hours, phone . Call placed to residence. Conversation with .

#71. Date 10-4-96, 1620 hours, phone Call placed to residence. Conversation with .

#72. Date 10-4-96, 1803 hours, phone . Call placed to residence. Conversation with .

#73, Date 10-4-96, 1906 hours, phone . Call placed to residence. Conversation with .

For details of the above conversations, listen to the cassette tapes.

On 3-5-97 at approx. 1030 hours, Detective Renner called at FCI Cumberland. advised that if necessary he would testify in court that the above tapes are duplicates of the original recordings made by FCI Cumberland.

CASE CONTINUING...

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-6-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During the course of our investigation, we learned that may have information in reference to this case. It was learned that mother works with contacted Sgt. Graves and informed him that may have made statements to his mother concerning this case.

On 2-28-97 at approx. 1445 hours, we contacted at the Federal Prison in Cumberland, MD. The following information was learned from : mother works with at the Shepherd's Table in Hagerstown. is familiar with and . was released from the Washington County Detention Center on 2-15-94. On the way home with his mother, they passed by the crime scene on Wilson Blvd. Later that day, learned that the victims were related to .

had no first hand information as to who was responsible for the murders. heard on the street that was responsible for the murders. heard that Russell Wagner owed ten thousand dollars in back rent and that Wagner committed the murders for to erase his debt. also heard that Wagner purchased a pair of gloves at the South End Shopping Center prior to the murders. was aware that one of the gloves had been lost by Wagner.

said that he was not personally familiar with Russell Wagner. knew who was from seeing him at various car garages in West Virginia.

was unable to provide the names of the individuals from who he obtained the above information. told us that he was a heavy drug user at the time and his memory was not good. told us that he would think about the case and contact us if he thought of anything else.

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 3/15/97
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECT(S): WAGNER, Russell Wayne

During this investigation, Detectives Braun and Renner were advised that Hagerstown, MD 21740) may have information that will assist in this investigation.

On 14 March, 1997 Detectives Braun and Renner contacted at his residence. could not provide the detectives with any first hand information. advised that he had heard, from that Russell may have been paid to do the murders. The detectives knew that is the boyfriend of (niece of the victims). had talked to someone else who's mother had "partied" with Russell Wagner. could not recall what was said or the males name.

On 14 March, 1997 Detectives Braun and Renner contacted Funkstown, MD) in reference to this investigation. advised that is her boyfriend and that he had talked to in the past. had no first hand knowledge of the murders. She did say that she believed was in the residence when Daniel and Wilda Davis were Murdered. She stated that Wilda would have never left potato salad set out of the refrigerator and on a table. stated that Wilda never let food set out and that after eating she would immediately cover and put away all food.

Investigation continuing

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 3-19-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During the course of this investigation it was learned that Russell Wagner lived with on . in Hagerstown. A check of the MVA computer revealed that had an address of Smithsburg, MD.

On 3-14-97, we responded to . and attempted to contact We found no one at home. A note was left in the door requesting to call us.

On 3-14-97, Det. Braun was contacted by of advised Braun that at one time lived with her and her husband on . but now resides in New York. provided Braun with a telephone number for in New York.

On 3-15-97 at approx. 1130 hours, Det. Renner contacted , address of . Rockaway Beach, NY 11693, by telephone. The following information was obtained:

met Russell Wagner in 1992 at Hagerstown Junior College where they attended classes together. At the time Wagner did not have a place to stay. invited Wagner to stay with him on . Wagner stayed with for six to eight weeks. When Wagner quit school kicked him out of the house.

advised that he never had any problems with Wagner. recalled that from time to time Wagner worked for doing construction work. was not familiar with . was not aware if Wagner committed any crimes while living on . recalled that Wagner did on occasion smoke marijuana at the house.

was not familiar with many of Wagner's friends. at the time was friends with and introduced Wagner to Wagner and became close friends.

moved to New York in May 1994. was aware that Russell wagner was a suspect in this case but said that he has not had contact with Wagner since the end of 1993.

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 3/15/97
PAGE # : 1

NARRATIVE

ARRESTED PERSONS/SUSPECT(S): WAGNER, Russell Wayne

During this investigation, Detectives Braun and Renner were advised that . Hagerstown, MD 21740) may have information that will assist in this investigation.

On 14 March, 1997 Detectives Braun and Renner contacted at his residence. could not provide the detectives with any first hand information. advised that he had heard, from , that Russell may have been paid to do the murders. The detectives knew that is the boyfriend of (niece of the victims). had talked to someone else who's mother had "partied" with Russell Wagner. ; could not recall what was said or the males name.

On 14 March, 1997 Detectives Braun and Renner contacted , Funkstown, MD) in reference to this investigation. advised that is her boyfriend and that he had talked to in the past. had no first hand knowledge of the murders. She did say that she believed was in the residence when Daniel and Wilda Davis were Murdered. She stated that Wilda would have never left potato salad set out of the refrigerator and on a table. stated that Wilda never let food set out and that after eating she would immediately cover and put away all food.

Investigation continuing

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDES
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 4-1-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 3-20-97 at approx. 1130 hours, we interviewed , address of Clear Spring, MD, in our vehicle on the Columbia Gas Of Maryland parking lot located on Sycamore St. in Hagerstown, MD. was a nephew of the victims.

told us that he associated with before the homicides. now thinks that is involved in the homicides and does not have contact with him. Before the homicides, on occasion visited 610 Chestnut St. and played cards with the residents. is familiar with Russell Wagner, and was unable to provide any investigative leads into the case.

recalled that shortly after the homicides, he loaned approx. $4,500.00 to repair a back hoe. was repaid the money after sold the house at 610 Chestnut St.

CASE CONTINUING....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder Investigation
VALUE OF PROPERTY RECOVERED: 0.00

INCIDENT # : 94000772
DATE: 05/20/96
PAGE # : 1

NARRATIVE

1ARRESTED PERSONS/SUSPECT(S): WAGNER, Russell Wayne

On 14 May, 1997 Det. Braun was contacted by a concerned citizen, who wished to remain anonymous, who had information regarding this investigation. This person advised that he was in jail with Russell Wagner while Wagner was awaiting trial for the murder of Daniel and Wilda Davis. This person advised that Wagner and him had a mutual friend by the name of . was Wagner's cell mate at the detention center. told this concerned citizen that Wagner did not actually kill the Davis' but he did tie them up.

After Wagner tied the couple up, the couple's son-in-law and Wagner's landlord (known to be came in and killed them. also told this concerned citizen that Wagner owed several thousand dollars and that is why he assisted , also informed this concerned citizen that there would be an additional payoff of money and drugs. The concerned citizen could not provide any further information

Det. Braun advised Detectives Renner and Shank of this information. Detectives Renner and Shank knew to be . The detectives had previously interviewed .

Investigation continuing....

REPORTING OFFICER: Carroll E Braun
SECOND OFFICER: Mark E. Renner

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 4-25-97
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 4-17-97 at approx. 1450 hours, we contacted at her place of employment, Larstan Industries, located on the Sharpsburg Pike. agreed to sit in our police vehicle for an interview. The following information was obtained:

had no questions as to the progress of the investigation.
wants us to continue the investigation.
is now on Home Confinement.
works at Hershey Foods in Winchester, VA.
believes that is involved in the deaths of her parents.
informed us that one of her co-workers, , also believes that is involved in the murders.
has not had contact with Russell Wagner.
went to a palm reader during the trial because of the accusations that was involved in the murders. needed to hear that was not involved in the murders.
said that when she got the phone call about the murders, she immediately turned to and told him that the police would arrest him for the murders. When asked to explain, said that whenever something bad happens, the family always blames due to his past criminal record.
said that she knows that if the police could close this case by arresting that the police would arrest
said that she does not trust the police.
never observed her father with a money clip.
said that she is not afraid of
does Not Mea believe that tried to kill her by blowing up the house on Chestnut St. told us that took care of her after the explosion.
considers Russell Wagner a friend. believes that Russell is an honest person and she trusts him.
does not associate with Russell now because it brings back memories of her parents.
said that Russell has helped her parents in the past (helping her father with firewood, helping her mother to the car.)
made the comment that she would lay her life on the line for

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: HAGERSTOWN POLICE DEPARTMENT
OFFENSE: POLICE INFORMATION
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 97005233
DATE: 8-5-97
PAGE # : 1

NARRATIVE

SUSPECT(S): N/A

On 7-22-97, I received a phone call from , Smithsburg, MD, informed me that her husband, , is incarcerated at the Washington County Detention Center and that he shares a cell with Russell Wagner. informed me that Wagner confessed to that he was involved in a double homicide.

On 7-22-97 at approx. 1400 hours, I contacted Cpl. Moore and Deputy Long at the Washington County Detention Center. confirmed that Wagner and share cell 15-A. I asked to get out of his cell under the pretense that the nurse wanted to see him. was placed in the inmate visitor room which offers privacy from other inmates.

I interviewed , address of Smithsburg, MD, phone at approx. 1420 hours. chael informed me that he is incarcerated awaiting trial on traffic, concealed weapon and paraphernalia charges. shares a cell with Russell Wagner. was not familiar with Wagner or the homicides before Wagner was placed in the cell with him on or about July 18 or July 19. entered the Detention Center on June 16, 1997.

recalled that on the evening of July 20 (Sunday) while they were sitting in their cell, Wagner told him that he was in for a stolen tag. Wagner told Michael that the City Police were harassing him for a murder and that he lost three jobs because of the harassment. Wagner commented that he was living with a guy in Falling Waters, West Virginia. Wagner told that he was put on trial for the murder. Wagner commented that he got over on the State and beat the system with a hung jury.

said that on July 21 (Monday) sometime after final lock down, he and Wagner again had a conversation about the murder. asked Wagner how he beat the system and Wagner responded that the State did not have enough evidence. Wagner went on to tell that he and a guy named or went to the house at seven o'clock and there was a lady on the telephone. recalled that Wagner and this or at one time lived together. Wagner told that or rang the doorbell and they entered the house. Wagner told that they knew there was bunch of money in the house. Wagner commented that they tied the lady to a chair and also tied the man. Wagner and or then ransacked the house. Wagner commented that at approx. seven fifteen to seven twenty, the telephone rang. Wagner told that he got scared and stabbed the woman seven to nine times while

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

NARRATIVE

she was tied to the chair. Wagner said that the other male stabbed the man approx. fifteen times. After the murders, Wagner and the other male left the house and ran up the road. Wagner commented to that he threw the knife into a snow bank. Wagner described the knife to as a buck type knife that folded into a "Y" or a "T". recalled that Wagner and the other male did not find any money in the house. Wagner told that there was supposed to be approx. seven thousand dollars in the house.

I asked if Wagner mentioned that he was paid to commit the murders. told me that a guy's house was blown up by sewer gas and a washer and that a woman got burned in the fire. recalled that Wagner mentioned that money was exchanged but was not sure if it related to the house blowing up or the murders but believed it pertained to the murders. recalled that the murder victims were related to the man whose house blew up. believed that the murder victims were the man's in-laws.

After the interview, was transported to Police Headquarters by uniform patrol officers. At approx. 1504 hours, Detective Shank and myself obtained a taped statement from . See the transcript of the interview for additional details.

After obtaining the statement from , I asked him if he would be willing to wear a body wire in the cell around Wagner. told me that he wanted to cooperate but was too frightened to wear a wire. Sgt. Johnson then entered the room and spoke with about wearing the body wire. said he would think about it.

After the interview, Sgt. Johnson called at the State's Attorney's Office and informed her of the situation. conferred with and called me back a short time later and informed me that a body wire could be placed on .

