

DEANGELO, JOSEPH JAMES



XREF: [REDACTED] AGE: 72 SEX: M RACE: W
DOB: 11/8/1945 POB: NEW YORK,
HEIGHT: 511 WEIGHT: 200 HAIR: BRO EYES: BLU
ADDRESS: 8318 CANYON OAK DR, CITRUS HEIGHTS, CA 95610

PROBATION: NONE
PAROLE: No
CAUTION: NONE
ALERTS: No alerts found for this XREF.

Warrants

No warrants found

Identifiers

7

Type	Description	Identifier	Comments	Date
SSO	SSD Fingerprint	[REDACTED]		04/16/1998
DOB	Date of Birth	11/08/1945		01/23/1988
CII	CA DOJ#	[REDACTED]		04/16/1996
FBI	Federal	[REDACTED]		09/23/1996
OLN	CA Operator#	[REDACTED]	MCCS DATA ENTRY	03/23/1995
VLN	Plate	CA2CHZ401	86 TOYOTA BRO	03/17/1997
VLN	Plate	CA3KYU214	MCCS DATA ENTRY	03/23/1995

Phone Numbers

1

Number	Comments	Date
[REDACTED]		08/24/1988

Arrest Summary

0

No Arrest Summary found.

Arrest History

3

Report Number	Arrest Date	Arrest LEA	Violation Code	Severity	Booking Type
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2

Report Number	Arrest Date	Arrest LEA	Violation Code	Severity	Booking Type
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Crime Reports

0

Aliases

No Aliases found.

Remarks

1

Remark

Date Entered

PLEASE CONTACT DET. SGT. KEN CLARK AT [REDACTED] DET. SGT. PUFFER AT [REDACTED]
 [REDACTED] THIS SUBJECT IS CONTACTED. PLEASE BE DISCRETE AND DO NOT INFORM
 THE SUBJECT IN THIS REMARK. 04/22/2018

Known Addresses

2

Address	City	State	Zip	Comments	Date
8316 CANYON OAK DR [REDACTED]	CITRUS HEIGHTS [REDACTED]	CA [REDACTED]	95810 [REDACTED]		08/24/1988 [REDACTED]

Custody Sessions

0

Classifications

8

Usage	Remarks	Log Date	Log XREF
PUBLIC			
SECURED			
SECURED			
SECURED			
P.C.			
MEDICAL			
RELEASE		[REDACTED]	[REDACTED]
JOB			

Court Dates

0

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AFFIDAVIT OF DETECTIVE KENNETH CLARK

IN SUPPORT OF ARREST WARRANT

I, DETECTIVE SERGEANT KENNETH CLARK #19, your affiant, have been a sworn, full-time Deputy Sheriff for the County of Sacramento Sheriff's Department since March 1995. From December 1992 to March 1995, I was a sworn, level one reserve Deputy Sheriff with the County of Sacramento Sheriff's Department. I was assigned to the Homicide Bureau of the Sheriff's Department in September of 2005, as a detective and worked that assignment until 2015. I promoted to the rank of Sergeant, and returned to the homicide bureau as a unit supervisor in February, 2017.

While with the Sacramento County Sheriff's Department, I have been assigned to Corrections at the Main Jail, South Patrol, High Impact Patrol Team, Critical Incident Negotiation Team, Central Patrol Division, and the Robbery Bureau. I worked as a training officer in the Main Jail, and was an appointed Field Training Officer in patrol. During that time, I investigated crimes and incidents including, but not limited to, burglaries, thefts, financial crimes, embezzlements, robberies, carjackings, domestic assaults, sexual assaults, other assaults, child abuse, elder abuse, gang crimes, narcotic offenses (possession and sales), suspicious deaths, suicides, homicides and cold case homicides.

During my time as a hostage and crisis negotiator with the Critical Incident Negotiations Team, I have participated in no less than eighty critical incident callouts. I have served as the primary negotiator several times, as well as participated in all aspects of crisis negotiation. Upon promotion to the rank of Sergeant, I was the team leader of the Critical Incident Negotiations Team in March, 2016. While assigned as a detective with the Robbery Bureau, I have investigated no less than two hundred robberies, including commercial robberies, robberies to persons, home invasion robberies and carjackings.

As a detective assigned to the Homicide Bureau I have been a primary investigator on no less than 150 homicide and death investigations and assisted on no less than 50 additional homicide and death investigations. As a supervisor in the homicide bureau, I have overseen the investigation of an additional 40 cases.

I have attended no less than 25 training schools and conferences in the area of Law Enforcement. Some of the courses attended include, Interview and Interrogation, Sexual Assault Response, Drug Recognition and Awareness, Field Training Officer, Basic Hostage Negotiation, Robbery Investigation, and Homicide Investigation.

I completed a Bachelor's degree in Public Administration at the University of San Francisco in December, 2006.

STATEMENT OF PROBABLE CAUSE

I am aware of the following information either from personal observations, interviews and/or information which was related to me by other law enforcement officers based upon prior investigations and law enforcement reports.

Introduction

This is a request for an arrest warrant for **JOSEPH JAMES DEANGELO**, born 11/08/1945 for the murder Brian and Katie Maggiore on February 02, 1978. The Maggiore homicides have long been considered to be part of series of crimes perpetrated by an individual known to Law Enforcement Agency as "The East Area Rapist" (EAR). The EAR series was linked to a previous series of crimes in Tulare County, CA, [REDACTED]

[REDACTED] Both of those series have also been connected to a series of rapes and murders in Southern CA [REDACTED]

Between April 1974 and May, 1986, an unidentified white male hereafter referred to as the East Area Rapist (EAR) committed no less than 57 attacks that included sexual assaults and an additional 13 homicides throughout California. He was responsible for hundreds of sexually motivated burglaries, prowling events, and hang up/lewd phone calls. **The suspect in this series has now been identified by DNA as Joseph James DeAngelo, born 11/08/1945, a Sacramento County resident.** (See full description page for all identifying information regarding this suspect).

DeAngelo's connection to these crimes has been established through his geographic ties to the locations where the attacks occurred, numerous circumstantial links, and a [REDACTED] Modus Operandi (M.O) [REDACTED]. The geographic connections will be explored in detail, but include his presence in Tulare County, CA as an Exeter Police Officer during the M.O. linked Visalia Ransacker series. Visalia is less than 20 minutes away from DeAngelo's residence at the time. Additionally, it appears the Kings County Public Safety Academy was held on the campus of the College of the Sequoias. This campus is the epicenter of Visalia Ransacker crimes and it was a professor at this college that was murdered in September of 1975 following an attempted abduction of the professor's daughter in the middle of the night.

By 1976, DeAngelo had transferred to the Auburn Police Department, and was employed there during the vast majority of the EAR portion of the series. The [REDACTED] M.O. a [REDACTED]

[REDACTED] that it points to the actions and crimes of one man, Joseph James DeAngelo.

Three sexual assaults occurred in Contra Costa County, [REDACTED]. A forensic unknown profile was established in the Contra Costa County assaults, and recently, two surreptitious DNA samples were collected from Joseph J. Deangelo. These samples match the previously unknown profile of Contra Costa County. A DNA sample collected in an investigation of the double homicide of Lyman and Charlene Smith in Ventura County matches the previous unknown profile of the Contra Costa County sexual assaults.

(6)

Additionally homicides in Santa Barbara County and Orange County were previously linked to the Lyman and Charlene Smith homicide via DNA profiles.

The case is presented below. Due to the extensive nature of this crime series that has at least 58 official sexual assault and homicide case files containing more than 10,000 pages, I have provided a basic summary of the 50 attacks in Northern California in which all the victims were left alive. A brief summary of a pre-EAR burglary and sexual assault series known as the Visalia Ransacker series is included (1974-1975). This series culminated in the attempted abduction of a young woman from her bedroom and the murder of her father, [REDACTED] who confronted the suspect and attempted to prevent the abduction. A couple months later, the offender was confronted while prowling by an on-duty undercover Visalia Police Officer, [REDACTED]. The offender shot at [REDACTED] bounding him with glass debris prior to escaping.

Also included are detailed summaries of the DNA linked EAR cases that occurred in Contra Costa County.

Finally, I have provided a detailed summary of the Rancho Cordova double murder of Brian and Katie Maggiore [REDACTED]. In addition, exhibit A contains detailed summaries of each sexual assault offense. The last 7 cases all occurred in Southern California. In the last 6 cases all of the victims were killed. Ten individuals were murdered in these final six cases. I have provided a succinct synopsis of each of these homicide cases.

Pre-EAR phase: Visalia Ransacker Series

From April 1974 through December 1975, Visalia, California experienced approximately 120 residential burglaries. Additionally, some of the burglaries involved attempted sexual assaults. The residences were extensively ransacked; hence, the suspect involved in the criminal activity later became known as the Visalia Ransacker.

In the burglaries, [REDACTED]

Several witnesses, who saw the suspect without any face covering, described the suspect [REDACTED]

Additionally, an analysis of the Visalia burglaries showed they were concentrated in the neighborhoods surrounding the College of the Sequoias, which is a community college off Highway 198 and S. Mooney Boulevard. Many of the neighborhoods surrounding the College were linked with drainage canals/ditches.

