

SPECIFIC OFFENSE HOMICIDE (Shooting)		DIST COMPLT NO W-10408	CENTRAL COMPLAINT NO 39378-04
STATUTE OR ORDINANCE (R.S., N.J.S., REV. ORD.) 2C:11-3	LOCATION OF OFFENSE 311 18th Ave	DATE OF OCCURRENCE April 19, 2004	

On the above date, a victim was shot at the above location and expired from his injuries at University Hospital. The undersigned responded to the scene at that time and a preliminary investigation report was executed and submitted at that time. For full details, refer to report submitted.

The following is my follow-up supplemental investigation into the matter and continues from the preliminary.

SUPPLEMENTAL INVESTIGATION:

On April 20, 2004, a post mortem examination of the decedent was performed by Dr. W. Williams of the Regional medical Examiner's Office. He listed the Cause of Death as Gunshot Wound to Chest. He listed the Manner of Death as Homicide.

Dr. Williams informed me that the trajectory of the bullet was left to right, front to back, and slightly downward. Dr. Williams also informed me that the distance of the weapon was over 18 inches away.

I was further advised that the decedent had also received a second gunshot wound to the 4th finger of his right hand.

There was one (1) spent ballistic projectile recovered from the body of the victim at the autopsy. This projectile was turned over to the undersigned and submitted into evidence. This item was subsequently forwarded to the Newark Police Ballistics Lab for classification and further examination. Property sheet submitted.

The decedent's clothing and personal property were also turned over to the undersigned and submitted into evidence. Property sheet submitted. Fingernail clippings and a DNA card from the decedent were also turned over to the undersigned and submitted into evidence. Property sheet submitted.

The decedent was assigned ME#07-04-0716.

On April 20, 2004, Sgt. Henry, Det. M. DeMaio, and the undersigned responded to _____ where we met with _____, her mother _____, and her cousin _____. All three agreed to accompany us to the Homicide Squad where interviews were conducted by the undersigned. The following are summaries of the interviews:

- 1) _____ Newark, N.J. She stated that her daughter, _____ has a child with the victim and is currently pregnant with the victim's

*****Continued on Page#2*****

AMENDED PROPERTY VALUATION	A CURRENCY	B JEWELRY	C FURS	D CLOTHING	E LOCAL AUTO	F MISCELLANEOUS	G TOTALS	
RANK Det. Vincent Vitiello				SIGNATURE OF OFFICER SUBMITTING REPORT <i>[Signature]</i>			COMMAND Homicide	BADGE NUMBER 6876
STATUS OF OFFENSE <input type="checkbox"/> UNFOUNDED. <input type="checkbox"/> CLEARED BY ARREST <input checked="" type="checkbox"/> NOT CLEARED <input type="checkbox"/> EXCEPTIONALLY CLEARED				STATUS OF CASE <input checked="" type="checkbox"/> PENDING ACTIVE <input type="checkbox"/> PENDING INACTIVE <input type="checkbox"/> CLOSED				
CLEARED BY ARREST OF <input type="checkbox"/> JUV. <input type="checkbox"/> ADULT <input type="checkbox"/> JUV & ADULT			<input type="checkbox"/> NARCOTIC OFFENDER		CLASSIFICATION: 011		RECLASSIFICATION:	
READ CLASSIFIED AND APPROVED BY LIEUT. <i>[Signature]</i>			DATE 4/19/04		TALLIED BY:		INDEXED BY:	
			FILED BY:		PAGE NUMBER: 1		NO. OF PAGES: 3	

SPECIFIC OFFENSE HOMICIDE (Shooting)		DIST. COMPL. NO. W-10408	CENTRAL COMPLAINT NO. 39378-04
STATUTE OR ORDINANCE (R.S., N.J.S., REV. ORD.) 2C:11-3		LOCATION OF OFFENSE 311 18th Ave	DATE OF OCCURRENCE April 19, 2004

Supplemental Inv. Page -2-

child. She further stated that her daughter was not present when the incident occurred but her neice, , was present and was extremely upset. She had not been present when the incident occurred either and could not provide any further information at this time.

- 2) _____ Newark, N.J. She stated that she had been sitting on the steps in close proximity to the victim when the suspect approached through the courtyard coming from the Muhammad Ali Ave side of the complex. She described the suspect as a black male, appx 5'7 to 5'9 tall wearing a black and gray shirt and a mask on his face. She said that she heard the gunshots and started to run but then returned to the victim after the shots stopped and she held the victim in her arms until the police and ambulance arrived. For full details, refer to statement submitted.