On 7-23-97 in the morning hours, Sgt. Johnson and myself contacted Dwayne Gigeous at the State's Attorney's Office. Gigeous was advised of the interview with .

On 7-24-97 in the late morning hours, I contacted Cpl. Moore at the Washington County Detention Center. I again requested to interview . was removed from his cell and placed into the inmate visitor room. At that time I asked if he would read and sign his statement. informed me that he did not read well and that it would be better if I read the statement to him. I asked if he had thought about wearing the body wire. inquired if the State's Attorney would get him out of

NARRATIVE

jail if he wore the wire. I told that I could not make any promises but would inform the State's Attorney that he assisted with the investigation. then agreed to wear the body wire. also informed me that on July 23 (Wednesday) Wagner commented that he met with his attorney, Cathy Wingerd, and was informed that someone at the jail was talking to the police about him.

On 7-25-97 at approx. 1415 hours, Agent Tosten of NTF and myself contacted at the Detention Center. At that time, was outfitted with a body wire and given instructions on how to engage Wagner in conversation. was then sent to his cell. The body wire was activated at approx. 1507 hours. The body wire remained activated until approx. 1750 hours. During this time, Wagner and were in lock down in their cell. They also ate dinner on the pod. Wagner talked about the homicides but maintained that he was innocent. The body wire was removed from at approx. 1750 hours. The conversation was taped. Listen to the tapes for additional details.

NOTE: During the course of the body wire, Agent Tosten left and Agents Morgan and Henly assisted with the wire. During the course of the wire, Lt. Evans (Warden) and Sgt. Weicht (Administrative Sergeant) were in and out of the room listening to the body wire.

On 7-31-97 at approx. 1200 hours, I called Ken Long at the State's Attorney's Office. I informed Long that had cooperated with the investigation. Long informed me to advise to have his attorney file a petition for a bond review.

On 7-31-97 in the afternoon hours, Sgt. Graves and myself contacted at the Detention Center. We advised . that we had spoken with the State's Attorney on his behalf. was advised to have his attorney file the petition for a bond review.

On 8-1-97 at approx. 1145 hours, I contacted Cpl. Moore at the Washington County Detention Center. Moore informed me that on July 31 Wagner contacted the evening shift duty officer and requested to be removed from the cell he shared with . Wagner informed the duty officer that had given a statement to the police about him.

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 2-13-98
PAGE # : 1

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

On 1-30-98 at approximately 1700 hours, I received a telephone call from (Wagner's brother-in-law) reference this case. sounded as though he was intoxicated. The following information was obtained:

said he has several conversations with Russell Wagner concerning this case. According to , Wagner admitted to him that he was present at the victims' house when the homicides occurred. Wagner admitted to that he and went to the victims' residence for the purpose of robbing them. Wagner told that killed the victims. According to ., Wagner placed the pillow cases over the victims' heads prior to stabbing them to death.

refused to meet with me in person. told me that if I attempted to contact him that he would never talk with me again.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: HOMICIDE
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 2-18-98

NARRATIVE

SUSPECT(S): WAGNER, RUSSELL WAYNE

During the course of this investigation, word was received from the Washington County Detention Center that inmate ., address of Fort Pierce FL) wished to speak to the detectives investigating the Davis homicides.

On 2-11-98 at approximately 1030 hours, Detective Braun and myself contacted at the detention center. We inquired from as to what information he possessed regarding the homicides. told us to contact his attorney. We informed that we were not going to contact his attorney. then provided the following information:

entered the detention center in August 1996. was placed on Wagner's pod. During this time, Wagner was preparing for his upcoming murder trial. Wagner had several conversations with concerning the case.

Wagner commented to that he was familiar with the victims because he did handiwork for them. Wagner was aware that the victims kept money in the house. Wagner commented to that on the day of the homicides, he went to the house for the purpose of robbing them. According to , Wagner was let into the house by the male victim. Wagner demanded money but the victims would not tell him where it was stored in the house. According to Wagner then placed a pillow case over the female victim's head hoping that it would frighten the male victim into telling him where the money was located. According to , Wagner used a knife and killed the female victim. After the murder, the male victim still refused to tell Wagner the location of the money. According to , the male victim told Wagner to go ahead and kill him since he had already killed his wife. According to ., Wagner then placed a pillow case over the male victim's head. Wagner then killed the male victim with the knife. According to Wagner killed the male victim because he would be able to identify Wagner.

stated that Wagner commented that the only evidence the police had was the knife which contained no fingerprints. According to , Wagner was confused as to how the police located the knife so far from the crime scene. Wagner commented to that he disposed of the knife by throwing it into an alley.

Detective Braun and myself inquired as to why Wagner would make these statements to . told us that he is a known jailhouse lawyer

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

NARRATIVE

and that Wagner was aware of this fact. told us that he assisted Wagner with his defense.

I inquired from if he would be willing to submit to a polygraph examination. stated that he would submit to the examination.

Detectives Braun and Renner confirmed with Sergeant Eddie Long that and Wagner were housed together on F Pod at the detention center.

CASE CONTINUING.....

REPORTING OFFICER: DETECTIVE MARK E. RENNER
SECOND OFFICER: DETECTIVE CARROLL BRAUN

SUPERVISOR:
STATUS: C.S. ~~ORIG~~ DUPL

HAGERSTOWN POLICE DEPARTMENT

SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Wilda & Daniel
OFFENSE: Homicide
VALUE OF PROPERTY RECOVERED:

INCIDENT # : 94000772
DATE: 4/20/98
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S):

On 3/26/98, the reporting officer contacted , the attorney who represented . Mr. Hutchison was asked if while representing he was told he had information about regarding a murder case. According to Hutchison he was told approximately three weeks before his sentence that he had information regarding a homicide case. Hutchison told that the statue of limitation had expired, so he would not have to listen to are deal with this issue.

The reporting officer then contacted Carl Creedon who had represented prior to Hutchison. Mr. Creedon advised that liked to talk and spoke about alot of different issues. He advised he was so busy handling case he had no time to deal with anything else. He went on to state that matters concerning a homicide did not ring a bell with him. This conversation with Mr. Creedon took place by phone on 4/7/98.

REPORTING OFFICER: Sgt. R.M.Graves
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel Wilda
OFFENSE: Murder
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # 1994-0772
DATE: 08/19/99
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne

On 13 August, 1999 at approximately 1415 hours, Det. Braun and Assistant State's Attorney Joseph Michael interviewed . Hagerstown, MD 21740, regarding this investigation and his relationship with the suspect, Russell Wagner. advised that he met Wagner at TJ's Tavern in the summer of 1997. was living at Hagerstown, Maryland. advised that he had a conversation with Wagner regarding the deaths and provided the following information;

At the time of the conversation, and Wagner were sitting in livingroom "smoking weed". Wagner mentioned that he was in jail for approximately eighteen (18) months for the murders and was acquitted of the charges. Wagner indicated that he knew the persons involved and mentioned the son-in-law but, Keedy could not remember in what context. Wagner stated that there was suppose to be money in the mattress. Wagner also advised that he was in the upstairs of the residence when the people were killed. Wagner also mentioned that the old people were tied to chairs. could not provide any additional information.

Det. Braun asked Keedy if he had followed the trial in the newspaper. Keedy advised he never read about the trial.

Investigation Continuing.....

REPORTING OFFICER: Carroll E Braun #2509
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel Wilda
OFFENSE: Murder
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # 1994-0772
DATE: 08/19/99
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne

On 17 August, 1999 at approximately 1400 hours, Det. Braun and Det. Shank responded to McDonald's on Wessel Blvd. and contacted , WV 25427, in reference to this investigation. was the girlfriend of and lived with him at . Hagerstown, Maryland. The detectives inquired if was present during the conversation between Wagner and . advised she did not like Wagner and usually avoided him when he was in the residence with . did recall a conversation she had with regarding the murders. mentioned to that Wagner said he (Wagner) was involved in the murders of the two old people on Wilson Blvd. could not provide any additional details.

Investigation continuing.....

REPORTING OFFICER: Carroll E Braun #2509
SECOND OFFICER: Wayne L. Shank #1654

SUPERVISOR:
STATUS: O.C.S. ORIG SUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-00772
DATE: 08/30/99
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne (Suspect)

On 26 August 1999 the R/O along with Assistant State's Attorney, Joseph Michael, went to the Washington County Detention Center to interview a subject in reference to the above case. The subject to be interviewed was a _ .. Information was received that might have information in reference to the above incident.

During the interview, gave the following information. stated that he met the above suspect, Russell Wayne Wagner, while in jail. After getting out of jail, said he lived at the Dagmar Hotel for a time period and Wagner was living there at the same time. said he believed it was around March Of 1999. went on to say that Russell made comments about getting money. He said it was going to be a couple thousand dollars. Wagner further said that said they would have to meet in private because the police were watching. could not remember a name that Wagner was supposed to meet, but said he knows it was the son-in-law of the victims.

also said there was a time that he and Wagner had been at Mitzi's Tavern in Funkstown. He said they went there because girlfriend, , was dancing there at the time. said that they all left together and that while en route back to the Dagmar Hotel, Wagner told them he had stabbed the old people. said Wagner was not drunk at the time but thinks he was probably trying to score some drugs. said at this same time, he again mentioned about getting money from the son-in-law.

said that some time later Wagner showed up with a couple of pounds of marijuana and a couple ounces of cocaine. said Wagner was working as a dish washer at the time and knows he did not have the money for the drugs from his job.

was unable to give any further information.

CASE CONTINUING.

Wayne L. Shank #1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: C.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Murder
VALUE OF PROPERTY RECOVERED:0.00

INCIDENT # : 1994
DATE:3/13/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne

On 9 March, 2001 at approximately 1015 hours, Det. Braun contacted , regarding this Hagerstown, MD 21740) in reference to obtaining a taped statement, from investigation. Det. Braun had previously interviewed regarding this investigation. During this statement, provided the following information:

met the suspect, Russell Wagner, in the simmer of 1997 at TJ's Tavern. and Wagner later had a conversation, at , regarding these murders. At the time of the conversation, both Wagner and had been smoking marijuana. Wagner advised that he was in the upstairs of the Davis' residence when the Davis' were killed. Wagner also stated that he was looking for money that was suppose to be in the residence. Wagner informed that the Davis' were tied to chairs when they were killed. Wagner also indicated that the son-in-law was also involved in the murders.

Also, during this statement, stated that gloves (used during the murders) were purchased at Ames. advised that he had talked to a who advised he was questioned by police in reference to being at Ames with Wagner. then assumed that the gloves were purchased at Ames. It should be noted that during this investigation detectives observed Wagner and at Ames and interviewed to see if Wagner had mentioned the murders to him. For additional details, see transcript of statement.

Investigation continuing....

REPORTING OFFICER: Det. Carroll Braun
SECOND OFFICER: Det. Wayne Shank

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel & Wilda
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-000772
DATE: 03/22/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, RUSSELL WAYNE (ARRESTED)

On 15 March 2001 the R/O along with Detective Carroll Braun and Assistant State's Attorney Joe Michael, made contact with . The contact was in reference to the above murder investigation in which had previously been interviewed. On 29 August 1999 was interviewed by Detective Shank and Assistant State's Attorney Joe Michael in reference to the investigation and possible information he had about the murders. This contact was a followup to that interview and to obtain an audio taped statement about the information had provided.