On September 11, 1975, [REDACTED] was murdered in his Visalia residence. The incident began at approximately 2:00 AM. [REDACTED]

[REDACTED] However, detectives believed the suspect was in the process of abducting [REDACTED] daughter. [REDACTED]

Based on this information, law enforcement revisited the Ransacker cases, at which time they learned [REDACTED]

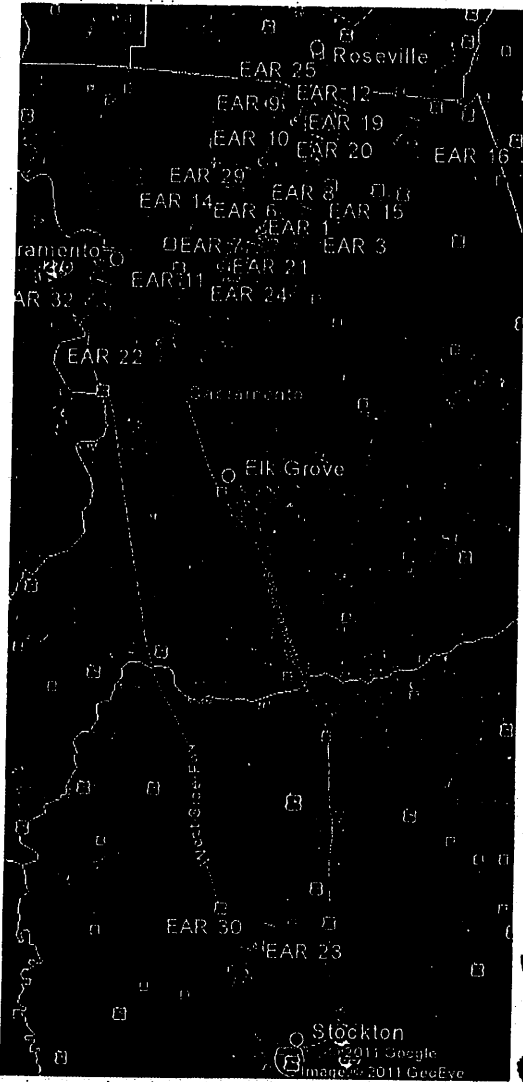
Additionally, law enforcement located several footwear impressions under [REDACTED] window. These footwear impressions were consistent with impressions located at several of the other burglarized residences associated with "The Visalia Ransacker".

On **Monday, September 22, 1975** between the hours of 1900 and 2030, a "Ransacker" burglary occurred in Visalia, CA at [REDACTED]

Based on the pervasive nature of the Ransacker, the Visalia Police Department increased patrols and positioned officers in several residences within the burglarized areas in hopes of apprehending the suspect.

On **December 10, 1975**, Visalia Police Officer [REDACTED] was positioned in the garage of a residence for the purpose of capturing the Visalia Ransacker. The residence he was watching was a suspected target of the Visalia Ransacker, and [REDACTED] was secreted in the neighboring garage. Officer [REDACTED] spotted a prowler in the backyard peeping through a window. Officer [REDACTED] gave chase and confronted the suspect with his gun and flashlight drawn. The suspect removed his ski mask that was atop his head, but not covering his face, looked at Officer [REDACTED] and begged him not to hurt him. Officer [REDACTED] later described the suspect's voice as juvenile and effeminate. The suspect had one hand up over his head while the other hand was in his jacket pocket. The suspect quickly removed a handgun from his jacket and fired a round at [REDACTED]. The round struck Officer [REDACTED] flashlight, embedding in the battery. As Officer [REDACTED] fell backwards, the suspect fled over a fence. This pattern of explosive violence followed by escape when cornered would repeat itself in the series. This was the last time the Visalia Ransacker was seen in Visalia.

Phase 1: Sacramento and Stockton



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

What follows are brief summaries of each Sacramento case:

On June 18, 1976, [REDACTED] was sleeping in her bedroom at her [REDACTED] residence in Rancho Cordova, CA. She lived with her father, who was retired from the military and on vacation in Florida. [REDACTED]

[REDACTED]

[REDACTED] later described the suspect as a white male adult between the ages of 20 and 25 years old. He was slightly taller than [REDACTED] who estimated the suspect to be 5-6 to 5-9, with broad shoulders and a [REDACTED]

On July 16, 1976, [REDACTED] was at his home located in the [REDACTED] and was leaving for work at approximately 5:00 a.m., when he was physically attacked in his garage. He opened his automatic garage door and as it was partially opened, he heard footsteps, and observed a subject bending down and coming under the door. He was about to open his vehicle door when he was struck on the head by a hard object. He observed the suspect to be wearing a dark colored ski mask. [REDACTED] was struck several times in the head and body, and took refuge under his own vehicle to try and escape the blows. The suspect tried to pull [REDACTED] from under the car, partially removing his trousers in the process. He was able to see the suspect was wearing light brown hiking style half boots with unusually thick soles. The suspect removed [REDACTED] wallet from his trousers and fled on foot out of the open overhead garage door. The suspect was described as a male, six feet tall or more, slender build but strong, wearing a cloth jacket, course denim trousers, and dark colored gloves. The weapon the suspect used was described as no more than three feet long, about as round as a shovel handle, with padding on the head end of the club similar to wrapped sand. [REDACTED] wallet was located in a nearby yard. Prior to the attack, at approximately 3:50 a.m., [REDACTED] had heard footsteps near the paved area of his backyard pool. He looked out a window but saw nothing. He heard another noise a few minutes later, but didn't investigate. [REDACTED] had a teenage daughter who had moved out of the home a couple weeks before the incident.

On July 17, 1976, between 2:00 a.m. and 4:30 a.m., a few blocks from the attack on [REDACTED] in the [REDACTED] block of [REDACTED] two teenaged sisters, [REDACTED] were home alone. They were asleep in separate bedrooms of the residence when [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

The suspect was described as a white male adult, between the ages of 17 and 20 years old, no older than 30 years old, 5-8 to 5-10, with a muscular build.

On August 29, 1976, around 3:15 AM [REDACTED] and her two daughters, [REDACTED] were home asleep, when [REDACTED] woke to the chimes by her bedroom window. When she looked toward her window, she saw the silhouette of a male trying to pry her window's screen off. [REDACTED] sat up and the suspect ducked down.

[REDACTED] ran to [REDACTED] room and told her someone was trying to break into their house. The two of them went to her sister [REDACTED] room to wake her but could not get her up. After quickly looking into the backyard, they went to the kitchen to use the phone. As [REDACTED] was dialing the phone, they heard [REDACTED] curtain rod fall to the floor. Shortly thereafter, they saw a male silhouette standing in front of them. He told them to freeze or he would kill them. The suspect was holding a gun in one hand and a club in the other hand.

The suspect told them he just wanted money. He then tried to tie [REDACTED] hands behind her back, but she struggled. The suspect struck [REDACTED] several times in the head with the club [REDACTED] was able to flee the residence to a neighbor's house. The suspect in turn fled the residence.

[REDACTED] and her daughter described the suspect as a light complexed white male adult, between 20 to 30 years, 5-10 tall, with a slim build. They indicated the suspect was armed with a revolver, wearing a black lineman's style utility belt and was wearing no clothing from the waist down. They thought he was wearing high shoes/boots.

On September 4, 1977, around 4:00 PM [REDACTED] went to her parent's residence on [REDACTED] to do laundry. [REDACTED] was described as a very dark street, with no overhead streetlights. There was a drainage ditch, which ran north of the residence and a nature area to the south of the residence.

At around 11:15 PM [REDACTED] finished her laundry and placed it in her vehicle, which was parked in front of the residence. As she turned around, the suspect was standing there. [REDACTED]

[REDACTED]

After freeing herself, [REDACTED] notified the Sheriff's Department. Additionally, she noticed the suspect had left in her vehicle. [REDACTED] described the suspect as a light-skinned white male, [REDACTED]

[REDACTED] parents' residence was approximately 2.5 miles from American River College. Additionally, there are several drainage ditches which transverse the area.

After the fourth burglary involving a sexual assault, the Sacramento County Sheriff's Department began to realize they had a serial burglary/ rapist. The suspect was targeting residences and females in the Rancho Cordova, Arden/Fair Oaks, Orangevale and Citrus Heights communities of Sacramento County. He would later be called the East Area Rapist (EAR).

On **October 5, 1976**, around 6:50 AM, [REDACTED] was lying in bed with her 3-year-old son, when she heard a light switch and footsteps in the hallway of her residence, which was located at [REDACTED] in Citrus Heights. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

After the suspect [REDACTED] she could hear him walking around the house. When she could not hear the suspect anymore, [REDACTED] was able to remove her blindfold and went to a neighbor's house for help. [REDACTED] stated the suspect [REDACTED] 5-10 tall.

[REDACTED]

Additionally, there was a drainage ditch in close proximity to her residence.

