

No.

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IN THE  
SUPREME COURT OF THE UNITED STATES

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In Re: Patrick James Knowlton,

*Petitioner*

PETITION FOR WRIT OF MANDAMUS

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**PETITIONER'S APPENDIX**

Volume 2 of 2 volumes

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## Preamble

This document was written by John Clarke, Hugh Turley, and Patrick Knowlton.

It was filed in the United States Supreme Court in 2001. It was also filed in five other courts; three U.S. District Courts in the District of Columbia, the U.S. District Court for the Eastern District of Virginia, the U.S. Court of Appeals for the District of Columbia Circuit, and the D.C. Circuit's Special Division for the Purpose of Appointing Independent Counsels.

## Authorities at the scene

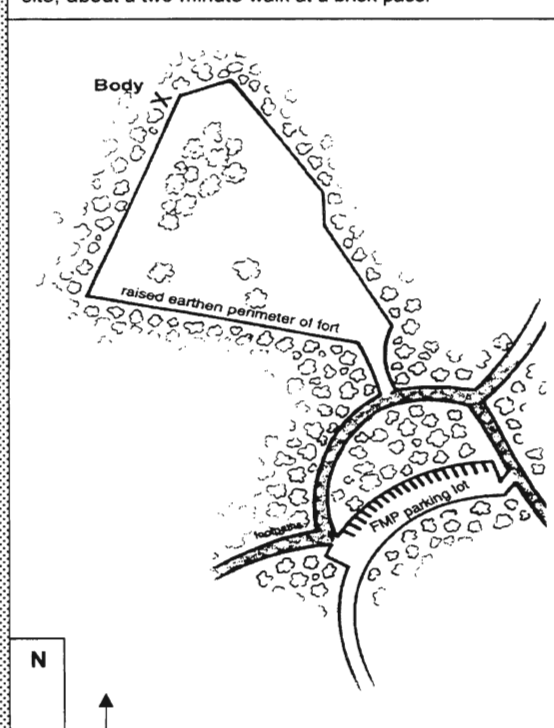
Proof of who was with the body, and when, is an important aspect of the case. The body site is in a secluded area of the park and cannot be seen from the direction of the parking lot. When the timetable is compared to witness accounts of the state of the body, it proves that the body was tampered with, and by whom. These issues are analyzed later in this paper. In the balance of this paper, in discussing those issues which relate to the state of the body at the park, the witness accounts are presented in the following order:

Civilian Dale  
Officer Kevin Fornshill  
Firefighter Todd Hall  
Paramedic George Gonzalez  
Paramedic Richard Arthur  
Firefighter Ralph Pisani  
Firefighter Lt. James Iacone  
Firefighter Jennifer Wacha  
Officer Franz Ferstl  
Investigator Christine Hodakievic  
Lieutenant Patrick Gavin  
Investigator John Rolla  
Investigator Cheryl Braun  
Investigator Renee Abt  
Evidence Technician Peter Simonello  
Dr. Donald Haut  
Firefighter Corey Ashford  
Firefighter Roger Harrison

There will be no review of the records of the accounts of Sergeant Robert Edwards, Officer William Watson, or the unidentified Intern with him, because there are no public reports of interviews with them.

The times used below are estimated, except where obtained from radio dispatches and electronic logs. The time to walk from the parking lot to the body site is approximately 1 minute, 50 seconds.

Approximately 700 feet from the parking lot to the body site, about a two-minute walk at a brisk pace.



The first fire & rescue workers arrived at Fort Marcy Park in a fire truck. They were Firefighter Ralph Pisani, Firefighter Lieutenant James Iacone and Firefighter Jennifer Wach. They saw only civilian cars, no people, and no police vehicles.

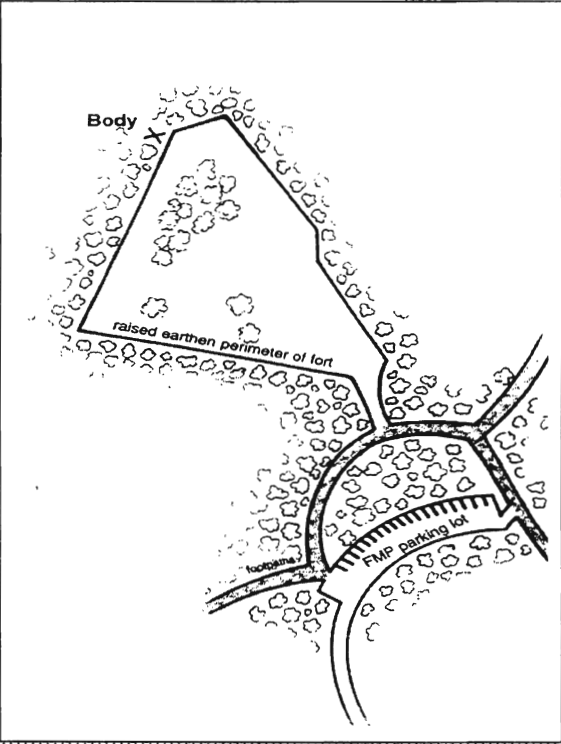
#### Parking lot

Firefighter Jennifer Wach  
Firefighter Lt. James Iacone  
Firefighter Ralph Pisani

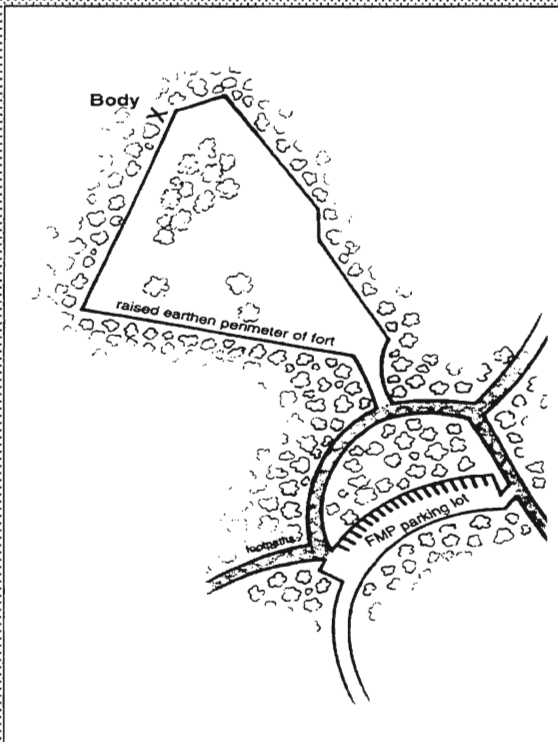
A civilian couple arrived at the park about 45 minutes before the discovery of the body. They sat in their car a while and walked into the southern end of the park.

#### South of the lot

Female Civilian  
Male Civilian

<b>Body site</b>	<b>FORT MARCY PARK 6: 14:32-6:15</b> See endnote 4.							
Officer Kevin Fornhill	<p>At Officer Fornhill's direction, Hall and Gonzalez searched another area of the park. Fornhill, searching alone, found Mr. Foster's body. He called Hall and Gonzalez over to the body, who radioed the other team of searchers. Hall immediately noticed a gun in Mr. Foster's hand and told Fornhill. Fornhill radioed to the Park Police who were en route to the park that the death was an "apparent suicide." At the body, Hall "heard someone else in the woods [and] subsequently saw something red moving in the woods."</p>							
Firefighter Todd Hall								
Paramedic George Gonzalez								
								
<p>During their search of the Southeast area of the woods, the team located the couple. Gonzalez radioed the team of the body's discovery, and the team decided to head back toward the lot.</p>								
Male Civilian	<table border="1"> <tr><td><b>Parking lot</b></td></tr> <tr><td> </td></tr> <tr><td><b>South of the lot</b></td></tr> <tr><td>Paramedic Richard Arthur</td></tr> <tr><td>Firefighter Ralph Pisani</td></tr> <tr><td>Firefighter Lt. James Iacone</td></tr> <tr><td>Firefighter Jennifer Wacha</td></tr> </table>	<b>Parking lot</b>		<b>South of the lot</b>	Paramedic Richard Arthur	Firefighter Ralph Pisani	Firefighter Lt. James Iacone	Firefighter Jennifer Wacha
<b>Parking lot</b>								
<b>South of the lot</b>								
Paramedic Richard Arthur								
Firefighter Ralph Pisani								
Firefighter Lt. James Iacone								
Firefighter Jennifer Wacha								
Female Civilian								

Body site	FORT MARCY PARK	6: 16	See endnote 5.
Firefighter Todd Hall	Gonzalez and Hall observed the scene. They saw blood on the right side of Mr. Foster's shirt. Fornhill continued communicating by radio with investigators who were driving to the park.		
Paramedic GeorgeGonzalez			
Officer Kevin Fornhill			



Parking lot

South of the lot

Paramedic Richard Arthur

Firefighter Ralph Pisani

Firefighter Lt. James Iacone

Firefighter Jennifer Wacha

The four firefighters headed back to the parking lot. The couple remained.