During the statement, gave the following information. said that he and Russell met while they were both incarcerated at the Washington County Detention Center. and Wagner were both housed in the F-Pod of the Detention Center. said when he got released in late 1996 or early 1997, he moved into the Dagmar Hotel. said that Wagner was living there also and that their rooms were on the same floor. stated that he and Wagner hung out and partied together on numerous occasions while they lived at the Dagmar. said that the topic of the murders came up in several of their discussions. said he couldn't remember the victims names, but said it was the elderly couple that had been killed and that Russell had done time for.
stated that during one of those conversations that he and Wagner had, Wagner admitted to him that he had committed the murders. said that Wagner was talking about the case and how the venue had been changed, then out of nowhere, Wagner said, "Yeah, I done it". said Wagner went to tell him how it was done, but that he doesn't remember other than knowing they were stabbed. said that this conversation took place in his room at the Dagmar. He also said his girlfriend, was present, but doesn't know if she heard the conversation.

said that on another occasion during the same time period, Wagner told him that he was paid money for doing the murders. could not remember the subject's name, but said that he thought it was the victim's son-in-law. Wagner told he had to meet the guy "secretly" because he thought he was being watched. said he wasn't a small amount of money either. He thought it was several thousand dollars.
further stated that some time after that discussion, Wagner showed up with a large amount of marijauna. When asked how much marijauna, estimated that it was about a pound. further stated that he bought crack cocaine for Wagner on various occasions. said that Wagner was working as a dishwasher at the Tortuga restaurant at the time and did not make the type of money to purchase drugs like that.

No further information was obtained from the statement. For further details, refer to the typed transcript.

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel & Wilda
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 04/20/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S):

On 13 March 2000 the State's Attorney's Office received a letter from , stating that he had information on the murder of an elderly couple that occurred in Washington County. also mentioned the name of in the letter.

On 15 March 2000, contact was made with at the Western Maryland Correctional Institute by Detectives Wayne Shank, Carroll Braun and Joe Michaels of the State's Attorney's Office. advised he had a conversation with where indicated that he was paid $5,000 to kill an elderly couple. The man that supposedly paid was the person rented the apartment from. knew that they were killed with a finger grip knife that was purchased at a flee market. said told him he threw the knife in an alley. also mentioned that was worried about being charged for the murders and that knew about the murders.

Contact was also made with on this date. We asked if he had talked with anybody about the murders, said he told people about giving blood. He also mentioned an inmate by the name called a snake in the grass and said they did not get along. said mentioned to him that he heard was going to be indicted. said he also talked to a about the case. We did not specifically ask if he told anybody he had committed the murders at this time. We only asked him if he had talked to anybody about the case and if so, who those people were.

On 25 May 2000 the R/O's along with Joe Michaels of the State's Attorney's Office again went to the Western Maryland Correction Institution in reference to the above case. Information had been received that besides another inmate also had information about the murders. The other inmate's name was

We first interviewed again who basically gave the same information he did in the initial interview with him. did add some additional information. said that told him that on the night of the murders, he had gone to his alcohol class from about 6:30 P.M. to somewhere around 8:00 to 8:30 P.M. When he left his class, said he went to Duke's Tavern for awhile and then to the Davis' around 9:30 - 10:00 P.M.

said told him he took some jewelry (rings and necklaces) out of the house and then sold the jewelry to a on Park Place. said only described as being a black male. also said used as his alibi. told he never really got to until the early morning hours. said told him he was to get $10,000 for doing the murders, but only got $5,000 which he spent on drugs. said never gave him a name, but said the money came from the guy they rented from. went on to say that Russell Wagner was charged with the crimes but that there was a hung jury. told he was afraid of being indicted.

We then interviewed has a DOB of said he was on the same tier as about eleven months. He stated that about 8 - 9 months ago, told him that he killed two elderly people. said this conversation occurred in cell. said that they were talking about going home and said he didn't think he was going to be going. asked him why and said that he was probably going to be indicted on murder charges. said he asked if he did the murders and said "Yeah, it was an elderly couple". said also told him that his landlord paid him to do it and that he was supposed to get $10,000 for doing it but that he only got $5,000. told him that he spent the money on drugs.

Wayne L Shank #1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER: Carroll E. Braun # 2509

SUPERVISOR:
STATUS: C.O.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel & Wilda
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94000772
DATE: 04/20/01
PAGE # : 2

NARRATIVE

aid that told him that he went to the house about 7:30 to 8:00 in the evening. He said he took jewelry and petty cash. said told him he used a knife and stabbed the victims several times. said he got the knife at a flee market and that after he murdered the people, he threw the knife in an alley. told that Russell Wagner took the fall for the murders.

It should be noted that and e friends and had talked with each other about contacting the police with this information.

Wayne L. Shank #1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER: Carroll E. Braun # 2509

SUPERVISOR:
STATUS: ~~O~~.C.S. (ORIG) DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, Daniel and Wilda
OFFENSE: Death Investigation
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT: 94-00772
DATE: 10-23-01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne

On 26 April, 2001 at 1020 hours, Det. Braun, Det. Shank, Joseph Michael and Susan Lochbaum contacted at MCI-W Jessup, in reference to this investigation. was questioned in reference to a conversation she had with Deputy Steve Greathead of the Washington County Sheriffs Department. became upset and began talking about advised that on the night of the murders. came to her residence and was "acting weird".

described Wagner as being a Guinea Pig for also knew that was pressuring Wagner for back rent he owed. knew that Wagner was afraid of .

then advised that had told two guys in prison that he committed the murders and was telling "everybody" he did the murders. When asked how she knew this, advised that the investigator for the Public Defender, by the name of Dean, told her and showed her some papers indicating that statements had been made against also heard, from that wanted to molest little girls. visited on two occasions once taking a recorded statement.

recalled telling detectives (during the initial stages of the investigation) that was graduating from the health department on the night of the murders. recalled making steamers for . She also indicated that may have arrived home a little late that night and that it was dark out. admitted to being interviewed at the time of the murders and prior to the trial and she never provided any information that would implicate in the murders.

Investigation continuing....

REPORTING OFFICER: Carroll E Braun #2509
SECOND OFFICER:

SUPERVISOR:
STATUS: O.C.S. ORIG DUPL

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-00772
DATE: 10/31/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, RUSSELL WAYNE

On 26 April 2001 the R/O along with Det. Carroll Braun, Assistant State's Attorney's Joe Michael and Susan Lochbaum interviewed at the Maryland Correctional Institute for Women in Jessup, Maryland. During the interview, provided the R/O with several letters that Russell Wagner had written to her since she had been incarcerated.

The letters, See attached copies, talk about the murder case but does not go into any details. In them Wagner talks about being charges again and the fact that he hasn't seen any of the new evidence. He also discusses his friends being brought back in this time to testify against him and who his attorney's are going to be. Wagner also continues to deny being involved in the murders. No other information is in the letters.

CASE CONTINUING.

Wayne L Shank # 1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: C.C.S. ORIG SUPL

2-6-01

WAZZUP?

I WAS TALKING TO MY SISTER TODAY AND SHE TOLD ME YOU WERE HERE. SHE'S GOT A FRIEND THAT WORKS HERE AND GETS ROUD EVERYTHING. SHE SAID YOURE HERE ON A V.O.P. IS THAT RIGHT? STATE OR COUNTY TIME?

I GUESS YOU HEARD ABOUT ME, HUH? THE FUCKERS CAME UP THE DAY BEFORE MY TIME WAS UP. THEY CALLED ME AROUND TO BOOKING AND I THOUGHT IT WAS ABOUT THAT DETAINER FROM BALTIMORE. THEN WHEN I SAW SHANK AND BRAUN I THOUGHT THEY WERE GONNA CHARGE ME FOR A BAG OF POT THEY FOUND UNDER A CHAIR I WAS SITTING IN AT THE POLICE STATION LAST YEAR I DEFINATLY WAS NOT EXPECTING THIS.

I HAVENT SEEN ANY OF THE "NEW EVIDENCE" YET, BUT FROM WHAT I'VE HEARD AND READ, I AINT REAL IMPRESSED. WE'LL JUST HAVE TO SEE.

IS HERE. HE'S GOT 2 YEARS TO DO DOWN THE ROAD ON A V.O.P. THEN HE'S GOT TO COME BACK HERE AND DO 6 MONTHS, I THINK FOR FLEEING AND ELUDING. IT'S EITHER THAT OR FOR A CONCEALED WEAPON.

WELL LISTEN MICHELE, MY SOUP IS DONE AND ITS ALMOST LOCK-IN, SO I'M GONNA END HERE, MAKE A SAND-WITCH AND PUT THIS IN THE MAIL. WRITE IF YOU CAN

RUSS

2-25-01

H:

ARE YOU STILL HERE? I FORGOT TO ASK APRIL YESTERDAY WHEN I SAW HER. IF YOU ARE HERE, HAVE THEY SET A BOND YET? IF SO ARE YOU GONNA BE ABLE TO MAKE IT?

IT LOOKS LIKE I'LL BE HERE FOR THE DURATION, AND I'VE GOT NO IDEA HOW LONG THAT'LL BE. I JUST FOUND OUT WHO MY LAWYERS' ARE A COUPLE OF DAYS ~~AGO~~ AGO. I GOT STEVE HARRIS FROM FREDERICK AND CARL CREEDON FROM HERE. I'M GONNA SEE IF I CAN GET ~~RID~~ RID OF CREEDON. HE WAS MY FIRST LAWYER ON THIS SHIT BACK IN '94 AND BEFORE HE REMOVED HIMSELF FROM THE CASE. IF HE STAYS, HE'S GONNA HAVE TO EXPLAIN SOME SHIT.

I DIDNT GET A CHANCE TO TELL WILLIE HI FOR YOU. HE WENT DOWN THE ROAD A COUPLE OF DAYS AFTER I WROTE YOU. HE SAID TO TELL YOU HEY THO. HE WROTE HIS OLD CELL BUDDY AND SAID HE IS COMING UP TO MCTC HE'S GOT TO DO 2YRS THERE AND THEN COME BACK HERE FOR ANOTHER 6 MONTHS.

I AINT TALKED TO NOBODY OUT THERE, EXCEPT FOR MY SISTER, AND WROTE ME A FUCK YOU LETTER LAST YEAR AND CUT ME OFF OVER THIS SHIT. HE WOULDNT EVEN ACCEPT A CALL FROM WILLIE. I GUESS HE'S CATCHING ALOT OF FLACK OVER THIS TOO. AT LEAST HE'S OUT THERE. DONT MEAN NOTHIN. I'LL BE OUT THERE ~~AGAIN~~ AGAIN ONE DAY ALSO. I DONT KNOW WHEN THE TRIAL IS GONNA

BE HELD. MY LAWYERS PUT IN FOR A FAST AND SPEEDY TRIAL, BUT I DONT KNOW. THERE'S FOUR PEOPLE JUST ON THIS POD (A) WAITING ON TRIAL FOR [redacted] FOUR DIFFERENT MURDERS. I MAY BE HERE FOR AWHILE.

LISTEN LADY. IT'S ABOUT 10:15 SUNDAY NIGHT AND I'VE GOT TO GET MY LAUNDRY TOGETHER FOR TOMORROW AND FIX SOME THING TO EAT, SO I'M GONNA END HERE. WRITE BACK AND IF YOU NEED ANYTHING AND IF THERE'S A WAY I CAN GET IT TO YOU LET ME KNOW.