Note*** Her account of holding the victim in her arms was consistent with the statement of _____ in which she described the victim laying in a girl's arms bleeding.

- 3) _____ Newark, N.J. She stated that she has a son with the victim and is currently pregnant with the victim's child. She stated that she was notified of the victim's death by her cousin, _____. She also advised me that she had responded to the hospital after she learned of the shooting and the victim's cellphone was turned over to her by hospital staff. She also provided me with background and personal information regarding the victim.

On April 22, 2004, Det. DeMaio and the undersigned responded back into the area of _____ Ave and conducted a re-canvass of the area. The following persons were interviewed:

- 1) _____ Newark, N.J. She stated that she had been on her porch with several of her girlfriends. When she went inside of her apartment to retrieve a radio, she heard three (3) gunshots. She then ran back outside and observed the victim bleeding. She could not provide any information on the suspect at this time.
- 2) _____ Newark, N.J. She stated that she was not home at the time of the incident and could not provide any information at this time.
- 3) _____ Newark, N.J. She stated that she did not observe anything and was advised of the incident by _____ and could not provide any information at this time.

*****Continued on Page#3*****

AMENDED PROPERTY VALUATION	A CURRENCY	B JEWELRY	C FURS	D CLOTHING	E LOCAL AUTO	F MISCELLANEOUS	G TOTALS	
RANK Det. Vincent Vitiello				SIGNATURE OF OFFICER SUBMITTING REPORT <i>[Signature]</i>			COMMAND Homicide	BADGE NUMBER 6876
STATUS OF OFFENSE <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> CLEARED BY ARREST <input checked="" type="checkbox"/> NOT CLEARED <input type="checkbox"/> EXCEPTIONALLY CLEARED				STATUS OF CASE <input checked="" type="checkbox"/> PENDING ACTIVE <input type="checkbox"/> PENDING INACTIVE <input type="checkbox"/> CLOSED				
CLEARED BY ARREST OF <input type="checkbox"/> JUV <input type="checkbox"/> ADULT <input type="checkbox"/> JUV. & ADULT			<input type="checkbox"/> NARCOTIC OFFENDER		CLASSIFICATION 011		RECLASSIFICATION	
READ CLASSIFIED AND APPROVED BY LIEUT. _____			DATE 11/17		TALLIED BY		INDEXED BY	
					FILED BY		PAGE NUMBER 3	

SPECIFIC OFFENSE HOMICIDE (Shooting)		DIST. COMPL. NO. W-10408	CENTRAL COMPLAINT NO. 39378-04
STATUTE OR ORDINANCE (R.S., N.J.S., REV. ORD.) 2C:11-3	LOCATION OF OFFENSE 311 18th Ave	DATE OF OCCURRENCE April 19, 2004	

Supplemental Inv. Page -3-

It was learned that former Newark City Councilman Cory Booker had been in the area when the incident occurred and had rendered aid to the victim. The undersigned contacted Mr. Booker and conducted an interview with him. He advised me that he had been in the area when he heard the gunshots. He stated that he did not witness the shooting nor did he observe the suspect. After hearing the gunshots, he responded to the victim and rendered aid and assisted in securing the scene until the arrival of officers. He could not provide any further information at this time.

The evidence which had been recovered from the scene by Inv. Cosgrove was turned over to the undersigned and submitted into evidence. Property sheet submitted. The black flight jacket, the black MAURICE MALONE jacket, and the black ski mask were forwarded to the New Jersey State Police Forensic Lab for further examination.

The undersigned Detective was notified by Det. Alarcon, of the Newark Police Ballistics Lab, that the spent projectile recovered from the body of the victim at the autopsy was examined and found to be a .38 classification, most likely a .38 cal. I was further advised that the projectile was being entered into the IBIS ballistic system.

This investigation is continuing at this time.....