Male Civilian

Female Civilian

<b>Body site</b>	<b>FORT MARCY PARK 6: 17</b> See endnote 6.
Officer Kevin Fornshill	<p>During Paramedic Gonzalez's evaluation, he saw a gun in Mr. Foster's right hand. He concluded that Mr. Foster was obviously dead, had been for "two to four hours," and made no attempt at resuscitation. Because of the straight position of the body and the lack of blood, both Hall and Gonzalez concluded that the death appeared suspicious. Hall reportedly saw a female Park Police officer before leaving the site, possibly Hodakievic.</p>
Firefighter Todd Hall	
Paramedic GeorgeGonzalez	

<b>Parking lot</b>
Paramedic Richard Arthur
Firefighter Ralph Pisani
Firefighter Lt. James Iacone
Firefighter Jennifer Wach

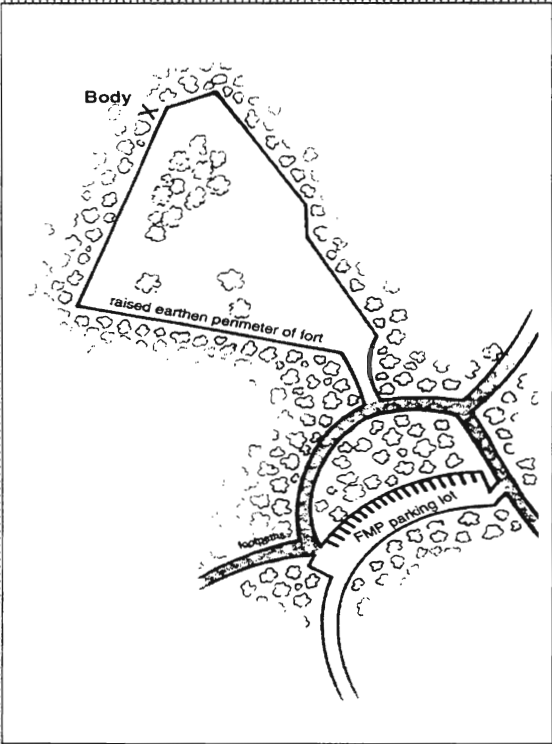
  

<b>South of the lot</b>
Male Civilian
Female Civilian

Officer Franz Ferstl
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Officer Franz Ferstl, who had received the first call to respond to the park, reached the parking lot and headed up to the body site.

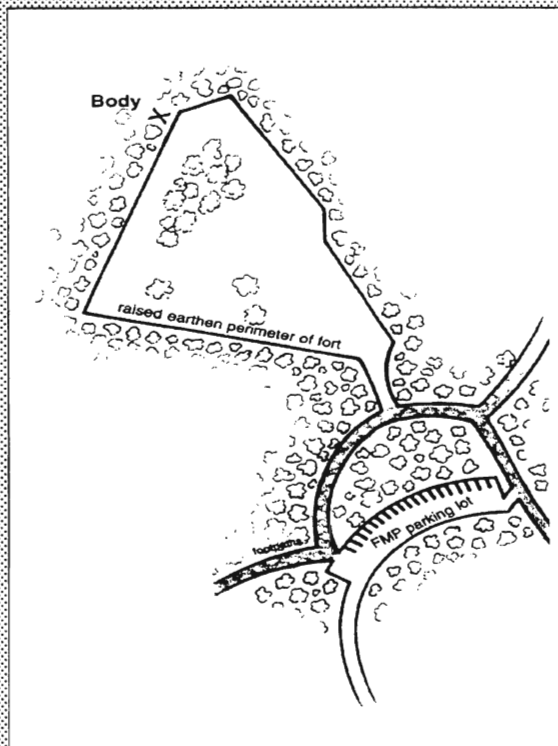
<b>Body site</b>	<b>FORT MARCY PARK</b> <b>6: 18</b> <u>See endnote 7.</u>					
Officer Kevin Fornshill	<p>Hall and Gonzalez decided to return to the parking lot. Officer Ferstl arrived at the body and observed the scene.</p>					
Officer Franz Ferstl						
Firefighter Todd Hall						
Paramedic GeorgeGonzalez						
						
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<b>South of the lot</b>						
Male Civilian						
Female Civilian						



**Body site****FORT MARCY PARK****6:21**See endnote 9.

Officer Kevin Fornshill

Officer Fornshill was alone with the body.



Paramedic Richard Arthur

Firefighter Ralph Pisani

Firefighter Lt. James Iacone

Firefighter Jennifer Wacha

Officer Franz Ferstl

Ferstl entered the parking lot, retrieved his camera and crime scene tape and went back up toward the body, following Arthur, Pisani, Wacha and Iacone. Firefighter Hall and Paramedic Gonzalez saw a briefcase in the "brown" Arkansas Honda.