TAKE CARE OF YOURSELF

RUSS

OH YEAH ANYBODY OVER THERE NEEDS SOMEBODY TO WRITE GIVE THEM MY NAME - I NEED MAIL

3-8-00

Hey

What were you on lock-up for? I figured out last night that since May of 1994, I've done almost 5 yrs in this fucking jail and have done only 5 days on lock-up. That was for hoarding medication (Fuckin' Tylenol)

So how're you doin'? Oh yeah, before I forget again. When you were writing me from down the road, how come you never told me that was your cellie? I was up at Sheetz one day and her old man pulled me up and said he had someone he wanted me to meet. Supprised the fuck out of me. We used to hang out alot and shot a bunch of dope together.

So said he'd take $1,000 huh. I'd like to help you out, but I've been here a year now and ain't got shit left out there. owed me $130 so he puts a couple of hundred dollars every couple of months in my account, but that's about it.

As for as goes. No I ain't heard shit from him and don't care nothin about him. I heard ~~on~~ a couple of years ago he was at Roxbury. If it wasn't for that bitch I wouldn't be here now. The fuck will be ~~testifying~~ testifying against me again this time. But then so will all my friends. Wayne, Dawn, Karen, hell they'll probably have my sister back on the stand, but they ain't got a choice. It pisses me off that they are getting dragged back into all this shit again. I'm hoping

this is the last time. If it aint, next time they'll have to find me + ain't sticking around if there's a next time I didnt do this and I'm real tired of being fucked with.

Well listen : They just brought mail around and I was just handed about 300 pages of the state's discovery, their so called "new evidence", so I'm gonna end ~~they~~ here and start going thru it. Keep kicking

Russ

3-22

Hey

WHAT'S UP? I'VE BEEN WONDERING HOW COME YOU AINT WROTE ME BACK. WAS IT BECAUSE I CALLED A FUCK? IF SO, SORRY, BUT HE IS ONE.

ANYWAY, IT'S 10:00 THURSDAY NIGHT AND THE THORAZINE KICKED IN ABOUT 20 MINUTES AGO. I SAW THE : YESTERDAY AND TOLD HIM I'M REALLY FUCKED UP ABOUT THESE AND THAT THE DOXEPIN THEY'VE BEEN GIVING ME TO PUT ME TO SLEEP AINT WORKIN' ANYMORE AND A BUNCH OF OTHER SHIT. HE ENDED UP KEEPING ME ON THE DOXEPIN WITH A THORAZINE CHASER. TONIGHT IS THE FIRST NIGHT ON IT AND IT'S WORKING PRETTY GOOD AS A MATTER OF FACT.

I FINALLY GOT HOLD OF THE PEOPLE THAT WERE HOLDING ON TO ALL THE DISCOVERY FROM MY FIRST TRIAL. THEY GAVE IT TO MY SISTER TODAY, AND SHE'S SUPPOSED TO BRING IT UP HERE TOMORROW MORNING. THERE'S PROBABLY 6000 PAGES ALTOGETHER, AND SOMEBODY IS GONNA HAVE TO GO THROUGH EVERY BIT OF IT BEFORE THEY GIVE IT TO ME, SOMEBODY'S GONNA BE PISSED ?

OH YEAH. DID YOU KNOW OLD MAN . HE'S THE GUY THAT OWNED JOY'S LIQUORS OUT AT HUNTS CROSSROADS HE ALSO US TO OWN HEYWORTH REALTY. ANYWAY, I CALLED HIM OUT AT THE LIQUOR STORE A COUPLE DAYS AGO AND HIS SON ANSWERED AND SAID DIED FEB 22 FROM A HEART

ATTACK. I'M SORRY HE'S DEAD AND ALL, BUT IT'S FUCKED UP CUZ HE WAS MY GO-BETWEEN FOR A LOT OF THINGS OUT THERE.

WELL LISTEN LADY, I'M GONNA GO AHEAD AND END THIS AND LAY BACK FOR AWHILE. I HEARD YOUR SISTER AS WAS HERE. IS SHE STILL? ALSO IF YOU WILL LET ME KNOW THE NAME OF THE WOMAN THAT GOT RAPED.

HOPE TO HEAR FROM YOU SOON

RUFF

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-00772
DATE: 11/01/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, Russell Wayne

On 20 May 2001 the R/O received a letter through the mail from is currently incarcerated at the Womens House of Correction in Jessup, Maryland. The letter was in reference to the above case and stated in the letter that she was talking to another female, , who stated that told her he had "killed the old people". She also said was willing to talk with us if we wanted. A copy of the letter is attached.

CASE CONTINUING.

Wayne L Shank #1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: OCS. ORIG DUPL

5/20/01

Hello.

I don't know really how to put this, but I find some thing else about the murders. me and was talking outside see one day and we was talking about old times, and something came up about I think I started or brough name up, and that when came out about how could they did Kill them old people. so I got to thinking when I saw her yetterday and ask her if it would be OK if I got ahold of you, and ask her if she would talk to you and she said Sure, that she would talk to you all, and if possible I would about like to speak to you also. I got a few more letter from Russell, so until I hear from you again,

Sincerly

ZH

HAGERSTOWN POLICE DEPARTMENT
SUPPLEMENT REPORT

COMPLAINANT: DAVIS, DANIEL & WILDA
OFFENSE: MURDER
VALUE OF PROPERTY RECOVERED: N/A

INCIDENT # : 94-000772
DATE: 11/01/01
PAGE # : 1

NARRATIVE

ARRESTED PERSON(S)/SUSPECT(S): WAGNER, RUSSELL WAYNE

On 24 September 2001 the R/O received a package from the BIG LOTS corporate office located in Columbus, Ohio. Contact had been made with Big Lots in reference to the above case. The R/O had if they could supply any sale fliers they might have had during the months of January and February 1994. Contact had been made with a Tammi Hysell, Media Manager for Big Lots. Ms. Hysell sent me copies of two ads that ran in January and February 1994. She stated that they did not run weekly ads but merely monthly ads.

The request for the ads was to show that the brown jersey type glove that Russell Wagner said he bought for $.99 was not on sale during this time period. In fact the ads show that no gloves were on sale during this time period.

A copy of Ms. Hysell's letter and both ads are attached.

CASE CONTINUING.

Wayne L Shank # 1654

REPORTING OFFICER: Wayne L. Shank # 1654
SECOND OFFICER:

SUPERVISOR:
STATUS: ~~O~~.C.S. (ORIG) DUPL

BIG LOTS!™

300 PHILLIPI ROAD
COLUMBUS, OHIO 43228-5311

September 12, 2001

Wayne Shank, Detective
Hagerstown Police Department
50 N Burhans Blvd.
Hagerstown, MD 21740
301-739-8577 x241

Dear Mr. Shank:

Enclosed are copies of the 2 ad dates in early 1994 that you requested. The dates were:

- January 12 thru January 16, 1994
- February 2 thru February 6, 1994

Our next ad was March 2. Please note that these are black & white copies and are not the actual ad, but merely a representation.

As for your contact name, please use our Vice President of Sales Promotion, Patrick W. Curry. His direct line is 614-278-6903.

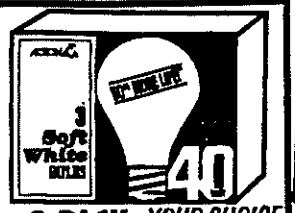
Should you need anything additional, please contact Pat or myself.

Sincerely,

Tammi Hysell
Media Manager
Big Lots Inc.
614-278-7156

cc: PCurry

DOLLAR DAZE!



3-PACK SOFT WHITE LIGHT BULBS
40, 60, 75, 100 WATTS
SKU#83600
YOUR CHOICE 66¢

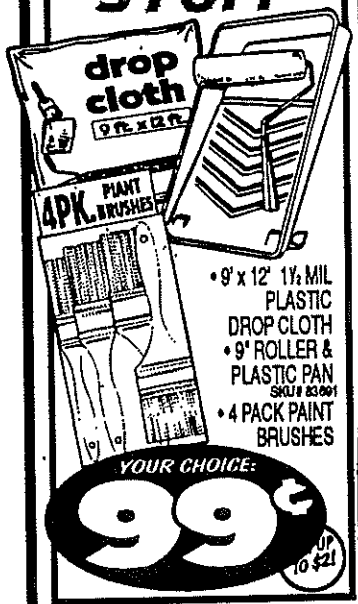
TRASH BAGS
• 30 CT. 13 GAL.
• 20 CT. 26 GAL.
• 12 CT. 33 GAL.
NOT $1.30! 79¢

18 CT.
SOAP PADS 97¢
NOT $1.60!

REGULAR OR WITH BAKING SODA!
LIMIT 2!
80¢
NOT $1.70!

Scott BUYOUT!

PAINTIN' STUFF



• 9' x 12' 1½ MIL PLASTIC DROP CLOTH
• 9" ROLLER & PLASTIC PAN
SKU# 83601
• 4 PACK PAINT BRUSHES

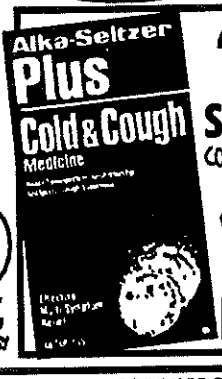
YOUR CHOICE: 99¢
UP TO $2!

10 USE
NOT $2.50!
80¢ ULTRA LAUNDRY DETERGENT

PERMFECT FOR PERMED HAIR!
10 OUNCE SHAMPOO OR CONDITIONER
YOUR CHOICE
1.69
INSTEAD OF $2.70!

600 CT. NAPKINS 2.49 PK.
NOT $3.50....

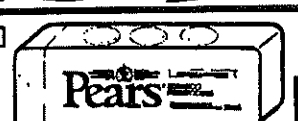
CLOSE-UP DENTAL RINSE 24 OZ.
1.99
PAYIN' $3.50 SMELLS!



48 CT. ALKA SELTZER
COLD & COUGH MEDICINE
2.99
NOT $9!

25 SQ. FT. ALUMINUM FOIL
GROCERS WANT 90¢ OR MORE!
40¢

7.5 OUNCE
• TIC TAC TOE
• ABC'S
• DINOSAURS
48¢ MICRO-WAVE EA. MEALS



11.9 OZ. SHAMPOO
WHY PAY $2?
89¢

4 OZ. MUSHROOMS STEMS & PIECES
39¢
DON'T PAY 80¢ AT YOUR FOOD STORES!

YOUR CHOICE
• 100 CT. 9" PAPER PLATES
• 18 CT. 16 OZ. PLASTIC CUPS
59¢

Your Neighborhood
BIG LOTS®
The CLOSEOUT Store.

PRICES GOOD JANUARY
WEDNESDAY 12 THRU SUNDAY 16

MasterCard VISA DISCOVER CASH AND GOOD CHECKS!

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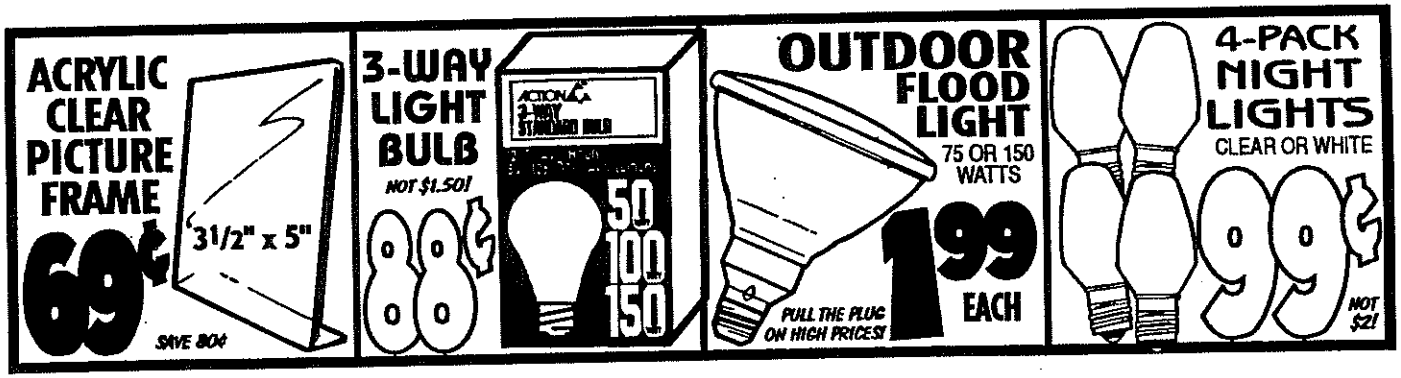
1/12 BACK FOLD



1/12 FRONT FOLD

Baby Mania! 30% OFF!