On **October 9, 1976**, around 4:30 AM, [REDACTED] a 19-year-old female, who resided at [REDACTED] in Rancho Cordova, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] later notified law enforcement of the assault once her co-worker arrived at her house to pick her up for work.

[REDACTED] was not able to provide a physical description of the suspect, other than he was wearing black leather shoes. The suspect entered [REDACTED] residence through an unsecured living room window at the rear of the house.

In addition, investigators learned [REDACTED]

On October 18, 1976, around 2:30 AM, [REDACTED] who resided at [REDACTED] in Carmichael with her husband and two children, was awakened by her son [REDACTED] who told her someone was trying to get into the house through the kitchen window.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] She was able to untie herself and go to her neighbor's house for help.

[REDACTED] described the suspect as a white male adult with dark hair on his arms and legs, with a solid build. She indicated the suspect was wearing a [REDACTED] a dark t-shirt, gloves and white jockey shorts. The suspect was not wearing any pants.

On October 18, 1976, around 11:00 PM, [REDACTED] who resided at [REDACTED] in Rancho Cordova, arrived home and parked her vehicle on the street in front of her house. As [REDACTED] was getting out of her vehicle, the suspect forced open her driver's door and place his hand around her mouth. [REDACTED] began to struggle at which time the suspect placed a knife to her throat. The suspect told [REDACTED] he would not hurt her, he only wanted her vehicle. The suspect then tied [REDACTED] hands behind her back and escorted her around the corner. Once around the corner, the suspect bound [REDACTED] feet, gagged and blindfolded her.

The suspect then told [REDACTED] not to move that he would be back in 15 minutes [REDACTED] asked the suspect not to hurt her dog and the suspect replied he would not. Once the suspect ran off, [REDACTED] heard her vehicle drive way. [REDACTED] was able to free herself from her bindings and go into her house for help.

[REDACTED] described the suspect as a white male adult, 6 feet tall, [REDACTED], a heavy gray jacket, white cotton mechanic's gloves, and brown desert boots. The suspect also continuously told [REDACTED] to shut up.

[REDACTED] vehicle was recovered the following day (October 19, 1976) parked in front of [REDACTED] which was .3 miles from [REDACTED] house and .27 miles from [REDACTED] house (October 9, 1976 incident). [REDACTED] vehicle was locked and her dog could be heard barking from the trunk.

Later on January 4, 1978, [REDACTED] received a lewd telephone call from a male, who asked if she would like him to lick her pussy. He also told [REDACTED] he knew where she lived. [REDACTED]

On 11/10/1976 [REDACTED] a 16-year-old high school student, who resided at [REDACTED] in Citrus Heights, was home alone watching television when she heard a loud noise coming from the living room. Her dog began to shake and bark, but [REDACTED] was not concerned and continued watching television.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] was able to untie her wrists and ankles and walked back towards her house. When she reached her neighbor's house, they called for help.

[REDACTED] described the suspect as a white male adult, 18 to 23 years old, 5-10 and 165 pounds. She indicated the suspect had brown hair with a very pale complexion. The suspect wore [REDACTED]

[REDACTED]

[REDACTED]

On 12/18/1976, around 7:15 PM, [REDACTED] a 15-year-old high school student, who lived at [REDACTED] Fair Oaks with her parents, was home alone with a cold. Her parents had gone to a Christmas party and her sister was at a friend's house.

As [REDACTED] was practicing the piano, she heard some strange noises but didn't think anything of it.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] described the suspect as a white male adult with a regular build. She could not tell his age or height. She indicated the suspect was wearing [REDACTED] and nylon type jacket.

[REDACTED]

During the investigation, investigators learned [REDACTED]

[REDACTED]

On 1/18/1977, around 11:30 PM, [REDACTED] 25-year-old [REDACTED] who lived at [REDACTED] in Sacramento, went to bed. Her husband was out of town on business.

[REDACTED]

[REDACTED] was able to free herself and call for help.

[REDACTED]'s vehicle was recovered the following day (1/19/1977) in an apartment complex parking lot, 1.5 miles away from [REDACTED] residence. The vehicle was locked and the keys were missing.

[REDACTED] described the suspect as a white male adult, 5-11 and 180 to 185 pounds. He [REDACTED] possibly polyester pants and a lightweight jacket.

Two months prior to [REDACTED] rape, [REDACTED]

[REDACTED]

On 1/24/1977 around 1:00 AM [REDACTED] a 25-year-old [REDACTED] who was separated from her husband and lived at [REDACTED] in Citrus Heights, was entertaining friends at her residence.

Shortly after midnight, all of [REDACTED] guests left, leaving her home alone. After falling asleep,

[REDACTED]

[REDACTED]

[REDACTED]

After the suspect left, [REDACTED] waited 15 minutes before moving, at which time she untied herself and called for help.

[REDACTED]

[REDACTED] description of the suspect was limited since the bedroom was very dark. She [REDACTED]

On 2/7/1977, around 6:50 AM, [REDACTED] a 30-year-old [REDACTED] and [REDACTED] was at home with her daughter. She resided at [REDACTED] her husband had just left for work and asked her to make sure the house was locked since he saw a suspicious van nearby.

[REDACTED] walked through the house, checking the doors. However, when she turned around the suspect was standing there with a gun pointed at her. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]. A neighbor responded and assisted in untying them at which time she called the police.

[REDACTED] daughter described the suspect as a white male adult, [REDACTED]. She indicated the suspect was wearing white jockey shorts, white tennis shoes and a red/white/blue jacket. She said the suspect also had hairy legs.

[REDACTED] neighbor [REDACTED] who resided at [REDACTED] stated he saw a subject climbing over a fence located along a cement drainage ditch. He didn't think anything of it since it was close to Del Campo High School. He described the subject as a white male adult, with short light brown hair, between 16 to 20 years old, wearing a light blue coat and blue pants, similar to a blue leisure suit. Shortly after seeing the subject go over the fence, [REDACTED] saw [REDACTED] exit her house and yell [REDACTED]

A student at Del Campo High School also saw the subject described by [REDACTED] run down [REDACTED] and disappear into the park.

During the investigation, investigators learned [REDACTED] and her family had previously been victims of a burglary on two separate occasions. Additionally, prior to her [REDACTED] incident, [REDACTED] and her family received two phone calls where the calling party hung up.

On 2/16/1977, at 10:30 PM, [REDACTED], an 18 year old who resided at [REDACTED] with his parents had been shot. [REDACTED] was found lying on the ground by a fence in between [REDACTED] and [REDACTED] had sustained a gunshot wound to the abdomen. He was immediately transported to the hospital.

[REDACTED] father told law enforcement the family was in their house when they heard a noise coming from their backyard. When [REDACTED] and his father went into the backyard to investigate the noise, they saw the shadow of a man. The suspect took off running toward the street and they gave chase. The suspect hopped a fence and shot [REDACTED] he attempted to follow. [REDACTED] fell to the ground.

As [REDACTED] father approached, he heard a second gunshot. His father grabbed [REDACTED] and pulled him around the other side of the house.

A neighbor heard the gunshots and tried to follow the suspect. He came upon three girls, who told him they saw a male run into the bushes by [REDACTED]. The girls could only describe him as a male between 25 to 30 years old, with heavy legs.

[REDACTED]

On 3/07/1977, around 9:35 PM, [REDACTED] a 38-year-old female who lived at [REDACTED] in Sacramento, returned home after spending some time at a friend's house. Shortly after arriving home, [REDACTED] went to bed. Prior to going to sleep, [REDACTED] recalled checking all the doors and windows to make sure they were locked.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] She tried to use her telephone, but there was only a dial tone. [REDACTED] made her way to the front door and yelled for help. Law enforcement responded shortly thereafter.

It was determined the suspect gained entry into the residence by prying open a rear window. In doing so, he broke the bottom piece of the window.

[REDACTED]

On 03/18/1977, around 10:40 PM, [REDACTED] a 16-year-old student at [REDACTED] resided with her parents at [REDACTED] Rancho Cordova, arrived home from work. She worked at a local [REDACTED]

Prior to leaving work, [REDACTED] asked her sister to leave the kitchen, living room and porch light on. However, when [REDACTED] arrived home, only the kitchen and living room lights were on.

Once inside her house, [REDACTED] called a friend to arrange to go over to visit. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] the home telephone continuously rang. It was determined [REDACTED] was trying to reach [REDACTED]. The suspect became very tense and began walking back and forth from the kitchen and the backyard.

[REDACTED] later heard knocking on the front door. It was [REDACTED] and her father checking on her. When they were not able to enter through the front door, they went around to the backyard and entered the residence. Once inside, they found [REDACTED] and untied her.

Investigators located pry marks on the back sliding glass door. The door latch had been broken in half. All three bedrooms had been ransacked, which [REDACTED] thought occurred before she got home.

[REDACTED] described the suspect as a white male, 25 to 35 years old, 5-10, medium build and wearing a [REDACTED]

On 4/02/1977, around 1:30 AM, [REDACTED] a 29-year-old [REDACTED] who resided at [REDACTED] Orangevale, arrived home from the drive-in movies. She was with her boyfriend [REDACTED] and her two children.