**Parking lot**

Officer Julie Spetz

Firefighter Todd Hall

Paramedic George Gonzales

**South of the lot**

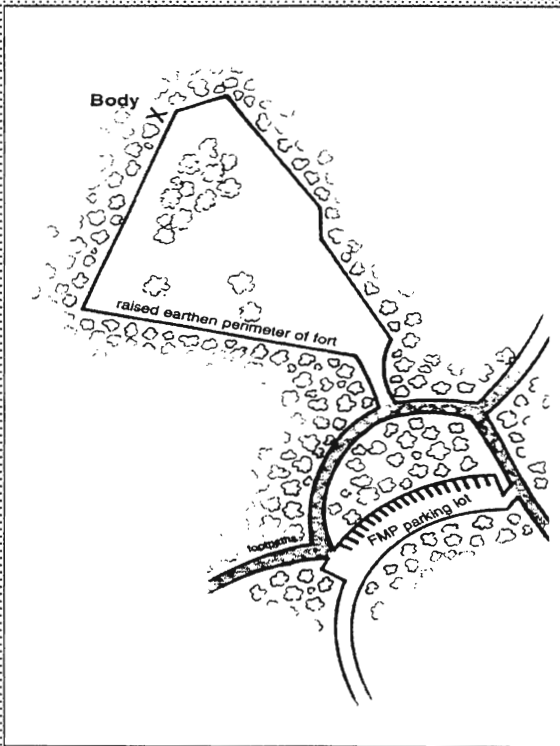

Male Civilian

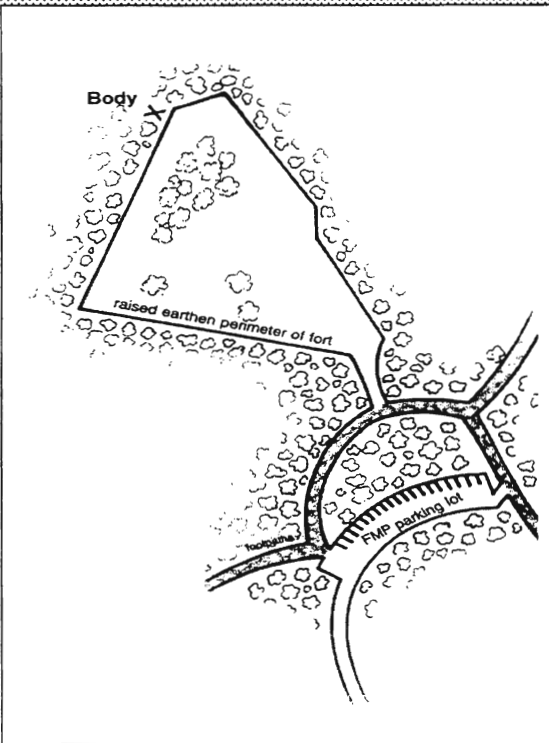
Female Civilian

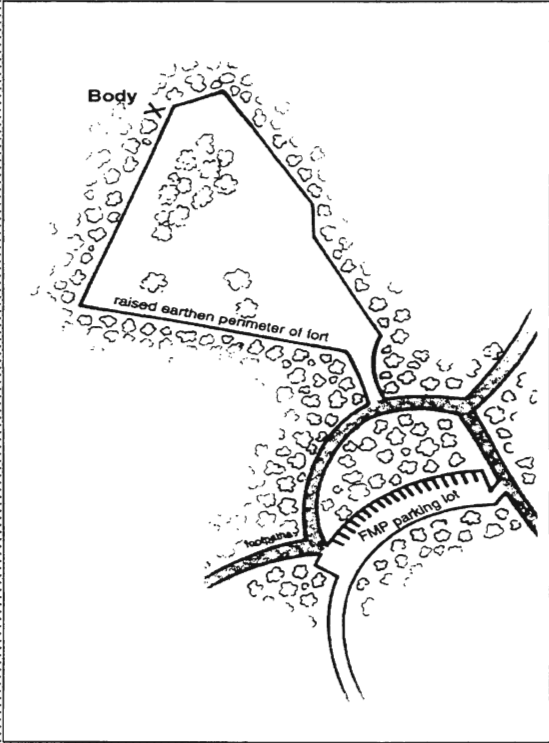
Body site	FORT MARCY PARK	6:22	See endnote 10.
Officer Kevin Fornshill			
Paramedic Richard Arthur			
Firefighter Ralph Pisani			
Firefighter Lt. James Iacone			
Firefighter Jennifer Wacha			
Officer Franz Ferstl	<p>Spetz spoke to both Hall and Gonzalez, one of whom said that the body did not look like a suicide. Spetz then walked Southeast into the woods to find and interview the couple who had been found by the team who searched that area. Around this time, Officer Fornshill's supervisor, Sergeant Bob Edwards arrived – and radioed, "briefcase recovered."</p>		
		<p><b>Parking lot</b></p> <p>Firefighter Todd Hall</p> <p>Paramedic George Gonzalez</p> <p>Sergeant Robert Edwards</p> <p>Officer Julie Spetz</p>	
		<p><b>South of the lot</b></p> <p>Male Civilian</p> <p>Female Civilian</p>	

Body site		FORT MARCY PARK		6:23	See endnote 11.
Officer Kevin Fornhill	<p>Paramedic Arthur and Firefighters Pisani, Wacha and Iacone joined Fornhill at the body. They saw blood on the right side of Mr. Foster's shirt. Arthur saw a small caliber bullet wound in right side of the neck, just under the jaw line. Being familiar with handguns, Arthur saw a large caliber semi-automatic pistol in Mr. Foster's hand, and concluded that it did not match the smaller caliber bullet hole in the neck. Officer Ferstl arrived.</p>				
Paramedic Richard Arthur					
Firefighter Ralph Pisani					
Firefighter Lt. James Iacone					
Firefighter Jennifer Wacha					
Officer Franz Ferstl					
<p>Around this time, Sergeant Bob Edwards headed toward the body site. Investigator Christine Hodakievic also appeared in the lot. Hodakievic interviewed Hall and Gonzalez.</p>					
Sergeant Robert Edwards		Parking lot			
Inv. Christine Hodakievic	Firefighter Todd Hall	Paramedic George Gonzales			
<p>Spetz located the couple in the woods and asked them to return to the lot.</p>		South of the lot			
Officer Julie Spetz	Female Civilian	Male Civilian			

Body site	FORT MARCY PARK 6:24 See endnote 12.							
<p>When Officer Ferstl returned and began to tape off the crime scene, Officer Fornshill left the body site. Fornshill had been at the body site for about 10 minutes. He maintained that he never saw the gun, even after straining to see it. Officer Ferstl finished taping off the body site and began photographing the body. Arthur and his team did not see an exit wound or a bloody mess. Officially, there was a half-dollar size hole out of the top of Mr. Foster's head. The blood these fire &amp; rescue workers saw on the right side of the shirt was dry.</p>								
Officer Franz Ferstl								
Paramedic Richard Arthur								
Firefighter Ralph Pisani								
Firefighter Lt. James Iacone								
Firefighter Jennifer Wacha								
Officer Kevin Fornshill								
Sergeant Robert Edwards								
<p>Lieutenant Patrick Gavin, the highest-ranking Park Police officer at the park, arrived in the lot and was briefed by Hodakievic, who had seen the body.</p>	<table border="1"> <thead> <tr> <th colspan="2">Parking lot</th> </tr> </thead> <tbody> <tr> <td>Lieutenant Patrick Gavin</td> <td>Firefighter Todd Hall</td> </tr> <tr> <td>Inv. Christine Hodakievic</td> <td>Paramedic GeorgeGonzales</td> </tr> </tbody> </table>		Parking lot		Lieutenant Patrick Gavin	Firefighter Todd Hall	Inv. Christine Hodakievic	Paramedic GeorgeGonzales
Parking lot								
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Inv. Christine Hodakievic	Paramedic GeorgeGonzales							
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South of the lot								
Officer Julie Spetz	Female Civilian							
Male Civilian								

<b>Body site</b>	<b>FORT MARCY PARK</b>	<b>6:25</b>	<u>See</u> endnote 13.
Officer Franz Ferstl	<div>Officer Ferstl continued photographing the body with the semi-automatic pistol in the hand. He saw a small amount of "not fresh" blood around the mouth. Arthur and his group left the body, returning to the lot.</div> <div></div>		
Paramedic Richard Arthur			
Firefighter Ralph Pisani			
Firefighter Lt. James Iacone			
Firefighter Jennifer Wacha			
Officer Kevin Fornshill	<div></div>		
Sergeant Robert Edwards			
<div>During their short conversation, Edwards ordered Fornshill to leave the park and return to his his post guarding the CIA.</div>			
<div>Investigator Hodakievic, Lieutenant Gavin, and Gonzalez and Hall were still in the lot. Officer Spetz and the civilian couple returned to the parking lot.</div>		<div><b>Parking lot</b></div> <div>Lieutenant Patrick Gavin</div> <div>Firefighter Todd Hall</div> <div>Paramedic GeorgeGonzales</div> <div>Inv. Christine Hodakievic</div> <div>Officer Julie Spetz</div> <div>Male Civilian</div> <div>Female Civilian</div>	

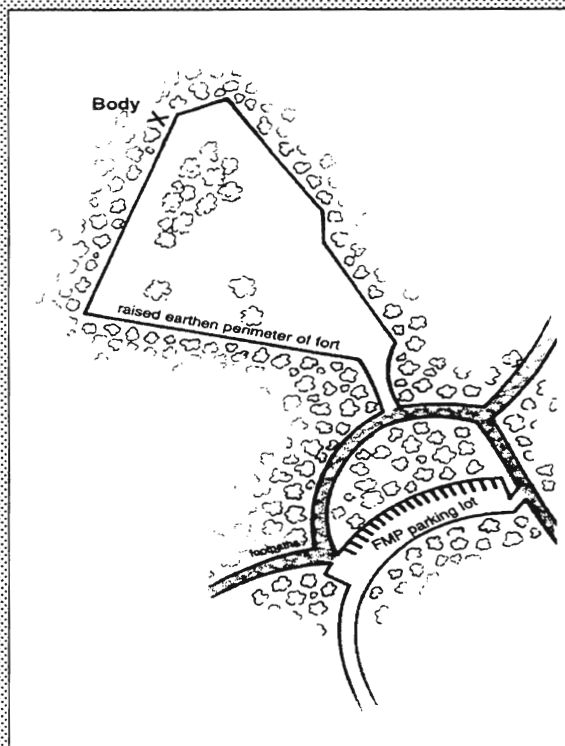
<b>Body site</b>	<b>FORT MARCY PARK</b>	<b>6:26</b>	<u>See</u> endnote 14.
Sergeant Robert Edwards	As Edwards arrived at the body site, Officer Ferstl was photographing the area. Edwards took Ferstl's photographs and ordered Ferstl to return to the parking lot to assist arriving investigators. (The inventory of photographs given to the FBI from the Park Police does not list these Polaroids).		
Officer Franz Ferstl			
			
Officer Kevin Fornhill		<b>Parking lot</b>	
Fornhill had appeared briefly in the parking lot, where he saw Hodakievic before leaving the scene.		Inv. Christine Hodakievic	
		Lieutenant Patrick Gavin	
Spetz and the couple arrived in the lot.		Paramedic George Gonzales	
		Firefighter Todd Hall	
		Officer Julie Spetz	
		Male Civilian	
		Female Civilian	

<b>Body site</b>	<b>FORT MARCY PARK</b>	<b>6:27</b>	<u>See</u> endnote 15.												
Sergeant Robert Edwards	After Ferstl left, Edwards was alone with the body.														
Officer Franz Ferstl															
<p>Fornshill left the park just before Investigators John Rolla, Cheryl Braun and Renee Abt arrived in the parking lot. Fornshill did not prepare a report and was not interviewed for a year. The civilian couple reported to the police that they had seen other cars and people in the lot.</p>															
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Parking lot															
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Firefighter Lt. James Iacone															
Firefighter Jennifer Wach															
Firefighter Todd Hall															
Paramedic George Gonzales															
Male Civilian															
Female Civilian															



**Body site****FORT MARCY PARK****6:28-6:30**See endnote 16.

Sergeant Robert Edwards



In the lot, Park Police Lieutenant Gavin briefed arriving Park Police Investigators John Rolla, Renee Abt and Cheryl Braun. Gavin directed investigators to search the Honda with Arkansas tags. Investigator Rolla requested that Fomshill return to the scene. Hodakievic (off-duty), interviewed the fire & rescue workers. The fire & rescue workers saw a brown Honda with Arkansas tags. They noted this brown car in their report, but the police did not (Mr. Foster's car was silver).