INFANT & TODDLER CLOTHING, JUVENILE FURNITURE, BEDDING & ACCESSORIES!

SELECTION WILL VARY BY STORE! REDUCTION TAKEN AT REGISTER!

WINTER APPAREL CLEARANCE!

30-70% OFF

OUR ALREADY LOW CRAZY CHEAP CLOSEOUT PRICES ON-

ALL OUTERWEAR, SWEATERS, FLEECE SEPARATES, FLEECE SETS & MORE FOR THE ENTIRE FAMILY!

SELECTION WILL VARY BY STORE! APPAREL PRICED AS MARKED!

WHILE THEY LAST!

CRRRRRRAZY CHEAP!!

CORRUGATED STORAGE
- 3 DRAWER CHEST
- 9 SLOT ORGANIZER

COME TO $10!

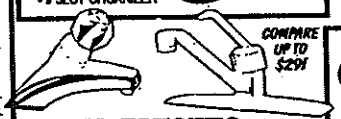
3.99 EACH!

LIGHT BULBS
- 1 PK. APPLIANCE 40 WATTS,... 79¢ EA.
- 2 PK. CHANDELIER 25 OR 40 WATTS,... 88¢ PK.

PICTURE FRAMES
ASSORTED SIZES & STYLES!

1.99 & 2.00

$5 OR MORE AT "DISCOUNT" STORES!



COMPARE UP TO $29!

METAL FAUCETS
- LAVATORY SINGLE HANDLE... MODEL# FU40321 ... 18.99
- KITCHEN SINGLE HANDLE... MODEL# FU80366 ... 19.99

15" x 12" COLLAGE FRAME

2.99

PERFECT FOR ALL YOUR JOEY LAWRENCE PICTURES!

SPALDING MEN'S & BOYS 2 PR. SPORT SOCKS

1.79 PK.

NOT $3!

BOYS SIZES: 8 - 8½

MEN SIZES: 9-11, 10 - 13

SKU#84146

3 PC. CUTLERY SET
WITH PLASTIC HANDLES!
1.00
$2 WAS HARD TO SWALLOW!

10" UTILITY TONGS
IMPRESS YOUR FRIENDS!
99¢
FORGET PAYIN' $3!

4 PK. WOOD SPOONS
WORTH AT LEAST $2!
1.00

ADJUSTABLE! CHEESE SLICER
1.00
PAYIN'A $2 EA NO GONNA!

PEELER & PARING SET
1.00
NOT $2.00!

ONE SIDE IS SALT... FLIP THE TOP... THE OTHER SIDE IS PEPPER!

SALT & PEPPER SHAKER
49¢
NOT $1.00!

5PK. MASKS
THEY'RE DISPOSABLE!
69¢ PK.

LOOK COOL! LOOK HIP!
SAFETY GOGGLES
99¢
$2 SEEMED COOL!

4 PK. STAINLESS PARING KNIVES
BE PRE-PARED!
1.00
NOT $2 AT OUR STORE!

SERRATED KNIVES
SELECTION WILL VARY BY STORE
WE CUT-UP $2!
99¢ PK.

JUMBO 14" SPATULA
FOR HOURS OF AMUSEMENT!
1.00
NOPE... NOT $2!

2PK. ICE TRAYS
- ALPHABET
- HEARTS

YOUR CHOICE:
1.00
CHARGIN' $2.50 IS C.C.C.COLD!

ICE CREAM SCOOP & SPADE SET
$2 MAKES I-SCREAM & YOU-SCREAM!
99¢ SET

PLASTIC SINK STRAINER
1.00
$2 WENT DOWN THE DRAIN!

2PC. BATH SET
99¢

11" x 11" PLANT STARTER
WITH FREE SEED PACKETS!
99¢
THE $2 PRICE WILTED!

28 OZ. RING TUMBLER
ASSORTED COLORS!
1.00
COST $2 EVEN IN THE 1970'S!

THE GIANT BAG CLIP
99¢
5PK. BAG CLIPS
ONE FOR EVERY OCCASION!

2 PK. DISHWASHER MAGNETS
I CLEAN ONE, I DIRTY ONE!
99¢
NOT $2!

YOU'LL "SAVE" ALMOST $4.00!
CAKE SAVER
1.00
SAVE YOUR CAKE... BEFORE IT'S TOO LATE!

HAS 4 SECTIONS AND AIR TIGHT COVER!
VEGGIE & SNACK TRAY
1.00
NOT $5!

16 OZ. DRINK MIX SHAKER
99¢
GREAT FOR DIET DRINKS, COCKTAILS, AND MORE!

4 PK. SMALL FOOD STORAGE WITH LIDS!
1.00
NOT $2!

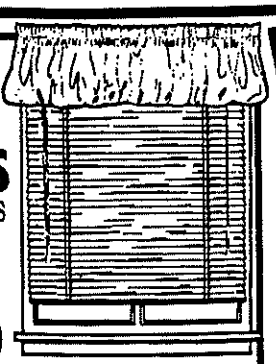
MINI PAN & BRUSH SET
FOR THOSE LITTLE MESSES!
1.00

1/12 Center Fold

CLOSEOUT WHITE SALE!

VINYL MINI-BLINDS

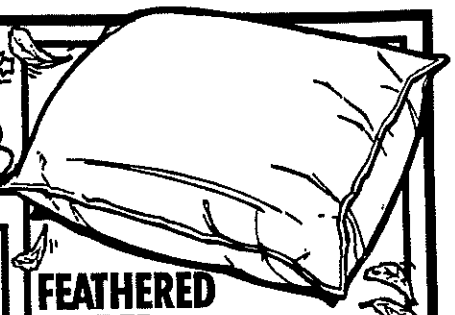
23" - 36" WIDTHS
64" LENGTHS
NOT $8.....



4.00 EA.

LARGER SIZES MAY BE AVAILABLE AT SOME STORES FOR... 7.99

SOLID CHINTZ TOPPERS 3.99



FEATHERED BED PILLOWS

STANDARD.... 5.99 NOT $12!

QUEEN 6.99
KING 7.99

FIRST QUALITY

PERCALE SHEET SETS

TWIN ASSORTED PATTERNS 9.99 SKU# 84298

FULL SKU# 84277 17.99 QUEEN SKU# 84298 22.99

ZONES: 35, 60, 70, 75, 80, 90, 95

OVERSIZE BODY TOWELS

- 36" x 60"
- 36" x 66"

4.89 EA.

ASST. COLORS

NOT $10!

HEAVYWEIGHT WASH CLOTHS 50¢

5-PC. MATCHING SHOWER SET

- SHOWER CURTAIN AND RINGS
- TOOTH BRUSH HOLDER
- SOAP DISH • CUP

5.00

$8 OR MORE ELSEWHERE!

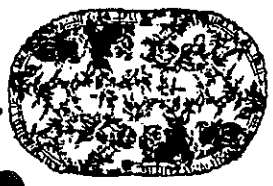
27" x 27" FLOOR PILLOWS WITH INDIAN FRINGE

5.99

RELAX, WE WON'T ASK FOR $13!

ASSORTED DESIGNS

WHY PAY UP TO $37



1.29 EA. FABRIC PLACEMATS

ZONES: 75

COMPARE ELSEWHERE THEY'RE $37!

Beauty and the Beast

STORY BOOK 2-PIECE BATH SET

TOWEL, HAND-TOWEL AND WASH CLOTH

ASST. NOVELTY CHARACTERS

3.99 ONCE UPON A TIME IT COST $7!

ALL SEASON

NOT $61

2.99 FAMOUS MILL BLANKETS

SOLID COLORS & ASSORTED SIZES

ZONES: 60, 70

44" x 66" JACQUARD DECORATOR RUG

SIZE APPROX.

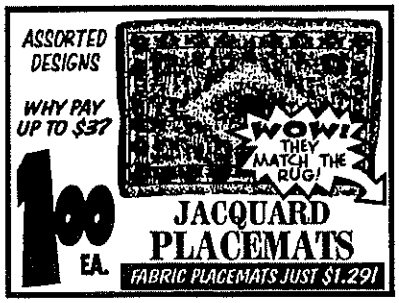
13.59

ZONES: 60, 80, 85

ZONED WITH PERCALE SHEET SETS

ZONES: 25, 30, 40, 50, 65, 65-1, 65-2, 85

ZONED WITH FABRIC PLACE MATS



ZONES: 25, 30, 35, 40, 50, 60, 65, 65-1, 65-2, 70, 80, 85, 90(20), 95

ZONED WITH FAMOUS MILL BLANKETS

ZONES: 80,90(20)

ZONES: 25, 30, 35, 40, 50, 65, 65-1, 65-2, 75, 85, 95

ZONED WITH 44"x66" JACQUARD DECORATOR RUG

ZONES: 25, 30, 35, 40, 50, 65, 65-1, 65-2, 70, 75, 90(20), 95

ZONES: 25, 70

ZONES: 75, 80, 95

GOOD GOLLY!

EVEN WE DIDN'T THINK OUR PRICES COULD GET THIS CHEAP!

BRAND NEW! 1 YEAR WARRANTY

THE SINGER SYSTEM 6.3 AMP UPRIGHT VACUUM CLEANER

- 2 SPEEDS
- 4 POSITION ADJUSTMENTS
- HEADLIGHT
- FABRIC BAG

WITH 7 PC. ATTACHMENT KIT!

49.99

$130 BIT THE DUST!

3 OZ. CHOCOLATES IN HEART SHAPED BOXES!

ASSORTED CONICAL OR FLOWER DESIGNS!

80¢ EA.

NOT $1.80!

McCULLOCH FACTORY RECOND.

17" STRING TRIMMER WITH 28 cc GAS ENGINE!

- ELECTRONIC IGNITION
- 48" CURVED SHAFT

68.94

$120 IS WHAT HARDWARE STORES CHARGE!

1 GALLON!

INTERIOR FLAT LATEX WALL PAINT COLOR: WHITE

3.99

YOU'LL PAY $7 ELSEWHERE!

Valentine CARDS!

- ASST. MUSICAL
- ASST. BOXED

YOUR CHOICE- 69¢ EA.

COMPARE UP TO $3.00!

SURE® 1.75 OZ. SPRAY DEODORANT

99¢

ASSORTED SCENTS!

FORGET PAYIN' $2.50!

4 PK. 9" ROLLER COVERS

99¢

COST YA $3 AT PAINT STORES!

92 OZ. REFILL!

S.O.S® GLASS CLEANER

VINEGAR OR AMMONIA!

100

HECK, THESE ARE PRE-PRICED $1.49!

HANDI•BAG TRASH BAGS

- 90 CT. 13 GAL. KITCHEN
- 50 CT. 30 GAL. TRASH
- 40 CT. 33 GAL. LARGE

2.69 EA.

NOT $4.00!

20% MORE FREE!