After everyone went to bed, [REDACTED] was awoken by something. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] described the suspect as a light complexed white male adult, 5-10, medium build, with large thighs and very course leg hair. She indicated the suspect [REDACTED] did not take off his jacket, which she described as a dark nylon windbreaker.

The only thing missing from the residence was [REDACTED]

During the investigation, investigators learned there had been recent reports of burglary and prowler activity in the neighborhood. In one instance, a homeowner chased a white male adult, 25 to 30 years old, 5-9 to 5-10, stocky build, with collar length hair.

On 5/03/1977, around 2:00 AM [REDACTED], a 30-year-old [REDACTED] who resided at [REDACTED] with her husband [REDACTED] and two children, was home asleep. Her husband was a [REDACTED] at [REDACTED] and their house backed up against the levee for the American River.

As everyone was sleeping, [REDACTED] awoke for an unknown reason. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] described the suspect as a white male adult, 5-10, 165 to 170 pounds, with a light build. The suspect wore a [REDACTED] and a dark puffy ski jacket.

The suspect gained entry into the residence through a sliding glass door. The only items [REDACTED]

On 4/15/1977, around 2:00 AM [REDACTED] a 19-year-old [REDACTED] who resided with her fiancé at [REDACTED] Carmichael, was awoken by a bright light in her face. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] After 5 minutes [REDACTED] grabbed a knife from the kitchen and cut her bindings. She then went to her fiancé and freed him.

[REDACTED] stated she never saw the suspect's face and [REDACTED] She described the suspect as 5-8 to 5-10, 145 to 150 pounds with a small build. She said the suspect wore a green khaki nylon jacket and military style boots.

The suspect took approximately \$100 in cash, [REDACTED]

During the investigation, investigators learned there was an incident nearby where a neighbor saw a prowler standing by a window.

On 5/14/1977, around 2:00 AM, [REDACTED] 22-year-old female, who resided at [REDACTED] her husband [REDACTED] was home in bed when she heard the sound of metal scratching. Shortly after going asleep, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

After waiting several minutes, [REDACTED] freed herself from her bounds and ran to a neighbor's residence for help.

[REDACTED] described the suspect as a male adult, 5-9 to 5-10, stocky build, [REDACTED] The suspect had brown collar length hair and hairy legs.

Like many of the other victims, a month prior to the incident neighborhood kids saw a stocky male prowler in the backyard of a residence in the neighborhood.

On 5/17/1977, [REDACTED] a 26-year-old [REDACTED] lived with her husband [REDACTED] and their two children at [REDACTED] in Carmichael. At or around 1:30 AM [REDACTED] was in bed with her husband when they awoke to the suspect in their bedroom.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] did not hear anything for 30 minutes until she heard her husband moving around and calling for his father to come untie him.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] described the suspect as an adult male 5-8 to 5-9. He wore a [REDACTED]

[REDACTED]

On 12/2/1977, around 10:30 PM, [REDACTED] a 36-year-old female, who lived at [REDACTED] in Sacramento with her husband and two children, was home with her two children and two friends.

After her friends left, [REDACTED] and her children went to sleep. Shortly after falling asleep, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

On 1/28/1978, around 10:00 PM, [REDACTED] and her sister [REDACTED] 15 and 14 year old high school students, who resided with their parents at [REDACTED] were home alone. They had been watching television and decided to go to sleep.

Shortly after falling asleep, [REDACTED] heard a thumping noise [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

After 15 to 30 minutes, the sisters heard their father's voice calling out to them. He found them in the bedroom and untied them.

The father [REDACTED] told investigators he and his wife arrived home around 11:30 PM. As they pulled into the driveway, he noticed the laundry room door open and several lights.

[REDACTED] stated the suspect was 5-10 and wore a [REDACTED]

The victim's residence was a quarter of a mile away from American River College.

[REDACTED]

In most of the attacks, the suspect struck homes easily accessible from a drainage canal, creek, or open field adjacent a creek. [REDACTED]

[REDACTED]

An attempted murder of a teenage boy occurred in the middle of this phase, on 2/16/77. The victim, [REDACTED] was an 18 year old white male who lived at home with his parents and sister at [REDACTED]

Several officers had been posted in the neighborhood due to the Ear Area Rapist series which had been going on since June of 1976. A radio call was received at approximately 2230 hours on February 16, 1977 stating a boy had been shot. Sacramento Police Department Officers responded to [REDACTED] and met with a citizen who directed them to the victim [REDACTED] was found lying on the ground by a fence located between [REDACTED]. He had sustained a gun wound to his abdomen [REDACTED] was transported to Sutter Hospital and treated for his injuries.

According to [REDACTED] (father of [REDACTED]) the family was home that evening when they heard a noise coming from their rear yard. [REDACTED] and [REDACTED] went to check the yard and saw the shadow of a man prowling and looking at a teenage girl in the home. The subject took off running towards the street and both gave chase. The suspect ran across the street to [REDACTED] and jumped over the fence on the right side of the house. [REDACTED] was just about to clear the fence as well, when the first shot was fired striking him. [REDACTED] fell back onto the ground. [REDACTED] approached [REDACTED] and a second shot was fired. [REDACTED] grabbed [REDACTED] and dragged him to the other side of the residence.

Several neighbors stated they heard the shots and went to investigate. Nearby neighbors on [REDACTED] heard [REDACTED] yelling for help. 9-1-1 was then called. Other neighbors on the nearby [REDACTED] stated they saw a subject running through a yard on the east side of the [REDACTED], then out onto [REDACTED] and run northbound, across [REDACTED] and into the parking lot of [REDACTED]. There they lost sight of him.

Another neighbor responded to the gunshots and tried to follow the suspect onto [REDACTED]. When he reached that roadway, he saw three girls walking along [REDACTED]. He asked them if they saw anyone running and they told him they saw a male run into the bushes in front of [REDACTED]. They could provide no further description, other than male, 25-30 years old and having "heavy legs."

[REDACTED]

[REDACTED]

From 6/18/76 to 4/14/78, during Phase One of the series, the [REDACTED] attacks all occurred in the greater Sacramento area east or north east of downtown. Two cases during this phase occurred in Stockton: one in September, 1977 and another in March, 1978. After each Stockton attack, the [REDACTED] went back and attacked in the Sacramento region.

The neighborhoods where sexual assaults eventually occurred, were plagued with hang up and lewd phone calls that preceded both burglaries in the neighborhoods, prowling activity, and sexual assaults. Your affiant believes the EAR used these phone calls to gain intelligence on residents who were home and or possibly vulnerable to attack or burglary. Detectives I have spoken with who worked the initial investigation began to become aware that these phone calls were a unique indicator of eventual EAR activity.

Phase One began coming to an end with the Rancho Cordova double murder of Brian and Katie Maggiore on 2/2/78. Though the offender committed 2 additional sexual assaults following the double murder, he never struck the patrol jurisdiction of the Sacramento County Sheriff's Department again. His final two sexual assaults in this phase were in Stockton and the Pocket area of Sacramento. The EAR had never struck the Pocket area of Sacramento before. An enhanced composite sketch of the suspect in the murder of Brian and Katie Maggiore was released on 4/16/78, and the EAR never struck Sacramento County again.

DETAILED SUMMARY OF THE BRIAN AND KATIE MAGGIORE MURDER:

Shortly after 9pm on February 2, 1978, USAF Sgt. Brian Maggiore, 21, and his wife Katie, 20, took their dog for a walk through Cordova Meadows, the quiet, middle class subdivision of Rancho Cordova in which they lived. On that particular evening, the area they walked was very dark. Only a quarter moon, a few porch lights, and a couple of residential light posts at the edge of an occasional driveway provided illumination. At the time, Cordova Meadows was heavily prowled and burglarized and was the location of several sexual assaults [REDACTED]

At some point on their walk, Brian and Katie engaged with an unidentified assailant and came to be in the backyard of a residence in the 10100 block of La Gloria Drive. It is unknown whether they were chased into the yard, followed the suspect into the yard, or perhaps followed their dog into the yard (the dog was later located in the swimming pool of the residence).

A witness who lived at the residence described the violent encounter in his backyard. His vantage point was an upstairs window. He observed the suspect and the victims in his backyard and watched as they ran into the adjacent rear yard on La Alegria Drive (one street south of La Gloria) through a section of a fence that had been blown down. The witness at the La Gloria residence saw the suspect raise his arm and fire at the fleeing victims. He also witnessed the suspect fire towards the ground near the patio of the La Alegria residence. (Brian was subsequently located in this location suffering a from gunshot wound that rendered him unable to speak.) The witness then saw the suspect run around the east side of the house near the residence's chimney and disappear. It was too dark for the victim to make out specific details of the suspect even from his excellent vantage point.