**Parking lot**

Lieutenant Patrick Gavin

Officer Julie Spetz

Firefighter Todd Hall

Paramedic George Gonzales

Investigator Cheryl Braun

Paramedic Richard Arthur

Firefighter Ralph Pisani

Firefighter Lt. James Iacone

Firefighter Jennifer Wacha

Investigator John Rolla

Investigator Rene Abt

Inv. Christine Hodakievic

Officer Franz Ferstl

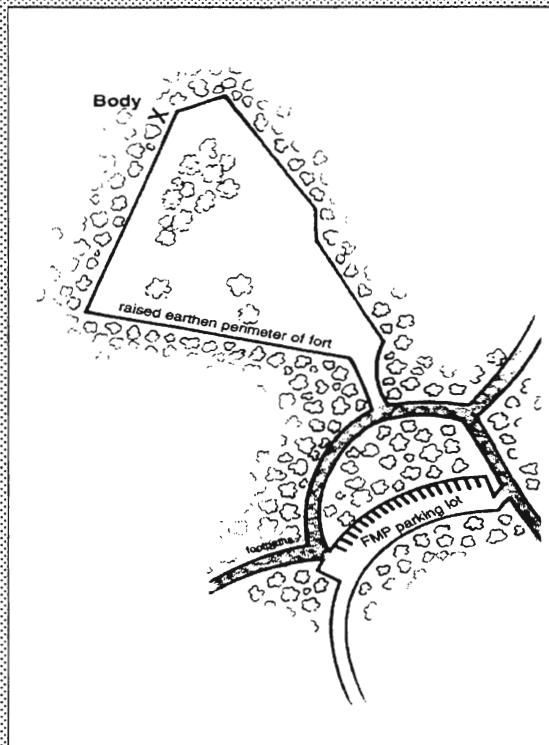
Female Civilian

Male Civilian



**Body site****FORT MARCY PARK****6:31**See endnote 17.

Sergeant Robert Edwards



Officer William Watson and an unnamed intern arrived in the parking lot. Now, seventeen people were in the lot. Fire & rescue workers and Park Police saw Investigator Cheryl Braun gain entry to the Arkansas Honda.

**Parking lot**

Lieutenant Patrick Gavin

Investigator Cheryl Braun

Inv. Christine Hodakievic

Investigator John Rolla

Investigator Rene Abt

Officer Julie Spetz

Officer William Watson

Intern with Officer Watson

Paramedic Richard Arthur

Firefighter Ralph Pisani

Firefighter Lt. James Iacone

Firefighter Jennifer Wacha

Officer Franz Ferstl

Firefighter Todd Hall

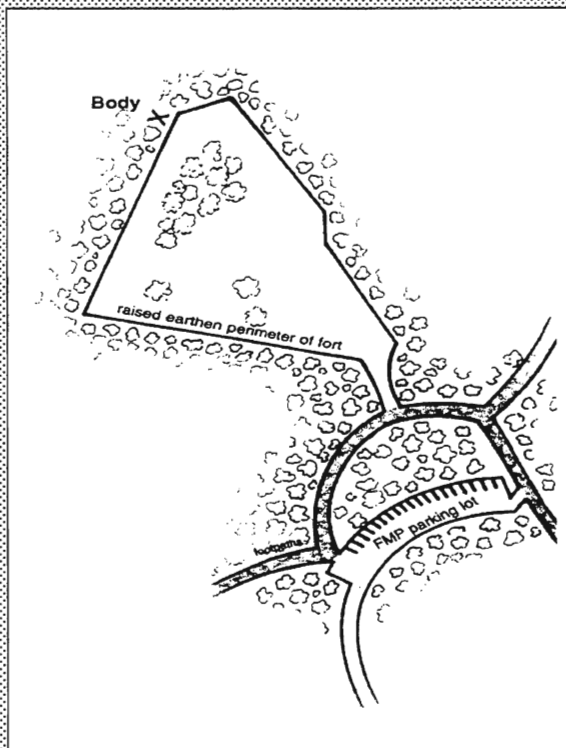
Paramedic George Gonzales

Male Civilian

Female Civilian

**Body site****FORT MARCY PARK****6:32-6:36**See endnote 18.

Sergeant Robert Edwards



Braun's search of the Arkansas Honda produced Mr. Foster's White House identification. Around this time, a Park Police dispatcher told the police that the Arkansas tag number was registered to Mr. Foster. In his notebook, Rolla wrote the owner information along with a telephone number to a White House Secret Service office. The Firefighters discussed the fact that the victim was employed at the White House and that the death looked suspicious.

**Parking lot**

Lieutenant Patrick Gavin

Investigator Cheryl Braun

Inv. Christine Hodakievic

Investigator John Rolla

Investigator Rene Abt

Officer Julie Spetz

Officer Franz Ferstl

Officer William Watson

Intern with Officer Watson

Paramedic Richard Arthur

Firefighter Ralph Pisani

Firefighter Lt. James Iacone

Firefighter Jennifer Wacha

Firefighter Todd Hall

Paramedic George Gonzales

Male Civilian

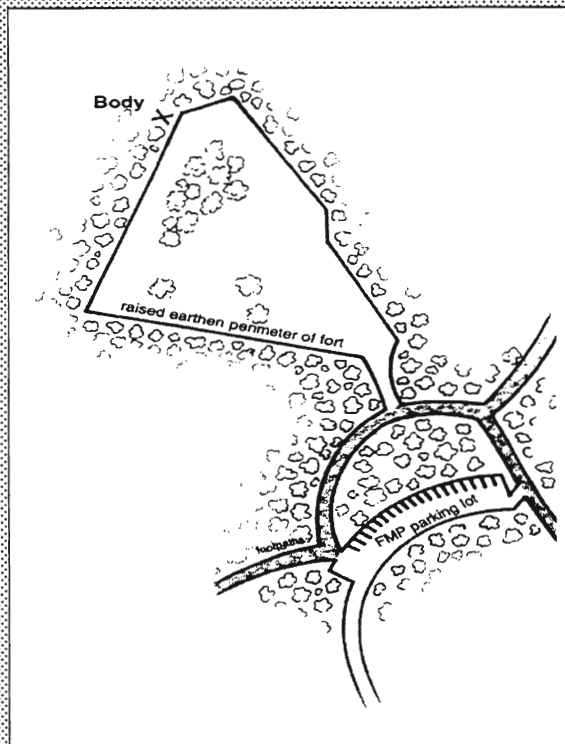
Female Civilian

Body site

FORT MARCY PARK 6:37

See endnote 19.

Sergeant Robert Edwards



When the six Firefighters left the parking lot, they all knew that the victim was employed at the White House. They were not interviewed for a year.