6 OZ. FIDDLE FADDLE WITH PEANUTS OR ALMONDS!

72¢ EA.

NOT $1.60!

LUCK'S

16 OZ. FRIED APPLES WITH RAISINS!

69¢

GRANDMA WON'T EVEN PAY $1.30!

Pndeland

21 OZ. CHERRY PIE FILLING

89¢

NOT $1.60!

Ziploc Jumbo Freezer Bags

DOW

JUMBO FREEZER BAGS 2 BAGS TWO GAL. SIZE

25¢

NOT 50¢!

Your Neighborhood

BIG LOTS®

The CLOSEOUT Store.

PRICES GOOD FEBRUARY WEDNESDAY 2 THRU SUNDAY 6

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2/2 FRONT FLYER ZONES

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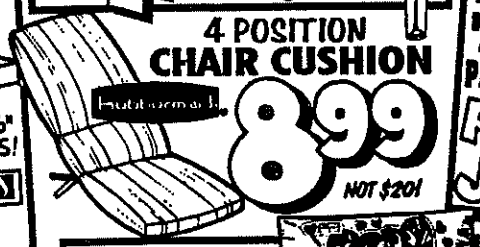

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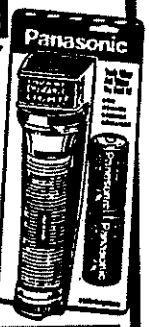

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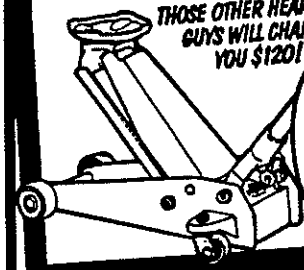

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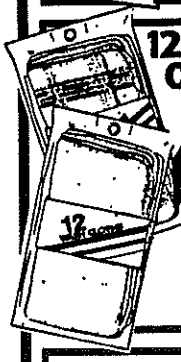

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INFORMATION REPORT

WILDA DAVIS

WESTERN MARYLAND CRIME LABORATORY
INFORMATION REPORT

CASE NUMBER: 94-000772
LABORATORY NUMBER: CSR-01-94
EVALUATION REQUESTED: CRIME SCENE RECREATION

Re: HOMICIDE

VICTIM: DAVIS, Wilda V.

PURPOSE: DETERMINATION OF HAND USAGE PREFERENCE OF PERPETRATOR

Body Position of Wilda V. DAVIS:

Upon arrival of authorities, the body of victim Wilda V. Davis was found seated on the south side of the kitchen table in a chair. The hands of the victim were tied together behind her back. The hands were not tied to the chair in which she was seated, but extended behind the "back support" of the chair.

The chair with the seated victim was located near the middle of the table turned at an angle approximately 45° to the table. The victim's anterior right side was touching the table, with the left side exposed outward from the table. The victims head was slumped onto the table facing her left.
diagram #D-1).

Stab wounds to the lower chest/abdomen area of victim (for additional information please refer to Maryland State Medical Examiner's Office post-mortem examination report for Wilda V. Davis):

Five stab wounds are present on the left side of the lower chest/abdomen area. The wound paths originate from the victim's left side passing to the right side, front to back. No significant upward or downward path of the wound tracts is noted.

Four (4) of the stab wounds present are generally parallel to the anterior midline of the body. Three (3) of these stab wounds have a blunt and sharp end, indicating a blade with a blunt side and a sharp side. The blunt ends of these stab wounds are located in the superior (top) position

The remaining one (1) stab wound located closest to the anterior midline of the body is approximately horizontal to the anterior midline. This stab wound also has a blunt and a sharp end, indicating a blade with a blunt side and a sharp side. The blunt end of the wound faces the victims right side.

...continued...

Observations of stab wounds present on anterior of victim.

Medium velocity blood spatter is present on the top of the table directly in front (north side) of the anterior stab wounds present on the victim's body. The direction of travel of this blood spatter is away from the victim traveling from south to north.This blood spatter converges to a point of origin 3 1/2" inches to the south side of the table and 17" inches from the west end of the table. The angle of incidence of a majority of the blood spatter is approximately 80°.
diagrams #D-2 and #D-3).

The position of the body in reference to the kitchen table makes access to the exposed left anterior side of the victim limited.

The blood spatter present on the top of the kitchen table directly in front of the victim (north side) indicates an absence of foreign objects present on the table in that location. The victim's glasses were recovered in front of the victim on the table at the outer perimeter of the blood spatter pattern. The glasses were located 14 1/2" inches from the west edge of the table, and 6 1/2" from the south edge of the table at their closest point to the blood spatter pattern present on the table top. The glasses were recovered in an upright, undisturbed position.

CONCLUSIONS...anterior stab wounds:

* **The presence of blood spatter traveling away from the victim on the table in front of the victim indicates the victim was stabbed in the seated position in which her body was found at least once after bleeding started.**

* **The stab wounds present on the victim are more consistent with the assailant wielding the knife in the left hand rather than the right hand given the environment and geometry of the scene.**

...continued...

These conclusions are drawn from the following:

1) There is an absence of blood spatter around the victim aside from the spatter present on the table top surface in front of the victim and on the floor beneath the victim.

2) The position of the victim seated in the chair at the table offers an individual wielding a stabbing device in the left hand better access than an individual wielding the stabbing device in the right hand.

3) The stab wound located closest to the anterior midline of the body is oriented approximately horizontal to the anterior midline. The blunt end of this wound faces the anterior midline. The horizontal position of this stab wound is inconsistent with an individual holding the stabbing device in the right hand. Given the position of the victim seated at the table, this wound could only be inflicted with the right hand if the wrist was inverted inward in an unnatural manner. However, a stab wound in this orientation would not be inconsistent for an individual using the left hand for the stabbing action. The wrist would be rolled in a natural motion to the outside. An inward stabbing thrust from behind the victim using the left hand would also produce a wound consistent in orientation with this wound.

4) The geometry of the scene and enviroment indicate the other 4 stab wounds present on the lower chest/abdomen of the victim were more likely inflicted by an individual wielding the stabbing device in the left hand rather than the right hand.

5) The presence of blood spatter and glasses on the table in front of the victim indicates the absence of foreign objects on the table in the location of the spatter and glasses. This would include the left hand of an individual using the table in that location to support body balance while leaning over the south-west corner of the table in a stabbing-type action while using the right hand.

6) The presence of blood spatter on the kitchen table under the head of the victim is consistent with the victim being stabbed initially in the chest/abdomen area prior to the infliction of the stab wounds on the back.

...continued...

CASE # 94-000772
Victim: Wilda Davis

Stab wounds to the mid-back area of victim (for additional information please refer to Maryland State Medical Examiner's Office post-mortem examination report for Wilda V. Davis):

A total of four (4) stab wounds are present in the left side of the mid-back area of victim Wilda V. Davis. Two (2) of these stab wounds have a sharp and a blunt end. The blunt end of these stab wounds point in a downward direction with the sharp edge of the blade pointing upward toward the posterior midline. All four (4) stab wound paths travel from back to front; from the victims left side to right, and downward. This indicates a downward stabbing action with the sharp side of the blade inverted in an upward position.

All four (4) wounds located on the back are at an approximate 45° angle to the posterior midline of the body of the victim. As previously stated, two (2) of the stab wound characteristics indicate the sharp side of the blade was oriented in an upward position pointing toward the posterior midline.

Observations of stab wounds on posterior side of victim:

The characteristics of the stab wounds in conjunction with the position of the victim seated at the kitchen table are consistent with the blade of the stabbing device being inverted with the sharp side of the blade facing away from the individual performing the stabbing action. The stabbing action would occur in a downward manner

Conclusion...posterior stab wounds:

Blood spatter present on the kitchen table under the head of the victim and the position of the lowermost stab wound in the back indicates that the victim was most probably stabbed in the lower chest/abdomen initially, followed by infliction of the stab wounds on the back. The lower-most stab wound being inflicted after the victim had slumped onto the table exposing this area of the back from the "back support" of the chair in which she was seated

...end of report...

Report Submitted By:

Jeffrey C. Kercheval, MFS
Forensic Chemist

INFORMATION REPORT

DANIEL DAVIS

WESTERN MARYLAND CRIME LABORATORY
INFORMATION REPORT

CASE NUMBER: 94-000772
LABORATORY NUMBER: CSR-02-94
EVALUATION REQUESTED: CRIME SCENE RECREATION

Re: HOMICIDE

VICTIM: DAVIS, Daniel B.

PURPOSE: DETERMINATION OF HAND USAGE PREFERENCE OF PERPETRATOR

Body Position of DANIEL B. DAVIS:

Upon arrival of authorities, the body of victim Daniel B. Davis was found lying on his right side on the floor of the kitchen. His head was facing south and located near the door which enters into the living room from the kitchen. His feet were pointing toward the corner of the cabinets along the south wall of the kitchen. Mr. Davis' hands were bound behind his back, and his feet were bound at the ankles. A kitchen chair was lying on its side to the north-east (behind) of the victim.

Stab wounds to the chest area of victim (for additional information please refer to Maryland State Medical Examiner's Office post-mortem examination report for Daniel B. Davis):

A total of nine (9) stab wounds are present on the chest area of the victim. These stab wounds are oblique each having a blunt and a sharp end. This indicates a blade with a blunt side and a sharp side caused the wounds. These are described as follows:

*One (1) stab wound of the upper right chest. The stab wound is elliptical, having a blunt and a sharp end. The blunt side of the wound is at the superior (top) side. The path of this wound is from right to left and front to back.

*One (1) stab wound of the upper left chest. The stab wound is elliptical, having a blunt and a sharp end. The blunt side of the wound is at the inferior (bottom) side. The path of this wound is from left to right and front to back.

*Two (2) stab wounds of the upper left chest. The stab wounds are elliptical having blunt and sharp ends. The blunt side of the wounds are at the inferior (bottom) side. The path of these wounds are from front to back.

*One (1) stab wound of the lower left chest. The stab wound is elliptical, having a blunt and a sharp end. The blunt side of the wound is at the inferior (bottom) side. The path of this wound is from front to back and downwards.

...continued...

*Three (3) stab wounds of the lower right chest. The stab wounds are oblique having blunt and sharp ends. One (1) of the wounds is approximately perpendicular to the anterior midline. The two lateral wounds display the blunt side of the wound at the inferior (bottom) side of the wound. The wound which is approximately horizontal to the anterior midline displays the blunt side of the wound toward the right side of the victim. The paths of these wounds are from front to back and downwards.

Observations of stab wounds on anterior side of victim and blood spatter present:

With the exception of the stab wound present on the upper right chest, the remaining stab wounds are elliptical in shape with the sharp side of the blade pointed upward. This would occur when an individual performing the stabbing action inverts the knife and stabs in a downward manner

A majority of the blood spatter is present in a south/south-west direction from the victim's body. Smeared blood is present on the floor directly behind the bound hands of the victim. Aside from the smeared blood and a few randomly spaced droplets, the floor area around the victim is void of blood spatter

A plastic trash container measuring 24" inches in height, 18" inches in width and 14" inches in depth is located against the radiator at the doorway leading from the kitchen into the living room. Blood spatter is present on the north side of the trash container facing the victim lying on the kitchen floor. This spatter extends from the bottom of the right side (facing the trash container looking south) upward to a height of 14"inches on the left side of the trash container. The linear aspect of this spatter group is at an angle of approximately 60° to the horizontal surface of the floor

The blood stains present on the trash container and southern west wall (south of the body) are consistent with "cast-off" blood spatter
diagrams #D-4 and #D-5). A single drop of spatter is present on the back door which opens from the kitchen into the enclosed back porch. The position and shape of the blood droplet on the door indicates the door was closed when the stabbing occurred.