A different witness standing in his driveway on La Alegria Drive was speaking with a neighbor. Both the witness and neighbor heard two separate gunshot events. The witness then heard the sound of a man jumping over the gate immediately next to the chimney of the crime scene residence on La Alegria where the suspect had fled. He heard a sound as though someone had jumped a fence and fallen into bushes. The witness said he heard the suspect thrash in the

bushes, free himself, and then run west towards West La Loma Drive (Witness's direction.) The witness then saw the suspect run up onto the witness's lawn and near a tree in the yard. The suspect got within approximately 25 feet of the witness when the suspect spotted the witness and the neighbor. The suspect rapidly changed direction and ran across the street. In his brief observation, the witness noticed the suspect was wearing a black or blue knit ski mask that left only his eyes and nose exposed and was possibly holding a handgun. He further stated the subject was wearing a brown leather jacket, gathered at the waist, with a peanut-shaped stain on the lower right side of the back. The subject had dark, quiet shoes. He described him as 6'0" to 6'2" inches tall with fair skin. He worked with a sketch artist and the following composite was drawn:



A witness who lived across the street reported to detectives that she had seen the subject run onto the lawn from the sidewalk as described, and change direction. She observed the subject to be approximately 5'9", which came from a direct comparison of the height of the suspect to the height of the young man who was in his driveway, and was known to her. A young lady in the same home reported the suspect ran through her side yard, jumped a fence in the backyard, and ran onto the adjacent street, Capitales Drive.

Several other witnesses apparently saw the same suspect (based upon their general agreement on clothing description and other features) on Capitales and other nearby streets generally heading northeast, away from the crime scene. Odd behavior was noted by several of the witnesses, including strange comments such as "Excuse me, I'm trespassing" when seen by a resident in his yard. One witness saw the suspect carrying a football-sized object in his hand that appeared to

be made of cloth. The suspect would jump behind objects and shield his face with his arm and jacket whenever he encountered a witness.

In all of the nearly one dozen witness accounts of events following the shooting, only a lone suspect was observed by each witness. [REDACTED]

[REDACTED] They described him as follows:

- White male
- 5'9" to 6'0"
- 20-30 years old
- Brown hair to middle of ear: described by some as light brown, by others as brown or dark brown
- Hair parted, but described by some as bushy
- Dark jacket made of shiny material, possibly leather or vinyl, most commonly described as brown
- Soft-soled shoes

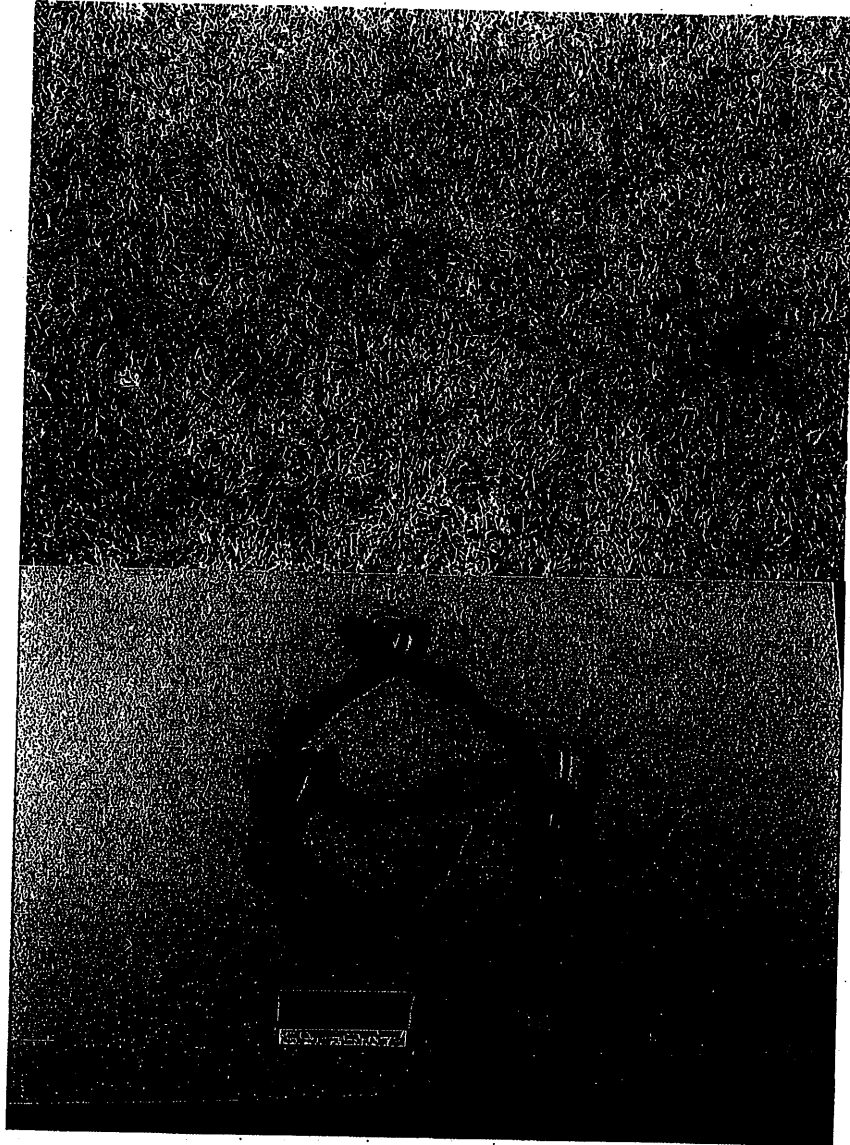
At the crime scene where both Brian and Katie were shot, a single pre-tied shoelace was located in the yard a few feet from where Brian was lying. Considering that several seconds elapsed between shots being fired and the witness seeing the man jumping the fence, [REDACTED]

[REDACTED] The owners of the home where the couple were found did not recognize the shoelaces. [REDACTED]

[REDACTED] they were pre-tied as a ligature as opposed to a straight shoelace, as if to allow a quick cinching technique. [REDACTED]

[REDACTED]

[REDACTED]



Brian and Katie Maggiore were each transported to area hospitals where they died as a result of the gunshot wounds they suffered during this event.

EXAMINATION OF THE EVENTS LEADING UP TO THE MAGGIORE HOMICIDES

Twelve homes in the immediate neighborhood of the murders (Cordova Meadows subdivision) reported [REDACTED] incidents in the weeks and days leading up to the murders as well as the night of the murder. These incidents included prowlers, hang-up and/or silent phone calls, and burglaries. Additionally, other residences along the American River Parkway to the east and west were burglarized that night.

Affiant has read all of the neighborhood crime reports leading up to the Maggiore murders.

[REDACTED]

In addition, your affiant has read in excess of 30,000 reports from the time period

[REDACTED]

The following crimes occurred in the weeks, days, and hours preceding the murder of Brian and Katie Maggiore. All occurred within approximately 1/3 mile radius of each other.

[REDACTED] A young woman reported receiving hang up phone calls where caller said nothing and would then hang up. These occurred every night for a week prior to the murders. All calls occurred at the same time: 8:00 p.m. There was no call the night of the murder or at any time after.

[REDACTED] A young couple moved into the home in the fall of 1977. They had prowler activity at night and suffered a burglary in winter of 1977. Undergarments belonging to wife appeared to be missing. Gates and doors were found open around Christmas of 1977, leading them to believe the home had been re-entered. No items were taken.

[REDACTED] A young woman resided at the residence and reported prowler activity in the two weeks leading up to the double murder. Also reported were phone calls where the caller said nothing and then hung up.

[REDACTED] 25-year-old woman experienced heavy prowler activity beginning a little over a month before the murders. Shoeprints were found outside the bedroom window, and the gate was constantly left open. Attempts to secure it resulted in the culprit damaging it to gain entry. Drawings on the window in what was suspected to be bodily fluids were left by the culprit.

[REDACTED] A married couple in their early twenties reported experiencing a burglary, four months before the murders, in which nothing was taken. An unknown subject was observed in backyard on one occasion.

[REDACTED] A man in his twenties and two female roommates in their twenties reported prowler activity a few months before the murders. Numerous hang up phone calls had been received since that time.

[REDACTED] A married couple in their early twenties reported receiving suspicious phone calls, beginning a week prior to the murders, in which the caller would say nothing and then disconnect.

[REDACTED] A woman in her thirties suffered a nighttime burglary three nights before the murders. Nothing was taken.

[REDACTED] A woman in her twenties sustained a nighttime attempted burglary on the night of the murders. The burglar's entry was thwarted by a secondary security device on the sliding door. The victim also reported an uptick in recent prowler activity at the residence.

[REDACTED] A residence on this block was burglarized within a week of the murders. The exact date and time are unknown, as the house was in the pre-sale stage and vacant. The residence had been completely secured, with all doors and windows locked a week prior by a real estate agent. Items were disturbed within residence, a carpet was stained, and entry was made through a kitchen window. Multiple screens were bent and two windows (including the point of entry) were unlocked. The attic was disturbed, and the access cover was moved from directly over the hole to the far edge, leaving the attic access hole open. Stains tested negative for blood or other biological substances. On several occasions when the real estate agent drove by the residence, he observed a yellow, ten-speed bike parked on the landing by the front door. The residence appeared otherwise normal, despite the presence of the bike.