**Parking lot**

Lieutenant Patrick Gavin

Investigator Cheryl Braun

Inv. Christine Hodakievic

Investigator John Rolla

Investigator Rene Abt

Officer William Watson

Intern with Officer Watson

Officer Franz Ferstl

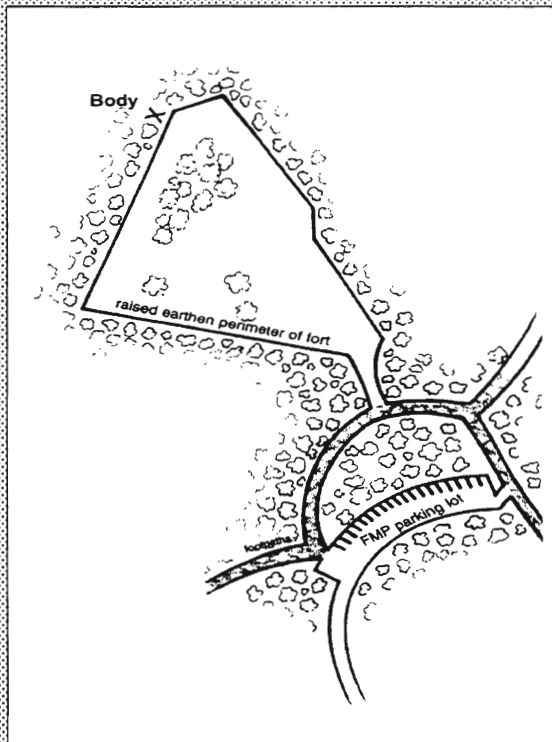
Officer Julie Spetz

Male Civilian

Female Civilian

**Body site****FORT MARCY PARK****6:38-6:41**See endnote 20.

Sergeant Robert Edwards

Hodakievic directed  
Gavin to the body.

Inv. Christine Hodakievic

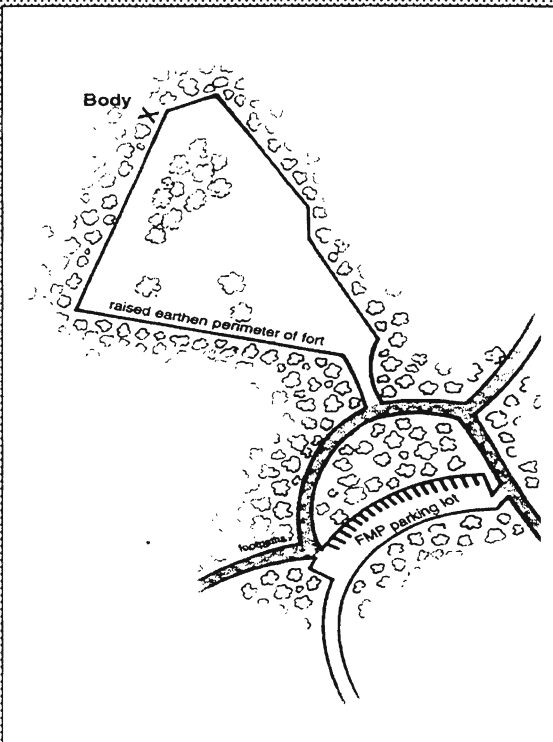
Lieutenant Patrick Gavin

**Parking lot**

Lieutenant Ronald Schmidt	Officer William Watson	Officer Julie Spetz
Investigator John Rolla	Intern with Officer Watson	Male Civilian
Officer Franz Ferstl	Investigator Cheryl Braun	Female Civilian

In the parking lot, police questioned the civilian couple. Lieutenant Ronald Schmidt arrived, offered assistance, and Braun reportedly told him it was a suicide and that they "had not found the credentials yet." Schmidt left. While Rolla, Abt, and Braun awaited the arrival of Evidence Technician Peter Simonello, Braun finished questioning the civilian couple and Abt walked to the front gate to investigate the Mercedes that had broken down.

Investigator Rene Abt

Body site		FORT MARCY PARK		6:42-6:43	See endnote 21.
Sergeant Robert Edwards		<p>Sometime during the over 15 minutes that Sergeant Edwards was alone with the body, an untraceable .38 caliber black revolver replaced the automatic pistol in Mr. Foster's hand. Edwards also moved Mr. Foster's head to the right side, causing blood to flow out of the mouth onto his right side (and leaving a stain on the right cheek from its contact with the bloody right shoulder). This made it appear that the blood already on the right side, which had in fact drained from the right side neck wound, had come from the mouth. He thus concealed the existence of the neck wound (inconsistent with suicide), and made it appear as if Mr. Foster may have been shot in the mouth (consistent with suicide). The official explanation for the contact blood stain on the right cheek is that it had appeared when an unknown fire and rescue worker checked the pulse.</p>			
Lieutenant Patrick Gavin					
Inv. Christine Hodakievic					
<p>Gavin looked at the scene, saw blood trickling out of Mr. Foster's mouth, and thought he had been mugged. Because Ferstl remained in the lot, Hodakievic was the only witness who saw the body both before and after Edwards had been alone with it. Hodakievic's report addressed only the activities in the parking lot. When she later saw photographs of the body, she said the appearance of the body had changed from when she had seen it.</p>					
Evidence Technician Peter Simonello arrived in the lot.					
Ev Tech Peter Simonello					
Investigator John Rolla	Officer Julie Spetz	Parking lot			
Investigator Cheryl Braun	Officer William Watson	Male Civilian			
Officer Franz Ferstl	Intern with Officer Watson	Female Civilian			

Body site	FORT MARCY PARK	6:44	See endnote 22.
Sergeant Robert Edwards			
Lieutenant Patrick Gavin			
Inv. Christine Hodakievic			

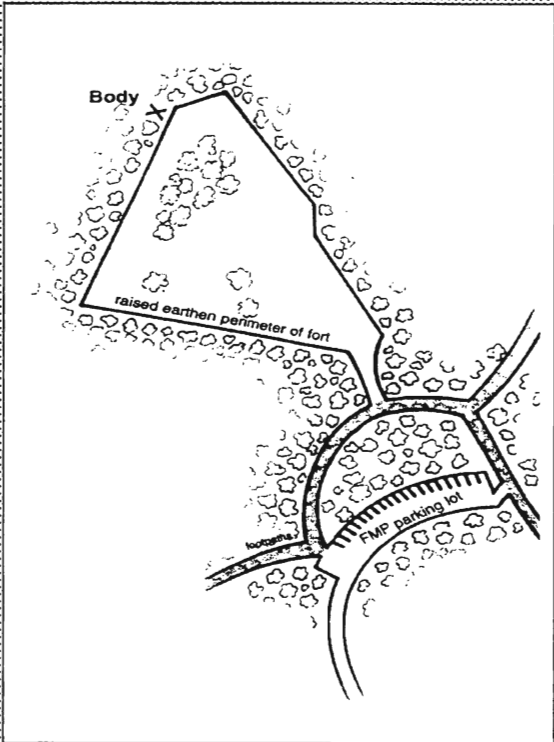
The sketch map depicts a park area. A large, roughly triangular area is outlined with a dashed line and labeled 'Body' with an 'X' at its top-left corner. Below this area, a line is labeled 'raised earthen perimeter of fort'. To the right of the 'Body' area is a curved area labeled 'FMP parking lot'. A road or path, labeled 'lookout', runs along the bottom of the 'Body' area and curves around the 'FMP parking lot'.

Officer Spetz left the parking lot area, having never gone up to the body. The civilian couple also left the park. Investigator Abt returned to the parking lot after checking the Mercedes.

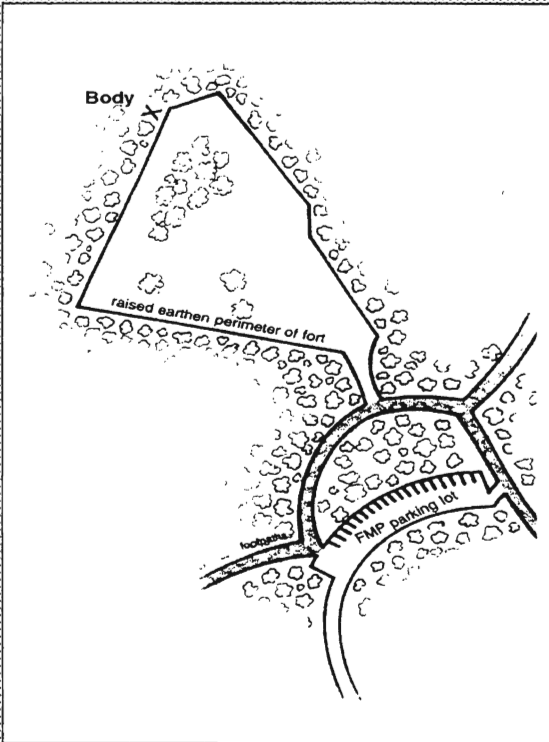
<b>Parking lot</b>
Investigator Cheryl Braun
Officer William Watson
Intern with Officer Watson
Investigator Rene Abt
Officer Franz Ferstl
Investigator John Rolla
Ev Tech Peter Simonello