The distribution, configuration and location of the blood stains present on the floor to the south/south-west of the victims body are consistent with it having originated as either impact or "cast-off" spatter

...continued...

No blood spatter is present on the floor or walls to the north or north-east of the victims body. The microwave cabinet located 6" inches to the north of the victims head is void of spatter diagram #D-4).

Stab wounds to the back area of victim (for additional information please refer to Maryland State Medical Examiner's Office post-mortem examination report for Daniel B. Davis):

A total of six (6) stab wounds were present in the back area of victim Daniel B. Davis. The stab wounds are elliptical, having blunt and sharp ends. This indicates a blade with a blunt side and a sharp side. These can be described as follows:

*Four (4) stab wounds to the right back. The blunt side of these wounds are at the superior (top) side. The path of these wounds are from back to front and right to left.

*One (1) stab wound on the upper left back. The blunt side of the wound is at the superior (top) side. The path of this wound is from back to front.

*One (1) stab wound on the lower left back. The blunt side of the wound is at the superior (top) side. The path of this wound is from back to front.

Observations of stab wounds on posterior (back) side of victim and the presence of blood on the victims body:

A total of six (6) stab wounds are present on the victims back. These stab wounds are elliptical in shape with the blunt edge of the wounds at the superior (top) end. This indicates a stabbing action with the sharp edge of the blade pointed downward

A single defect is present in the outside top portion of the back support of the chair lying on the floor adjacent to the victim. (See photo #P-21). This defect is oblique in shape with the blunt edge of the defect at the superior (top) end. This defect is consistent with being caused by a blade having a sharp edge and a dull edge and a pointed stabbing end such as a knife blade.

Blood is present on the top, inside and underside of the back support of the chair lying on the floor next to the victim. Blood is smeared along the entire inside top of the chair back support

...continued...

A blood trail running down the lower back of the victim is present in the undershirt near the posterior midline

CONCLUSIONS:

* **The stabbing device used to inflict the wounds on the victim possesses a blade with a dull end and a sharp end. The blade of the stabbing device is at least 1 inch in width at its widest margins.**

1) All wounds are elliptical, displaying a dull and sharp end.

2) All wounds are 1" inch or greater in length.

---

* **The initial stabbing of victim Daniel B. Davis occurred while he was seated in the chair found lying on the floor adjacent to his body (See photos #P-25A & B). Mr. Davis was initially stabbed in the back. This conclusion is based upon the following evidence:**

1) The defect present in the top support of the back of the chair lying next to the victim.

2) The presence of the blood running down the right side of the back support of the chair, and smeared blood across the inside top of the back support of the chair.

3) The presence and direction of the blood trail running down the lower back of the victim which is indicative of the victims back being in a partially upright position when this blood trail was formed.

---

* **The single stab wound to the upper right chest was most likely inflicted while the victim was in a seated position (See photo #P-26). This conclusion is based upon the following evidence:**

1) The stab wound is elliptical in shape with the blunt end of the wound superiorly (at the top) oriented. This indicates a stabbing action with the dull edge of the blade at the top and the sharp edge of the blade at the bottom which is consistent with a natural stabbing "thrust" motion.

2) The wound tract travels from right to left and downward. This wound path would be difficult to achieve if the stabbing occurred with the victim lying in the position found.

...continued...

CASE # 94-000772
Victim: Daniel B. Davis

* The eight (8) remaining stab wounds present on the chest are consistent with being inflicted by an individual wielding the stabbing device in the left hand, and occurred while the victim was lying on the floor in the approximate position in which his body was found

1) The stab wounds are elliptical in shape with the sharp end of the wound superiorly (at the top) oriented. This indicates a stabbing action with the sharp edge of the blade at the top and the blunted edge of the blade at the bottom consistent with a natural "downward" stabbing action

2) Blood spatter consistent with being "cast-off" the stabbing device is only present in a south/south-westerly direction from the body of the victim. An individual facing south-west or west in a position over or slightly to the rear of the victim, and stabbing with the left hand in the manner described directly above would cast-off blood spatter in a south/south-westerly direction. The presence and position of the blood spatter, orientation of the wounds, and body position of the victim are not consistent with any other position for the individual inflicting the wounds other than facing in a westerly direction.

3) Blood spatter is present on the trash container located to the south and adjacent to the victim. The linear aspect of the blood spatter is deposited at an angle of approximately 60° to the horizontal surface of the floor in an upward motion from the right to the left side (when facing south toward the trash container) of the northerly exposed end of the trash container facing the victim. This spatter pattern is consistent with a downward stabbing action if the stabbing device is being wielded in the left hand with the spatter being "cast-off" the stabbing device on the upward motion of the arm. If the right hand were used, the natural downward stabbing action would deposit the "cast-off" blood spatter in the opposite direction onto the trash container.

...continued...

CASE # 94-000772
Victim: Daniel B. Davis

4) The orientation of the stab wounds in conjunction with the position of the victim are consistent with the individual using the left hand for the stabbing action. This is especially true of the stab wound classified in the medical examiners post mortem report under the heading of "Cluster of stab wounds in the right lower chest (3)". The most superior of these three stab wounds is nearly perpendicular to the anterior midline. The blunted end of the stab wound faces to the victims right with the sharp end of the wound facing to the victims left. This wound orientation is totally inconsistent with an individual positioned over the victim facing west while using the right hand for the stabbing action given the position of the victim, and the geometry and environment of the scene. An individual using the right hand to inflict this stab wound would have to move to the south side of the victim. This in turn would cause any "cast-off" blood spatter to travel to the north/north-east of the victim

End of Report

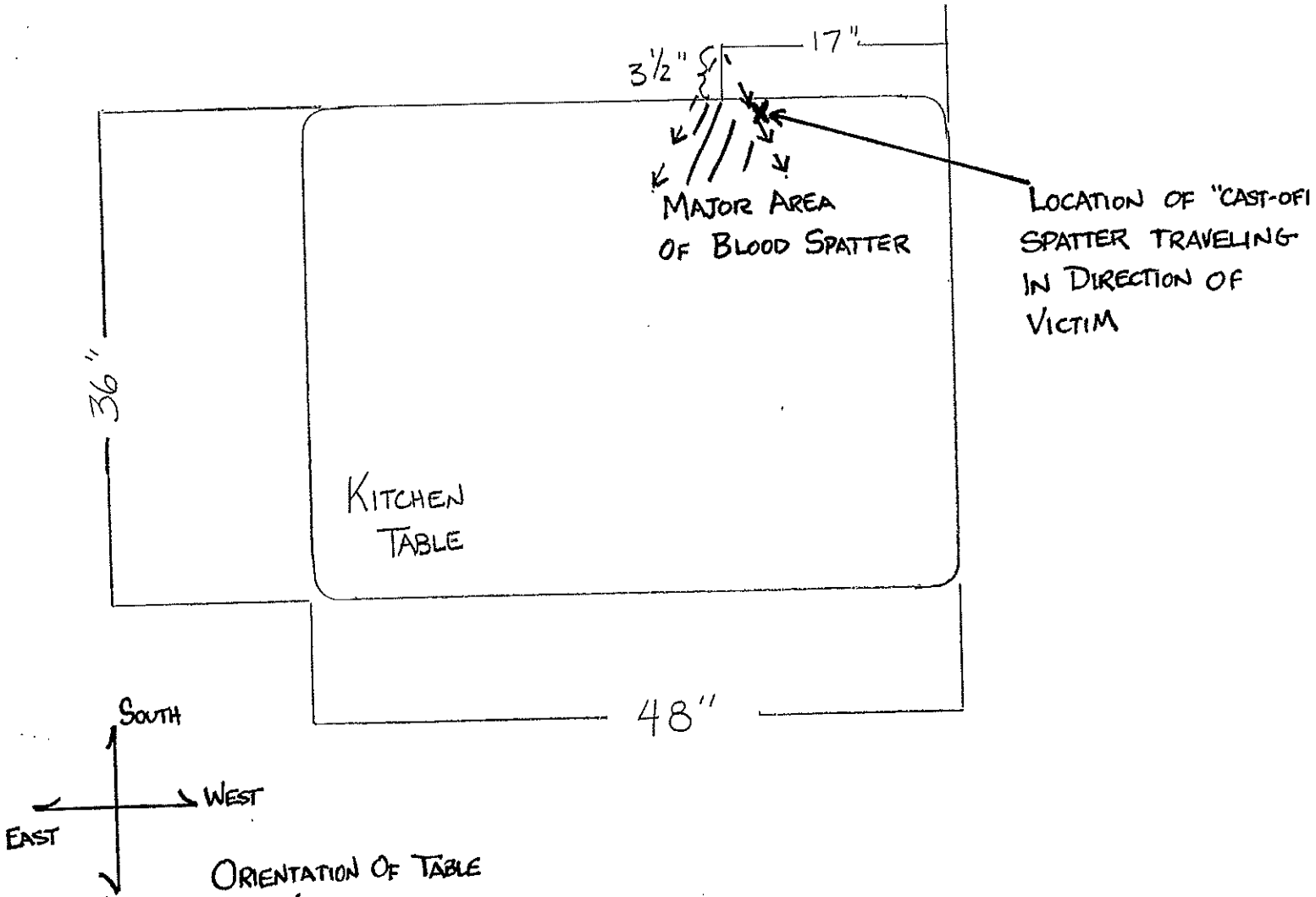
Report Submitted By:

Jeffrey C. Kercheval, MFS
Forensic Chemist

CASE # 94-000772
DRAWN: 5-16-94
J.C. KERCHEVAL

DIAGRAM # D-2

ORIGIN OF BLOOD SPATTER PRESENT ON KITCHEN TABLE.