AMENDED PROPERTY VALUATION	A CURRENCY	B JEWELRY	C FURS	D CLOTHING	E LOCAL AUTO	F MISCELLANEOUS	G TOTALS	
RANK Det. Vincent Vitiello				SIGNATURE OF OFFICER SUBMITTING REPORT <i>[Signature]</i>			COMMAND Homicide	BADGE NUMBER 6876
STATUS OF OFFENSE <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> CLEARED BY ARREST <input checked="" type="checkbox"/> NOT CLEARED <input type="checkbox"/> EXCEPTIONALLY CLEARED				STATUS OF CASE: <input checked="" type="checkbox"/> PENDING ACTIVE <input type="checkbox"/> PENDING INACTIVE <input type="checkbox"/> CLOSED				
CLEARED BY ARREST OF <input type="checkbox"/> JUV. <input type="checkbox"/> ADULT <input type="checkbox"/> JUV. & ADULT		NARCOTIC OFFENDER <input type="checkbox"/>		CLASSIFICATION: 011		RECLASSIFICATION:		
READ CLASSIFIED AND APPROVED BY LIEUT. Sgt. [Signature]			DATE 5/1/04		TALLIED BY:		INDEXED BY:	
FILED BY:				PAGE NUMBER:		NO. OF PAGES:		

POLICE DEPARTMENT

CONTINUATION REPORT

NEWARK, N.J.

SPECIFIC OFFENSE HOMICIDE (Shooting)		DIST. COMPL. NO. W-10408	CENTRAL COMPLAINT NO. 39378-04
STATUTE OR ORDINANCE (R.S. N.J.S. REV. ORD.) 2C:11-3	LOCATION OF OFFENSE 311 18th Ave		DATE OF OCCURRENCE April 19, 2004

Supplemental Inv. Page -4-

The undersigned Detective contacted the victim's sister, _____, and conducted an interview with her. She provided me with some personal and background information regarding the victim but she could provide no specific details regarding this incident.

It was learned that Police Officer Kendrick isaacs, of the North District, had been off duty and in the area of the homicide when it occurred. The undersigned contacted Officer Isaacs and conducted an interview with him. He stated to me that he had been visiting a friend in the area of _____ Ave when he heard the gunshots. He then observed the victim bleeding. He stated that he then rendered some aid to the victim along with former Newark City Councilman Cory Booker. He stated that he assisted in securing the scene pending the arrival of responding officers and EMT personnel. He stated that he did not see the suspect.

It was also learned through the investigation that a close friend of the victim was identified as _____ a Newark, N.J. (DOB: _____).

On May 3, 2004, _____ was interveiwed by Det. DeMaio and the undersigned. The following is a summary of the interview:

_____ Newark, N.J. He stated that the victim had come to his house on Sunday April 18, 2004 at appx 1:00PM. He then spent all day with the victim. Nothing unusual occurred that day. He stated that he had dropped the victim, the victim's girlfriend, and their child, off at their house on Sunday evening at appx midnight. He stated that he talked to the vcitim on Monday April 19, 2004 between 11:00 and 11:30AM. The victim advised him that he would be out later. He stated that was the last contact he had with the victim. He went on to say that he was not present when the vcitim was killed and could not provide any further information, nor a motive, for why the victim had been shot. He did provide us with some background information on the victim.

On May 5, 2004, the black mask, the black flight jacket, and the black MAURICE MALONE jacket recovered from the scene were submitted to the New Jersey State Police Forensic Lab by Agent Jack McGarry of the Essex County Prosecutor's Office. The items were assigned NJSP Lab#N0112004001515. Results of examination by the lab are pending at this time.

This investigation is pending at this time.....

AMENDED PROPERTY VALUATION	A CURRENCY	B JEWELRY	C FURS	D CLOTHING	E LOCAL AUTO	F MISCELLANEOUS	G TOTALS	
RANK Det. Vincent Vitiello				SIGNATURE OF OFFICER SUBMITTING REPORT <i>[Signature]</i>			COMMAND Homicide	BADGE NUMBER 6876
STATUS OF OFFENSE			STATUS OF CASE					
<input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> CLEARED BY ARREST	<input checked="" type="checkbox"/> NOT CLEARED	<input type="checkbox"/> EXCEPTIONALLY CLEARED	<input checked="" type="checkbox"/> PENDING ACTIVE	<input type="checkbox"/> PENDING INACTIVE	<input type="checkbox"/> CLOSED		
CLEARED BY ARREST OF			CLASSIFICATION:		RECLASSIFICATION:			
<input type="checkbox"/> JUV	<input type="checkbox"/> ADULT	<input type="checkbox"/> JUV & ADULT	011					
READ CLASSIFIED AND APPROVED BY			DATE	TALLIED BY	INDEXED BY			
LIEUT. [Signature]			5-8-04					
				FILED BY	PAGE NUMBER	NO OF PAGES		
					4			