[REDACTED] An attempted burglary occurred on February 1, 1978, at approximately 10:00 p.m, which was heard by neighbors who knew occupants were gone. The suspect kicked in padlocked side gate (which served as protection for swimming pool) after gaining initial access to the backyard via an open side gate. The window to a bedroom located within an enclosed patio was pried open, and another window had its screen removed. No entry was ultimately gained, possibly due to the awakening of the neighbors.

[REDACTED] A woman in her late thirties and other female occupants in the home across the street from the murder scene reported numerous suspicious hang-up phone calls in the week prior to the murder. The final call was received at 8pm on the night of the murders. The caller said nothing, remained on the line briefly, and then disconnected.

[REDACTED]

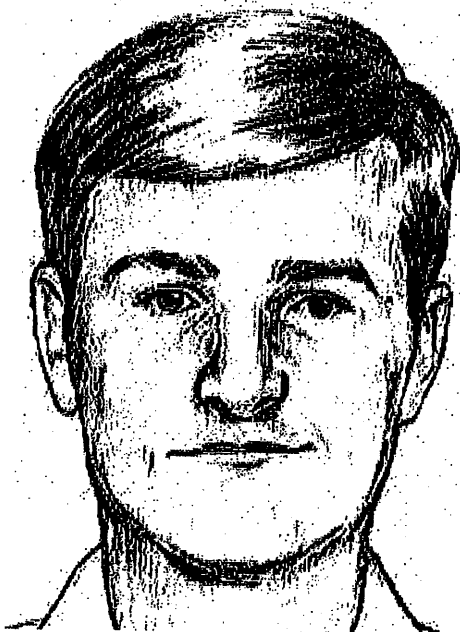
[REDACTED]

COMPOSITE SKETCH

A composite sketch of the probable killer was released in April 1978. This composite was considered the most reliable at the time of release. [REDACTED]

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Two [redacted] offenses occurred following the murder of the Maggiores, but prior to the release of the sketch. One was in Stockton, where he had previously struck before after a multi-month absence. The other was in the City of Sacramento's 'Pocket' area, where he had never struck before.



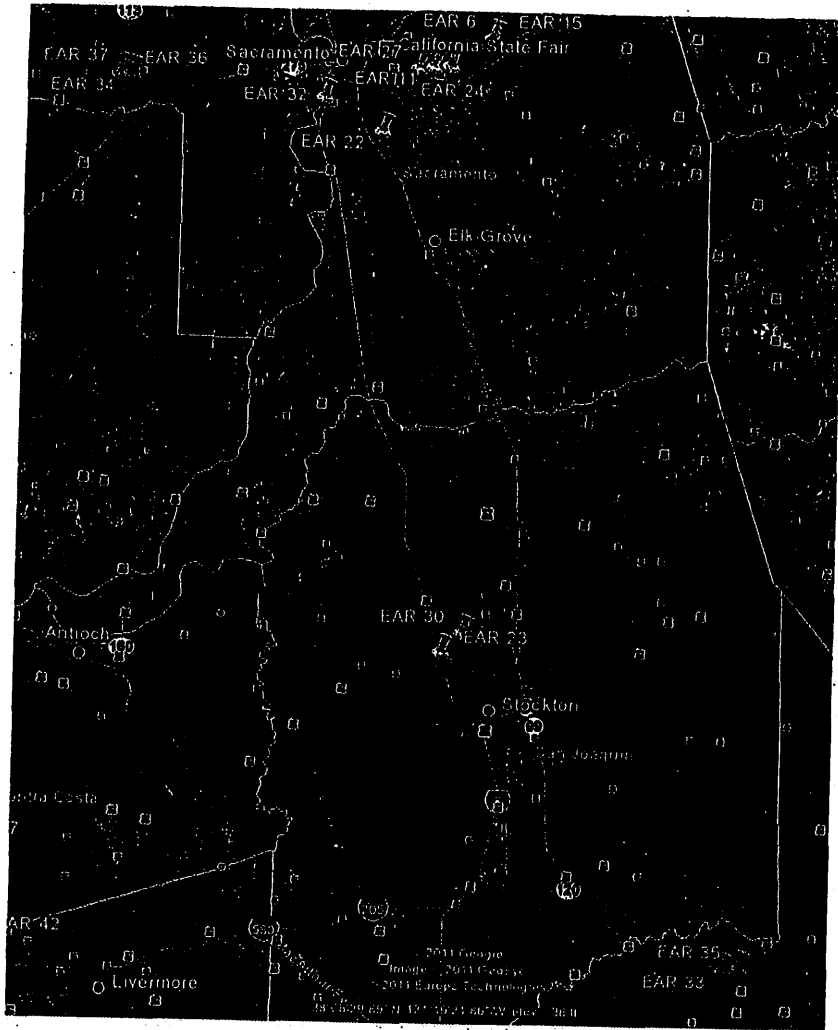
Maggiore Murderer Composite Sketch



Joseph James DeAngelo in the late 1970's as an Auburn Police Officer

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Phase 2: Modesto and Davis 6/78 TO 7/78



In June, 1978, [REDACTED]
[REDACTED]
[REDACTED] Phase 2 of
the series. On 6/5/78, [REDACTED]
[REDACTED] in Modesto and
within 48 hours he attacked in
Davis on 6/7/78. The
distance between these two
cases is 91 driving miles.

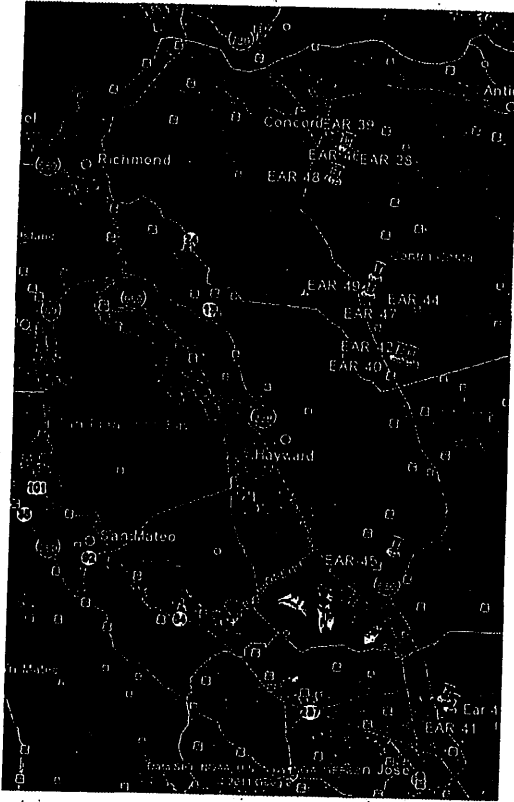
Within two weeks [REDACTED]
attacked again in Modesto on
6/23/78 and within 24 hours
he had returned to Davis and
attacked on 6/24/78. Two
weeks passed and he attacked
once more in Davis at 2:50am
on 7/6/78. This last Davis
attack concluded Phase 2 of
the series.

[REDACTED]

[REDACTED]

[REDACTED]

Phase 3: East Bay 10/78 TO 7/79



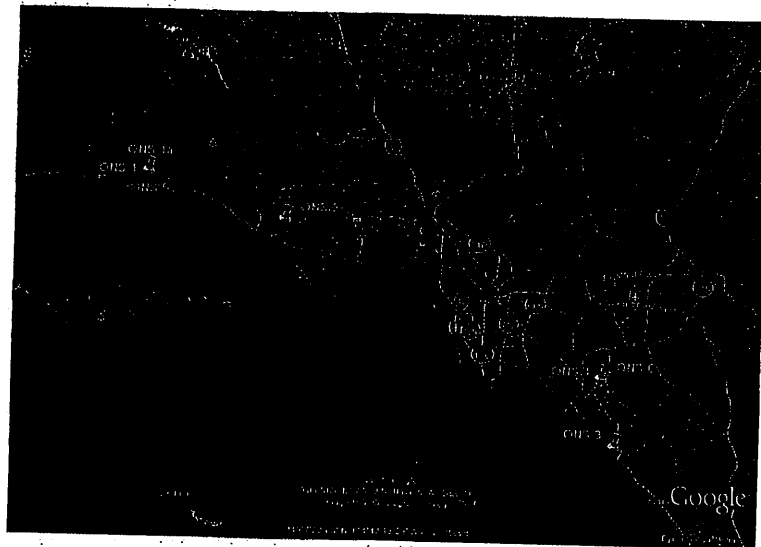
A three month long gap exists from the first week in July, 1978 until the second week in October, 1978 when no known [REDACTED] cases occurred – the longest period of inactivity [REDACTED] up to that time. Phase 3 started in October, 1978 after the three month period. Two couples were [REDACTED] within two days of each other (10/11/78 and 10/13/78) in Concord.