CASE # 94-000772
DRAWN: 5-16-94
J.C. KERCHEVAL

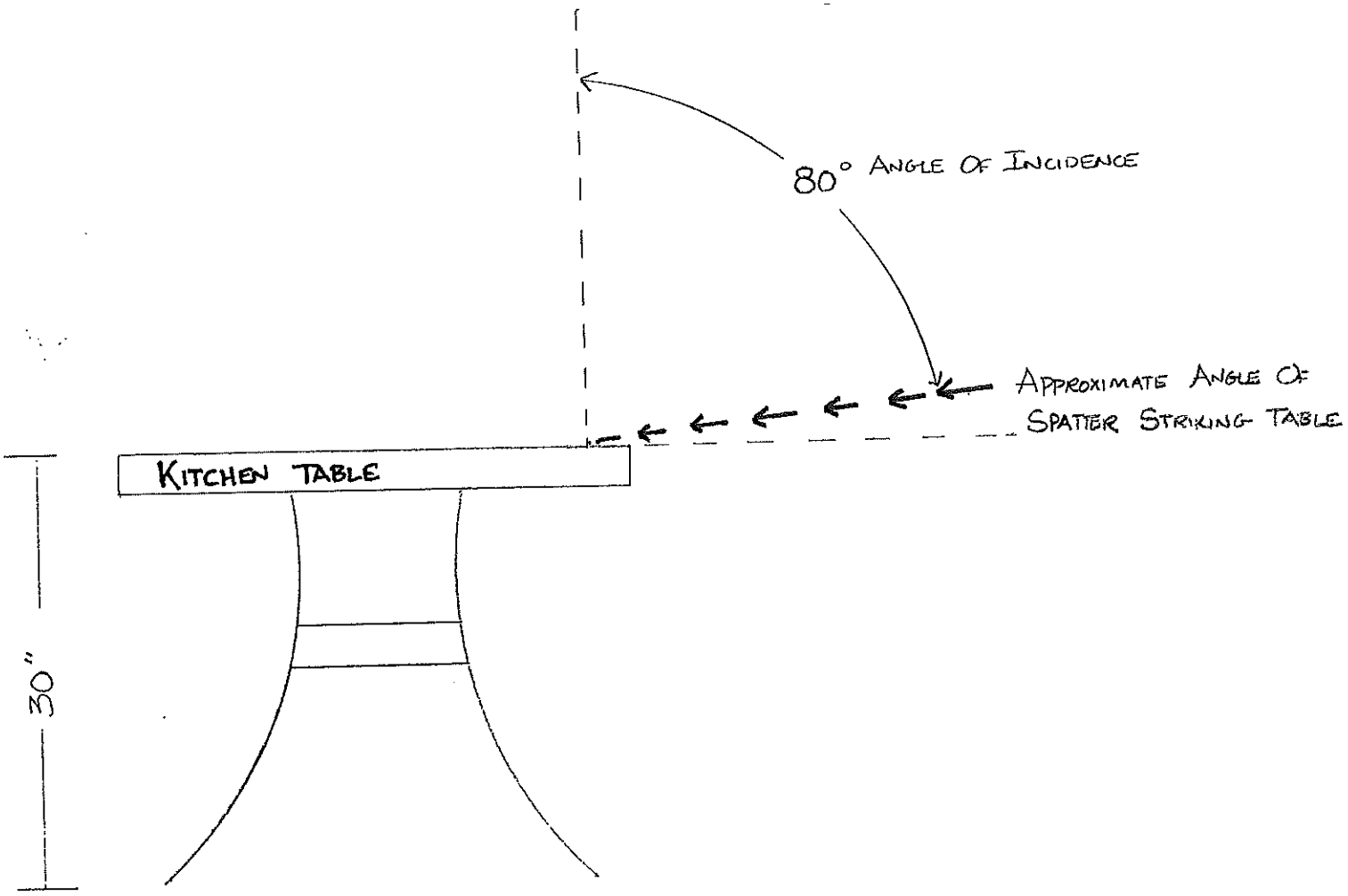
DIAGRAM # D-5

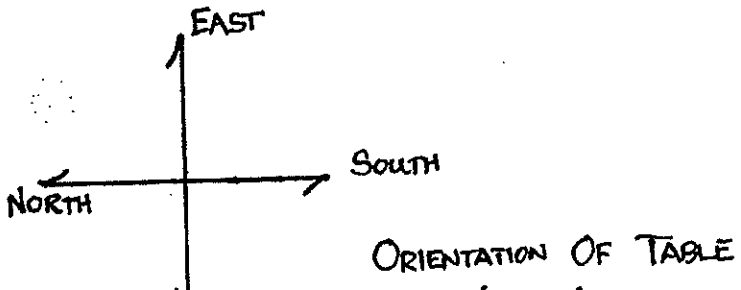
ANGLE OF INCIDENCE DETERMINED BY: $\cos\theta = d/D$

$\theta = \arccos d/D$

where d = WIDTH OF SPATTER

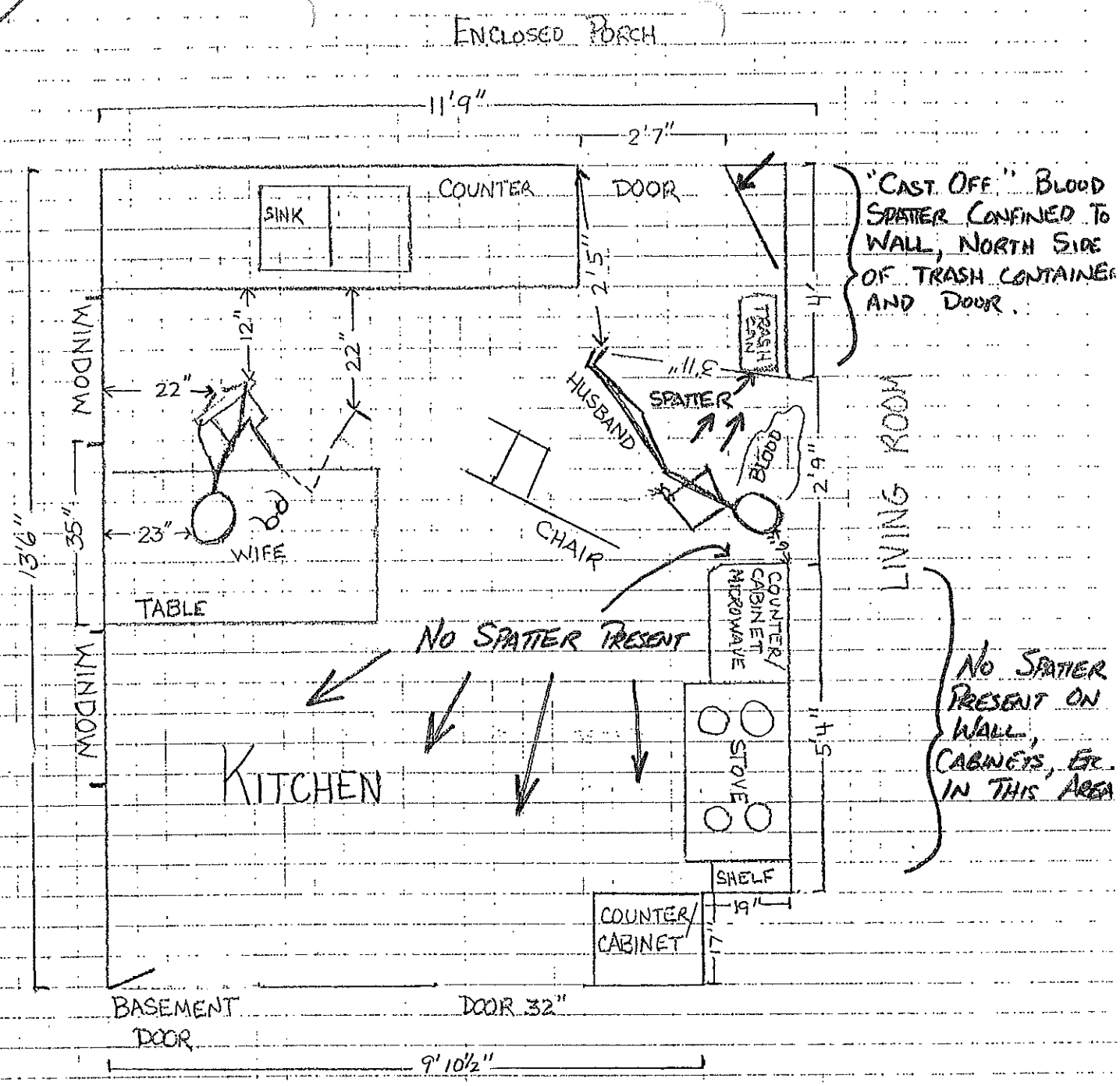
D = LENGTH OF SPATTER





ORIENTATION OF TABLE

DIAGRAM D-4

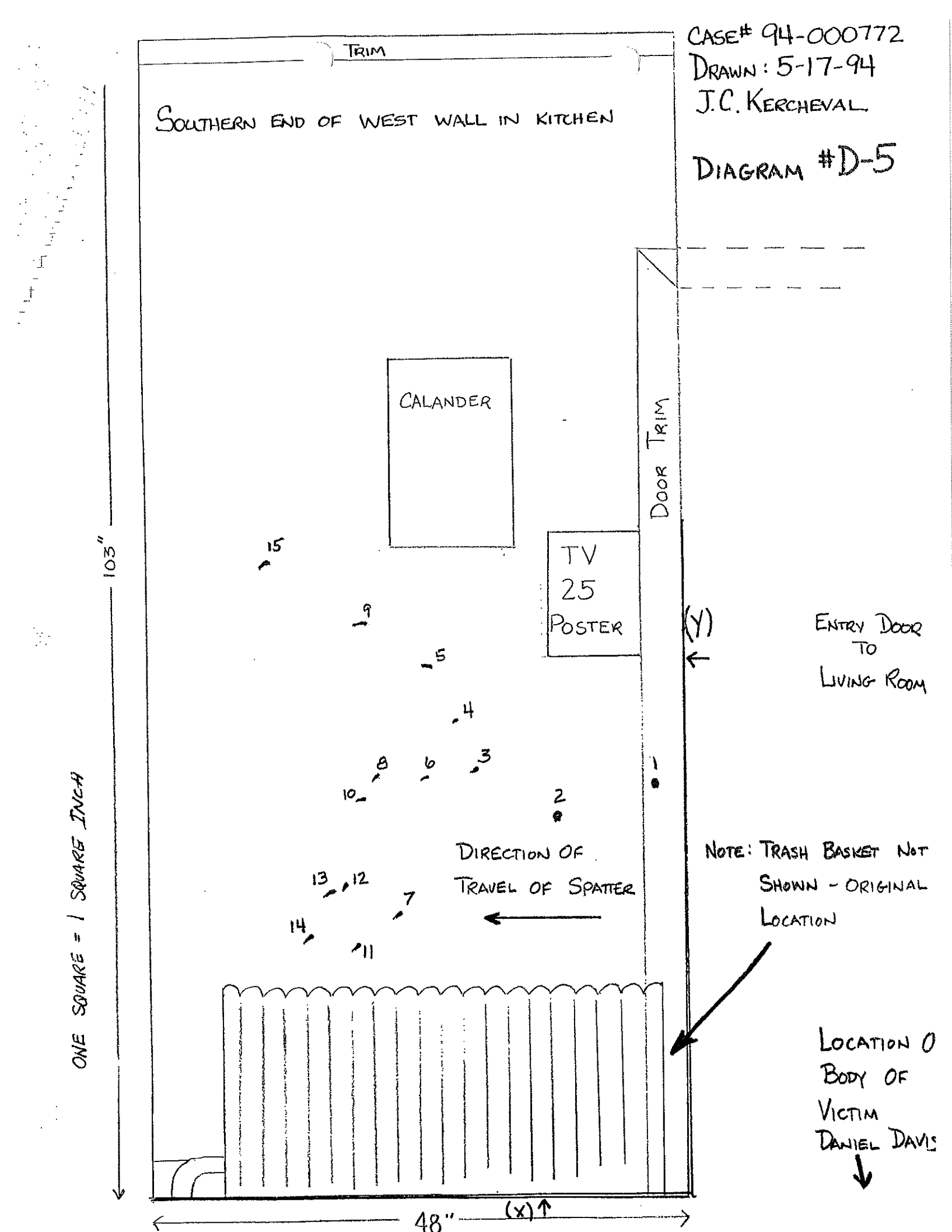


KITCHEN
109 W. WILSON BLVD.
HAGERSTOWN, MD 21740

NOT TO SCALE

DRAWN BY: J.C. KERCHEVAL #2453
2-15-94

NORTH


CASE# 94-000772
DRAWN: 5-17-94
J.C. KERCHEVAL
DIAGRAM #D-5
TRIM
SOUTHERN END OF WEST WALL IN KITCHEN
CALANDER
TV
25
POSTER
DOOR TRIM
(Y)
ENTRY DOOR TO LIVING ROOM
15
9
5
4
8
6
3
1
10
2
13
12
7
14
11
DIRECTION OF TRAVEL OF SPATTER
NOTE: TRASH BASKET NOT SHOWN - ORIGINAL LOCATION
LOCATION OF BODY OF VICTIM DANIEL DAVIS
103"
ONE SQUARE = 1 SQUARE INCH
48"
(X)