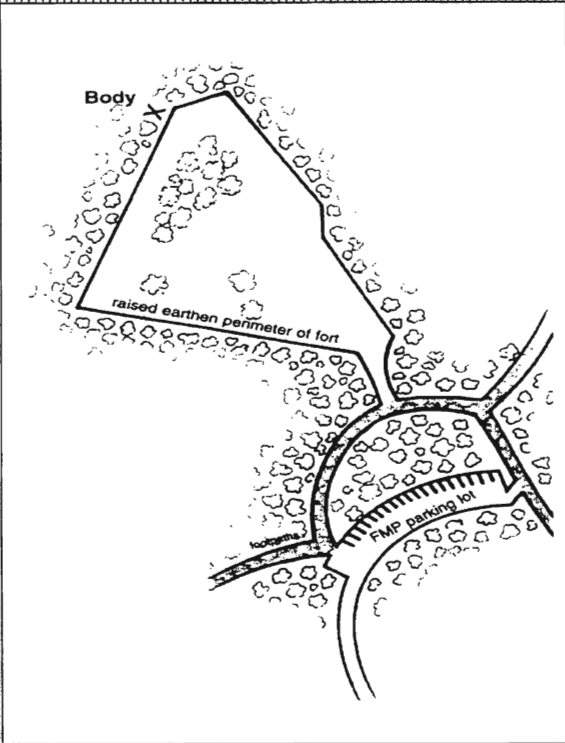
<b>Body site</b>	<b>FORT MARCY PARK</b>	<b>6:45</b>	<u>See endnote 23.</u>
Sergeant Robert Edwards	<div style="border: 1px solid black; padding: 5px; margin: 10px;"> <p>The determination that the death was a suicide had been made by this time.</p> </div>		
Lieutenant Patrick Gavin			
Inv. Christine Hodakievic			
Investigator Cheryl Braun	<div style="border: 1px solid black; padding: 5px; margin: 10px;"> <p>Investigators John Rolla, Cheryl Braun, Renee Abt, Officer William Watson, the intern, and Evidence Technician Peter Simonello began walking up to the body site with their cameras and equipment.</p> </div>		
Investigator John Rolla			
Ev Tech Peter Simonello			
Officer William Watson			
Intern with Officer Watson			
Investigator Rene Abt	<div style="border: 1px solid black; padding: 5px; margin: 10px;"> <p>Officer Ferstl remained alone in the parking lot.</p> </div>		
			<div style="border: 1px solid black; padding: 5px; margin: 10px;"> <p><b>Parking lot</b></p> <p>Officer Franz Ferstl</p> </div>



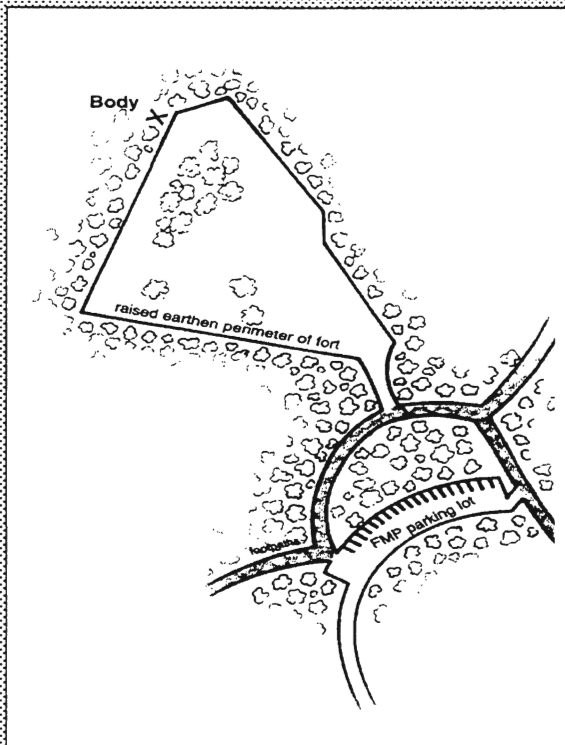
<b>Body site</b>	<b>FORT MARCY PARK 6:46-6:48</b> <u>See</u> endnote 24.		
Sergeant Robert Edwards	<p>When the investigators arrived at the body site, they observed Sergeant Edwards taking photographs. Braun was told that the death was a suicide. According to Rolla, although Gavin was the senior officer present, Braun and Hodakievic were in charge of the scene and did the "decision making." Rolla was in charge of the body scene. Rolla said it was his first "suicide" investigation.</p> 		
Lieutenant Patrick Gavin			
Inv. Christine Hodakievic			
Investigator Cheryl Braun			
Investigator John Rolla			
Ev Tech Peter Simonello			
Investigator Rene Abt			
Intern with Officer Watson			
Officer William Watson			
	<table border="1"><tr><td><b>Parking lot</b></td></tr><tr><td>Officer Franz Ferstl</td></tr></table>	<b>Parking lot</b>	Officer Franz Ferstl
<b>Parking lot</b>			
Officer Franz Ferstl			



Body site	FORT MARCY PARK 6:49-6:53 <u>See</u> endnote 25.		
Sergeant Robert Edwards	<p>The Investigators observed the wet, flowing, fresh blood, as well as the contact stain on Mr. Foster's face, all caused when Edwards moved the head. They also saw the older, dark, dried blood that the earlier witnesses had seen. There are no reports of anyone who saw the body having seen the official entrance or exit wounds. No one saw blood spatter, bone or brain matter. Rolla and Simonello photographed the scene, Rolla taking Polaroids (the "backside" photographs vanished) and Simonello using his 35-mm camera (reportedly "underexposed"). Those who recalled the gun in Mr. Foster's right hand described it as a revolver. Rolla emptied Mr. Foster's pockets, found nothing, and Braun, Hodakievic and Rolla realized that there were no keys in Mr. Foster's pockets.</p>		
Lieutenant Patrick Gavin			
Intern with Officer Watson			
Investigator Cheryl Braun			
Inv. Christine Hodakievic			
Ev Tech Peter Simonello			
Investigator John Rolla			
Investigator Rene Abt			
Officer William Watson			
			
<table><tr><td><b>Parking lot</b></td></tr><tr><td>Officer Franz Ferstl</td></tr></table>		<b>Parking lot</b>	Officer Franz Ferstl
<b>Parking lot</b>			
Officer Franz Ferstl			

<b>Body site</b>	<b>FORT MARCY PARK 6:54-7:14</b>	<u>See endnote 26.</u>			
Investigator John Rolla					
Investigator Rene Abt					
Ev Tech Peter Simonello					
Inv. Christine Hodakievic					
Sergeant Robert Edwards					
Lieutenant Patrick Gavin					
Investigator Cheryl Braun					
Officer William Watson					
Intern with Officer Watson					
<p>Braun and Hodakievic returned to the parking lot to recheck the car for keys. Watson and the Intern walked back to the lot and left the park.</p>					
<p>When a tow-truck driver, who had arrived to tow the Mercedes, pulled into the lot to turn around, Hodakievic briefly interviewed him. Gavin, Edwards, Watson and the Intern returned to the parking lot and left the scene.</p>		<table border="1"> <tr> <td><b>Parking lot</b></td></tr> <tr> <td>Tow truck driver</td></tr> <tr> <td>Officer Franz Ferstl</td></tr> </table>	<b>Parking lot</b>	Tow truck driver	Officer Franz Ferstl
<b>Parking lot</b>					
Tow truck driver					
Officer Franz Ferstl					

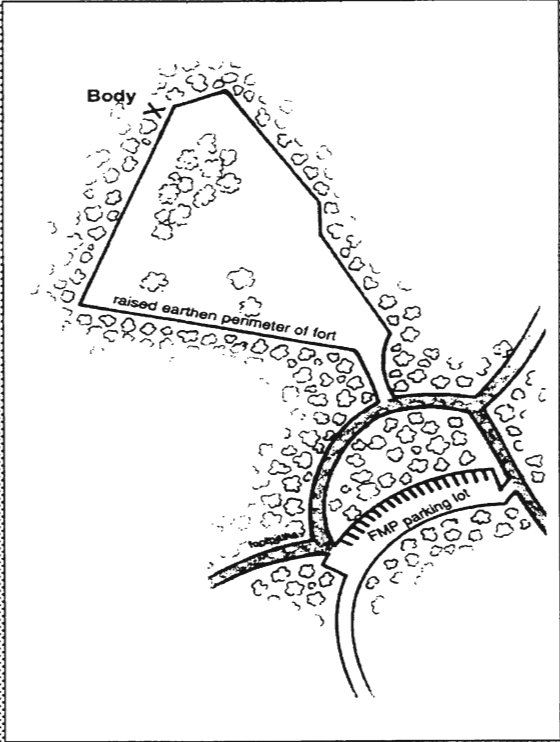
<b>Body site</b>	<b>FORT MARCY PARK 7:15</b> <u>See endnote 27.</u>
Investigator John Rolla	
Ev Tech Peter Simonello	
Investigator Rene Abt	