Over the next nine months following the Concord cases [REDACTED] committed [REDACTED] assaults in Walnut Creek (6/2/79 and 6/25/79), Danville (12/9/78, 6/11/79, and 7/6/79), San Ramon (10/28/78 and 12/18/78), Fremont (4/4/79), and San Jose (11/4/78 and 12/2/78). Most of these attacks in the East Bay were in neighborhoods within a few minutes driving distance of Interstate 680.

After the last Danville case on 7/6/79, [REDACTED] disappeared with no more known cases occurring in Northern California.

Both Sacramento and Contra Costa law enforcement agencies formed dedicated [REDACTED] Task Forces to address the continuous threat to the public created by the [REDACTED] Proactive tactical patrol strategies were implemented and every attack was thoroughly investigated. Hundreds of suspects were contacted by patrol officers or the task force investigators and eliminated either through physical description, alibis, or through secretor status.

In 2001, DNA testing done by the Contra Costa County Sheriff's Crime Lab linked three of the [REDACTED] cases (victim's [REDACTED], and [REDACTED] summarized at length below) to a series of homicides committed in Southern California between 1979 and 1986. Six cases with ten murdered victims were spread across Santa Barbara, Ventura, and Orange counties [REDACTED]



[REDACTED] With the DNA link, I have added the Southern California homicides as Phase 4 of the series. [REDACTED]

DETAILED SUMMARY OF THE 3 DNA LINKED EAR RAPES:

[REDACTED] Contra Costa County Sheriff's Office [REDACTED]

On 10/28/78, [REDACTED] were asleep in their bed in the [REDACTED] San Ramon, CA. [REDACTED] woke up at night [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] After that he left.

The criminalist processing the crime scene noted that the phone cord in the bedroom had been cut by the offender.

In 2001, the DNA profile [REDACTED] recovered from [REDACTED] neck matched the DNA profile [REDACTED] recovered off of 3/1980 Ventura PD double homicide of Lyman and Charlene Smith.

[REDACTED] Contra Costa County Sheriff's Office [REDACTED]

On 12/9/1978, [REDACTED] was asleep in her bed on [REDACTED] Danville, CA. After she had fallen asleep, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In 2001, a DNA profile was [REDACTED] recovered from [REDACTED] swab that matched the DNA profile [REDACTED] recovered off of 3/1980 Ventura PD double homicide of Lyman and Charlene Smith.

[REDACTED] Contra Costa County Sheriff's Office [REDACTED]

On 6/11/79 at 0400HRS, [REDACTED] were asleep in their bed in the [REDACTED], Danville, CA. [REDACTED] woke up [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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In 2001, a DNA profile was developed from [REDACTED] swab that matched the DNA profile [REDACTED] recovered off of 3/1980 Ventura PD double homicide of Lyman and Charlene Smith.

Phase 4: Southern California

On 10/1/79, [REDACTED] were attacked while they slept at their home on [REDACTED] Goleta CA (Santa Barbara area). This attack

[REDACTED] In this case, [REDACTED] the female victim heard the offender pacing back and forth repeatedly stating "I'm going to kill them, I'm going to kill them this time." [REDACTED] got up and ran towards the front door. The offender caught her and she screams. The male victim [REDACTED] heard [REDACTED] scream so he jumped out of bed [REDACTED] out of the sliding door into the backyard. At this point the offender left the scene on a stolen bicycle. An off duty FBI agent who was a neighbor of the victims responded, got into his car, and pursued the offender. The offender drops the bike and starts hopping fences and escapes.

On 12/30/79, Dr. Robert Offerman (44yr WMA), an orthopedic surgeon and successful businessman, and Dr. Alexandra Manning (35yr WFA), a successful psychologist, were found dead in Offerman's condo at 767 Avenida Pequena, Goleta, CA. Manning was found nude lying face down in the bed with her hands bound behind her back. Manning died as a result of a single gunshot wound to the back of her head. Offerman was found nude lying on the floor next to the bed with the same type of binding as had been used on Manning wrapped in his hand. He died from three gunshot wounds: one to the top of the left buttocks, one to the right front side of his neck, and one at the front base of his neck. Both victims had been shot with nominal .38 caliber bullets all fired from the same gun.

On 3/16/80, Lyman Smith (43yr WMA), a former Deputy District Attorney who was expecting to be appointed as a judge by Governor Jerry Brown, and his wife Charlene Smith (34yr WFA) were found dead in their beds at their home located at 573 High Point Dr., Ventura. Lyman was found nude lying face down on the right side of the bed. Both his hands and feet had been bound. Charlene was found nude from the waist down, lying face up with her hands bound behind her back. Her ankles were also bound. Both victims died as a result of blows inflicted to their head by a wood log the offender had procured from the firewood pile outside the house. **Semen recovered from Charlene's vaginal swab is consistent with the EAR's DNA profile developed from the aforementioned Contra Costa cases.** This attack will be summarized in much greater detail later in this affidavit. (A detailed summary of this case is contained below.)

On 8/21/80, Keith (28 yr. WMA) and Patrice Harrington (28 yr. WFA) were found dead in their bed by Keith's father Roger Harrington at their house owned by and shared with the father at 33381 Cockleshell Dr., Laguna Niguel. This house was located in a gated neighborhood but anybody on foot could easily gain access into the area. Roger Harrington was a wealthy businessman. Keith, a medical student at UC Irvine and Patrice, a nurse, had both been bludgeoned in the head by an unknown blunt object. Both were lying face down and had been completely covered with bedding. Keith was nude while Patrice was only wearing a short white terry cloth robe. Binding marks were present on both victim's wrists and on the female's ankles.

The binding material had been removed, presumably by the offender, prior to the bodies being found. **Semen recovered from Patrice's vaginal swab is consistent with the EAR's DNA profile developed from the aforementioned Contra Costa cases.**

On 2/6/81, Manuela Whittuhn (28 yr. WFA) was found dead in her bed by her mother at 35 Columbus Way, Irvine. Manuela worked as a teller handling auto loans for the Airport Branch of the California First National Bank in Irvine. Her husband, David Whittuhn, was in the hospital being treated for a viral infection and therefore was not home when the homicide occurred. Manuela was found dressed in a bath robe and partially wrapped in a sleeping bag. She had received multiple blows to the back of her head. Binding marks were found around both her wrists and ankles but the binding material was missing. **Semen recovered from Manuela's vaginal swab is consistent with the EAR's DNA profile developed from the aforementioned Contra Costa cases.**

On 7/27/81, Greg Sanchez (27yr WMA) and Cheri Domingo (35yr WFA) were found dead in the master bedroom of 449 Toltec Way, Goleta. Cheri was house sitting at the residence that was for sale by the owner. Her boyfriend Greg had apparently come over to visit. Real estate agents found the bodies after coming to the house with clients. Greg was found nude lying face down on the floor, partially in the bedroom closet. He had one non-fatal gunshot wound that had entered through his left cheek and had received 24 blows to his head from an unknown weapon. After receiving the blows, Greg's head had been covered with clothing from the closet. No binding marks were present on either Greg's wrists or ankles. Cheri was found nude lying face down in the bed and was completely covered by bedding. Both arms were behind her back and binding marks encircled both wrists. However, the binding material was missing. Binding marks were also present on her ankles with the binding material missing. Cheri died as a result of multiple blunt force injuries to her head. **A semen stain on a blanket at the scene is consistent with the EAR's DNA profile developed from the aforementioned Contra Costa cases.**

On 5/5/86, Janelle Cruz (19 yr. WFA) was found dead in her bed at 13 Encina, Irvine. Janelle worked as a cashier for the Bullwinkle's restaurant. Janelle lived with her mother who was on vacation at the time of the homicide. A realtor had gone to the residence that was for sale to prescreen it for a client and found Janelle's body. Janelle was found lying face up on her bed with a blanket covering her head. She was nude from the waist down. Janelle died as a result of multiple blows to the face and head from an unknown blunt weapon. **Semen recovered from Cruz' vaginal swab is consistent with the EAR's DNA profile developed from the aforementioned Contra Costa cases.**

DETAILED SUMMARY OF VENTURA MURDERS OF LYMAN AND CHARLENE SMITH:

On 3/16/80 at 1:55pm. [REDACTED] went to his father Lyman and stepmother Charlene Smith's house at 573 High Point Dr. in the city of Ventura to mow the lawn. [REDACTED] knocked on the front door and after receiving no response; he went to the rear and contacted two males who were working in the rear yard. The two males indicated that his father should be home. [REDACTED] proceeded to a garage door and found it locked so he went to

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the front door again and knocked again. After not receiving a response at this second attempt, [REDACTED] tried to open the front door and found it unlocked. He entered the residence and noticed the pillows disturbed on the living room couch and heard a noise coming from the back of the residence. [REDACTED] followed the noise to the master bedroom and discovered the noise was the alarm clock. Upon entering the master bedroom, [REDACTED] noticed the dresser had been ransacked with doors open, drawers pulled out, and items disturbed.