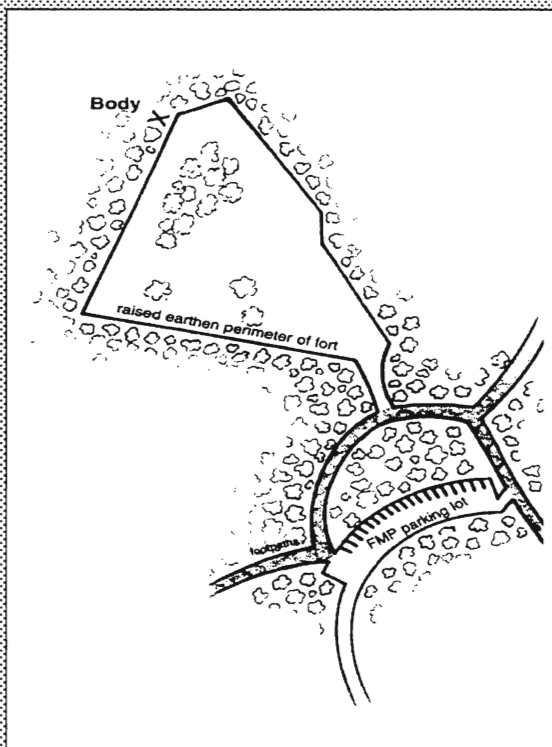
The Fairfax County Medical Examiner, Dr. Donald Haut, arrived in the parking lot with a female driver.

#### **Parking lot**

Dr. Donald Haut  
 Dr. Haut's female driver  
 Investigator Cheryl Braun  
 Inv. Christine Hodakievic  
 Officer Franz Ferstl

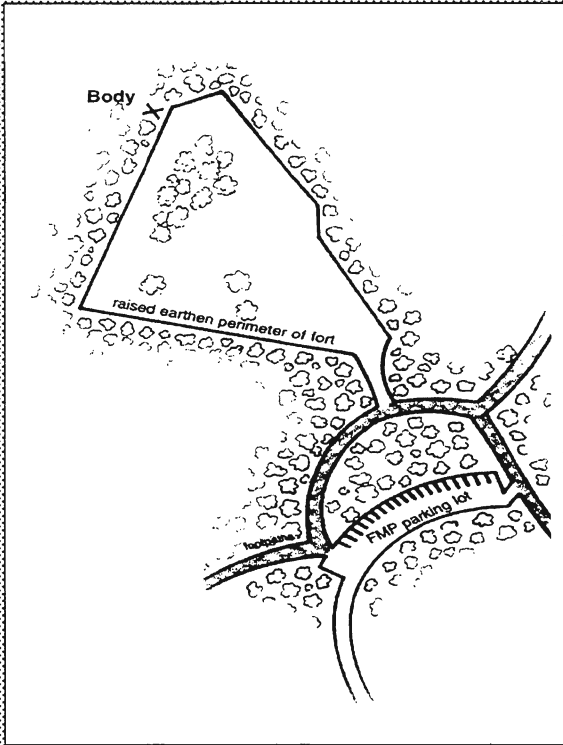
<b>Body site</b>	<b>FORT MARCY PARK</b> 7:16-7:17 <u>See</u> endnote 28.			
Investigator John Rolla				
Ev Tech Peter Simonello				
Investigator Rene Abt				
				
Investigator Cheryl Braun	Investigators Braun and Hodakievic escorted Dr. Haut up to the body site to join Rolla, Abt, and Simonello.			
Inv. Christine Hodakievic				
Dr. Donald Haut				
Ferstl remained in the parking lot with Dr. Haut's driver.				
<table border="1"> <tr> <td><b>Parking lot</b></td></tr> <tr> <td>Dr. Haut's female driver</td></tr> <tr> <td>Officer Franz Ferstl</td></tr> </table>		<b>Parking lot</b>	Dr. Haut's female driver	Officer Franz Ferstl
<b>Parking lot</b>				
Dr. Haut's female driver				
Officer Franz Ferstl				

<b>Body site</b>	<b>FORT MARCY PARK 7:18-7:43</b> See endnote 29.
Investigator Cheryl Braun	<p>By the time Hodakievic, Braun, and Haut arrived at the body, Simonello had removed the black .38 revolver from Mr. Foster's right hand. Mr. Foster's fingerprints were not on the gun. Dr. Haut examined the body. He observed a small bullet hole in Mr. Foster's neck and noted it in his report. Rolla gloved up and probed the back of Mr. Foster's head. He felt a "mushy spot," but no exit wound. At 7:43, Dr. Haut pronounced the body dead and ordered it transported. Rolla later described to the FBI his inspection of the back of Mr. Foster's head, but that portion of the FBI agent's handwritten notes of that interview is redacted.</p>
Ev Tech Peter Simonello	
Inv. Christine Hodakievic	
Dr. Donald Haut	
Investigator Rene Abt	
Investigator John Rolla	



<b>Parking lot</b>
Officer Franz Ferstl
Dr. Haut's female driver

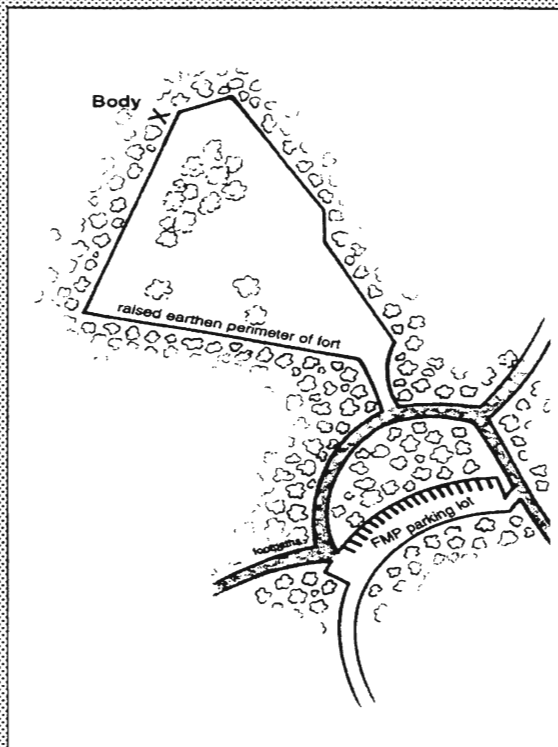
<b>Body site</b>	<b>FORT MARCY PARK</b>	<b>7:44</b>	<u>See</u> endnote 30.			
Investigator Rene Abt	<div data-bbox="399 234 890 317"><p>Dr. Haut, Technician Simonello, and Investigators Rolla, Braun, and Hodakievic returned to the parking lot, leaving Investigator Renee Abt alone with the body.</p></div> <div data-bbox="421 449 990 1186"></div>					
Investigator Cheryl Braun						
Dr. Donald Haut						
Inv. Christine Hodakievic						
Ev Tech Peter Simonello						
Investigator John Rolla						
<div data-bbox="754 1239 1022 1354"><table><tr><td><b>Parking lot</b></td></tr><tr><td>Officer Franz Ferst</td></tr><tr><td>Dr. Haut's female driver</td></tr></table></div>				<b>Parking lot</b>	Officer Franz Ferst	Dr. Haut's female driver
<b>Parking lot</b>						
Officer Franz Ferst						
Dr. Haut's female driver						

Body site	FORT MARCY PARK	7:45-8:00	
Investigator Rene Abt			
Haut, Rolla, Braun, Hodakievic and Simonello joined Ferstl and Dr. Haut's driver. Police waited for the ambulance to arrive to transport the body.			
		<b>Parking lot</b> Investigator Cheryl Braun Dr. Donald Haut Investigator John Rolla Inv. Christine Hodakievic Ev Tech Peter Simonello Dr. Haut's female driver Officer Franz Ferstl	



**Body site****FORT MARCY PARK 8:01-8:06**See endnote 31.

Investigator Rene Abt



Investigators  
Hodakievic and Rolla  
went with firefighters  
Corey Ashford and  
Roger Harrison to the  
body site to retrieve  
the body.

Inv. Christine Hodakievic

Investigator John Rolla

Firefighter Roger Harrison

Firefighter Corey Ashford

When Ashford arrived at 8:02, he  
saw a "dull red" Honda parked in  
the same space as Mr. Foster's  
silver-colored Honda was  
reportedly parked. Ashford was  
told that the "dull red" Honda  
belonged to Mr. Foster.