[REDACTED] saw the bedspread had been pulled up and covered two figures laying on the bed. [REDACTED] went to the far side of the bed to turn off the alarm clock and wake up his father. At this time he noticed blood on the bedspread. [REDACTED] lifted up the bedspread and observed his father, Lyman Smith DOB 4/7/36, lying face down, with a large amount of blood on his head. [REDACTED] believed at this time his father was dead. [REDACTED] then called the police.

Upon entering the master bedroom, Ventura detective [REDACTED] observed a king size bed with the head against the south wall. A blood-stained wood log was laying on top of the bedspread at the foot of the bed. Pieces of bark were on the floor on the east side of the bed. Two figures were lying in the bed, completely covered with the bedspread. Blood was observed on the bedspread up at the head of the bed.

[REDACTED] lifted the southwest corner bedspread and observed a white male adult, later identified as Lyman Smith (DOB 4/7/36), lying face down on the pillow. Lividity was present on the face and a large amount of blood was under his head on the pillow. Lyman Smith was completely nude. The detective then lifted the southeast end of the bedspread and observed the body of a white female adult, identified as Charlene Smith DOB (4/17/46) laying on her back, with a large amount of blood covering her face and on the pillow. Charlene Smith was wearing a shirt but was nude from the waist down. Both victims had their hands bound behind their back with cord and each of their ankles were also bound. A small amount of blood spatter was seen on the wall at the head of the bed. Both bodies showed signs of early decomposition changes.

The autopsy found both victims had died as a result of multiple blows to the head. The wood log found at the foot of the bed was determined to be the weapon used to inflict the injuries to both victim's heads. A wood pile on the north side of the victim's house was determined to be the likely source of the wood log used as the bludgeoning weapon. Semen was found on Charlene Smith's vaginal swab.

In 1996 DNA testing from the semen evidence linked the double homicide of Lyman and Charlene Smith to three other homicide cases in Southern California: the 8/1980 double homicide of Keith and Patrice Harrington, the 2/1981 Irvine PD homicide of Manuela Whittuhn, and the 5/1986 homicide of Janelle Cruz. In 1997, DNA testing further linked the semen evidence from Charlene Smith to three Contra Costa County [REDACTED] cases that occurred at the end of 1978 and the early part of 1979. In 2011, DNA from the 7/1981 Santa Barbara S/O double homicide of Cherie Domingo and Gregory Sanchez was also linked to the DNA evidence recovered from Charlene Smith.

The early investigation into the homicides of Lyman and Charlene Smith focused on [REDACTED] a business partner of Lyman Smith who had been at the house the last night the victims

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were known to be alive. [REDACTED] fingerprint had been found on a drinking glass recovered from the kitchen counter inside the Smith residence and a pastor had come forward stating [REDACTED] had made incriminating statements about being present during the homicide during a personal counseling session. The Ventura District Attorney charged [REDACTED] with the murders of Lyman and Charlene Smith. The pastor, the primary witness against defendant [REDACTED] was discredited at the preliminary hearing and the Ventura District Attorney dropped the case against [REDACTED]. Subsequent DNA testing eliminated [REDACTED] as the donor of the semen recovered from Charlene Smith's vaginal swab.

Your affiant learned additional DNA testing conducted during the first quarter of 2018 from the Smith semen evidence resulted in identifying a relative [REDACTED]. Subsequent investigation into the family lineage led to identifying **Joseph James DeAngelo Jr.** (DOB: November 08, 1945, white male, [REDACTED])

[REDACTED] as a potential suspect. On April 18, 2018, a surreptitious sample from DeAngelo was collected from the driver's side car door handle he was directly observed driving. DeAngelo's vehicle was parked in a public location at the parking lot of the Hobby Lobby store in Roseville, CA. A swab was collected from the door handle while DeAngelo was inside the store. This car door swab was submitted to the Sacramento DA Crime Lab for DNA testing.

On 4/20/18, affiant received results produced by the Sacramento DA Crime Lab from a swab of DeAngelo's door handle. According to a qualified DNA criminalist the DNA contained a mixture of three individuals. The criminalist was able to isolate a contributor which accounted for 47% of the DNA present in the sample. The DNA was compared to one of the Orange county profiles which was confirmed by the criminalist to be identical to the profile from the March 1980 Lyman and Charlene Smith double homicide from Ventura County. This 47% contributor of the DNA was consistent with both the Orange County and Ventura County (Smith suspect) profiles. The likelihood ratio for the three person mixture can be expressed as at least 10 billion times more likely to obtain the DNA results if the contributor was the same as the Orange County/Ventura County [REDACTED] profile and two unknown and unrelated individuals than if three unknown and unrelated individuals were the contributors.

On 4/23/18, additional surreptitious samples were recovered out of DeAngelo's trash can, located at his residence, 8316 Canyon Oak Drive, Citrus Heights, CA 95610. The trash can was put out on the street in front of his house the night before. DeAngelo is the only male ever seen at the residence during surveillance of his home which has occurred over the last three days. Multiple samples were selected from the collected trash and sent to the lab for DNA testing. Only one item, a piece of tissue (item 234-#8), provided interpretable DNA results. The likelihood ratio for this sample can be expressed as at least 47.5 Septillion times more likely to obtain the DNA results if the contributor was the same as the Orange County/Ventura County [REDACTED] profile than if an unknown and unrelated individual is the contributor.

EXAMINATION OF SUSPECT JOSEPH JAMES DEANGELO JR.

It is my opinion that upon examination of the factors linking Joseph James DeAngelo Jr. to all the cases detailed above demonstrates he is the offender responsible for the [REDACTED] the murders of Brian and Katie Maggiore, [REDACTED]

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[REDACTED] This includes the double homicide of Lyman and Charlene Smith.

Joseph James DeAngelo Jr. was born within the logical time frame of the offender, on November 8, 1945. He grew up in the Sacramento area and attended Folsom High School. DeAngelo left Sacramento in 1973 and took a job as a police officer in Exeter, CA. Exeter is less than 20 minutes away from the city of Visalia, CA the location of all the Visalia Ransacker crimes that culminated in the abduction attempt of [REDACTED] and the murder of her father [REDACTED] as well as the later shooting of Visalia Police Officer [REDACTED]. By 1974, DeAngelo attended a police academy for 400 hours at the Kings County Public Safety Academy. This academy was affiliated with the College of the Sequoias within Visalia, CA and the epicenter of the Visalia Ransacker Crimes.

[REDACTED] DeAngelo's physical description is consistent with the [REDACTED] composite sketch of the suspect in those cases is also consistent with photos of DeAngelo in possession of investigators.

Joseph James DeAngelo is linked to the East Area Rapist series via geographical factors. Following the murder of [REDACTED] and the shooting of [REDACTED] DeAngelo relocated to the Sacramento area and took a job as an Auburn Police Officer.

[REDACTED] Additionally, DeAngelo had been engaged to marry a woman named Bonnie. [REDACTED]

[REDACTED]

It is my opinion that the EAR murdered Brian and Katie Maggiore on 2/2/78. This crime occurred at the end of the EAR series in the first neighborhood the EAR struck in the Sacramento area. This neighborhood, Cordova Meadows, was a very active EAR [REDACTED] ground with [REDACTED] burglaries, prowling events, lewd/hang up phone calls, and [REDACTED] assaults from June of 1976 to March 1977. The concept of [REDACTED] for this offender is well documented throughout the cases, and exemplifies the behavior of the offender in his method of victim selection. This concept of [REDACTED] was discussed in detail in the FBI's Behavioral Analysis Unit report that examined all of these cases. Very few [REDACTED] assaults were not preceded by this stalking behavior of a specific neighborhood prior to the initiation of [REDACTED] assaults. [REDACTED]

offenses that were detailed above in the month, day, and hours before the murders of the Maggiores.

Several M.O. factors link the EAR to this crime.

[REDACTED]

- Strange phrases uttered such as "Excuse me, I'm trespassing"
- Time of day is consistent with prowling/burglary offenses [REDACTED]
- Use of hang up phone calls to identify residents who are home with the neighbor across the street getting such calls the night of and within an hour of the murder.
- The hiding of the suspects identity while fleeing on foot
- Jumping of fences to escape the area
- Lack of immediate auto transportation as suspect forced to flee on foot
- Physical description of suspect consistent with EAR
- Composite sketch by witness that closely resembles DeAngelo
- Cessation of activities in Rancho Cordova and Sacramento County Sheriff's jurisdiction following the murders
- Cessation of all EAR activity is Sacramento County after the release of the composite

[REDACTED]

Finally, the [REDACTED] EAR had demonstrated in the [REDACTED] Detective [REDACTED] and [REDACTED] incidents that he would resort to explosive violence if met with resistance from a male. This pattern continues during the later [REDACTED] cases.

It is the opinion of your affiant that Brian Maggiore became involved in a close quarters confrontation with the EAR as he was involved in stalking, prowling, or burglarizing behavior. I believe the EAR shot Brian Maggiore, pursued Katie on foot and shot her.

It is the opinion of your affiant that Joseph James DeAngelo Jr. is responsible for the murder of Brian and Katie Maggiore on February 2, 1978. I pray a warrant be issued for his arrest.

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