Dr. Haut and his driver left.

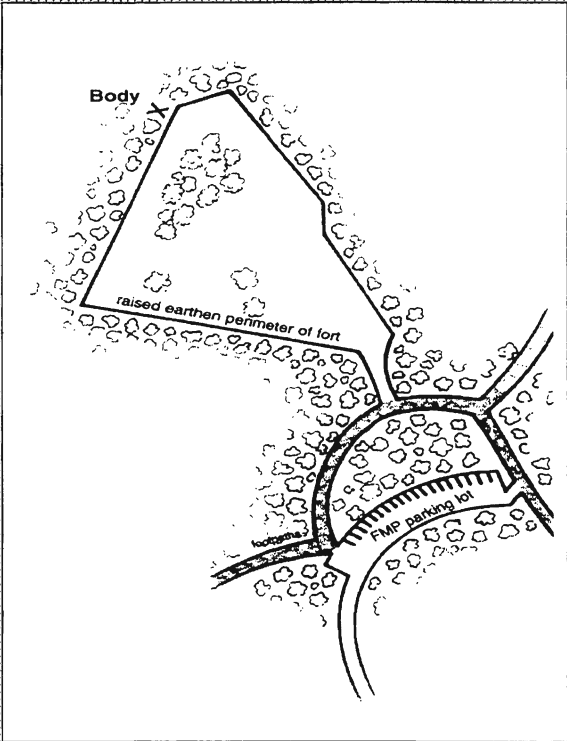
**Parking lot**

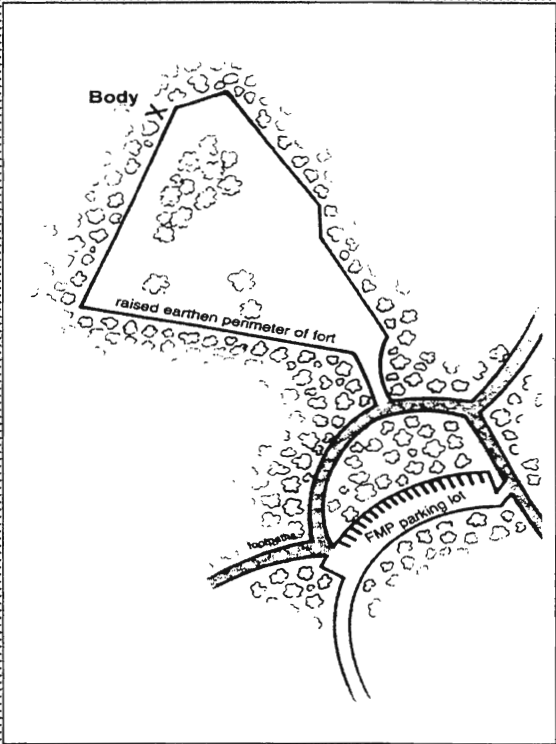
Ev Tech Peter Simonello

Investigator Cheryl Braun

Officer Franz Ferstl



Body site	FORT MARCY PARK	8:07
Firefighter Corey Ashford	<p>When Ashford placed Foster's body in the body bag, he noticed that the head was "intact" and that there was very little blood. He concluded the death was a homicide and in his report coded the death a homicide by firearm.</p> 	
Firefighter Roger Harrison		
Inv. Christine Hodakievic		
Investigator John Rolla		
Investigator Rene Abt		
<p>Three more Firefighters, Bianchi, Makuch and Jacobs, arrived in the parking lot to help bag and transport the body.</p>		Parking lot
		Firefighter Lt. Wm. Bianchi
		Firefighter Andrew Makuch
		Firefighter Victoria Jacobs
		Investigator Cheryl Braun
		Ev Tech Peter Simonello
		Officer Franz Ferstl

Body site	FORT MARCY PARK		8:08-8:09				
Firefighter Corey Ashford	<p>By the time the three additional Firefighters arrived at the body site, the body had already been placed in the body bag.</p> 						
Firefighter Roger Harrison							
Investigator Rene Abt							
Inv. Christine Hodakievic							
Investigator John Rolla							
Firefighter Lt. Wm. Bianchi							
Firefighter Andrew Makuch							
Firefighter Victoria Jacobs							
		<table border="1"> <thead> <tr> <th>Parking lot</th> </tr> </thead> <tbody> <tr> <td>Investigator Cheryl Braun</td> </tr> <tr> <td>Officer Franz Ferstl</td> </tr> <tr> <td>Ev Tech Peter Simonello</td> </tr> </tbody> </table>		Parking lot	Investigator Cheryl Braun	Officer Franz Ferstl	Ev Tech Peter Simonello
Parking lot							
Investigator Cheryl Braun							
Officer Franz Ferstl							
Ev Tech Peter Simonello							

**Body site****FORT MARCY PARK****8:10-8:15**

The five Firefighters and Investigators Hodakievic, Rolla, and Abt returned to the parking lot with Mr. Foster's body.

Firefighter Corey Ashford

Firefighter Roger Harrison

Firefighter Lt. Wm. Bianchi

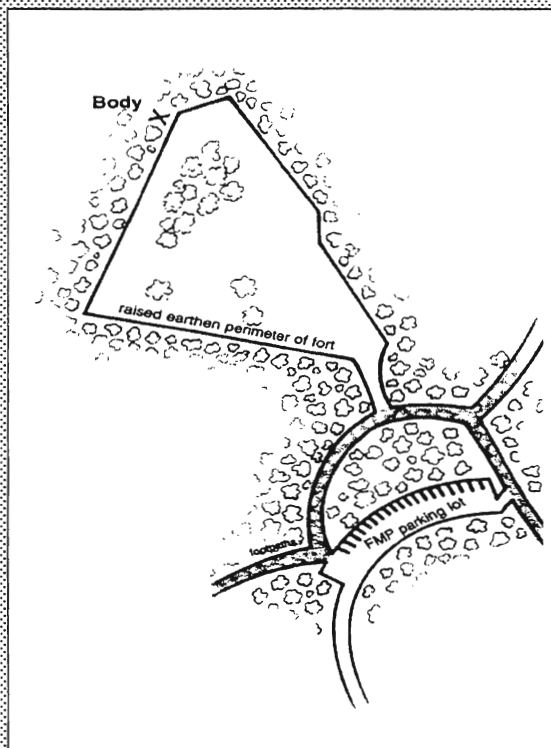
Firefighter Victoria Jacobs

Firefighter Andrew Makuch

Inv. Christine Hodakievic

Investigator John Rolla

Investigator Rene Abt



Firefighters transported the body from the park to the morgue, and Investigators remained in the lot.

**Parking lot**

Investigator Cheryl Braun

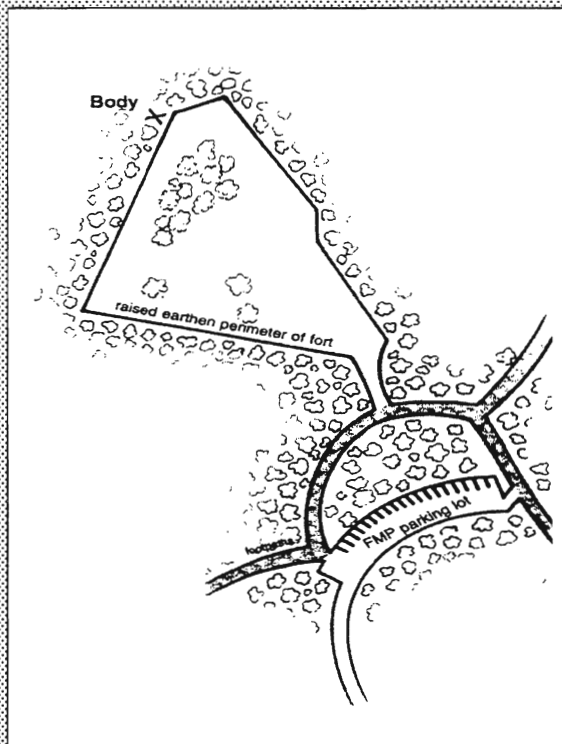
Officer Franz Ferstl

Ev Tech Peter Simonello

Body site

FORT MARCY PARK

8:16-8:44



The firefighters and Mr. Foster's body left at 8:16 p.m.  
The Police inventoried and photographed the Honda.

**Parking lot**

Investigator Cheryl Braun

Inv. Christine Hodakievic

Investigator Rene Abt

Investigator John Rolla

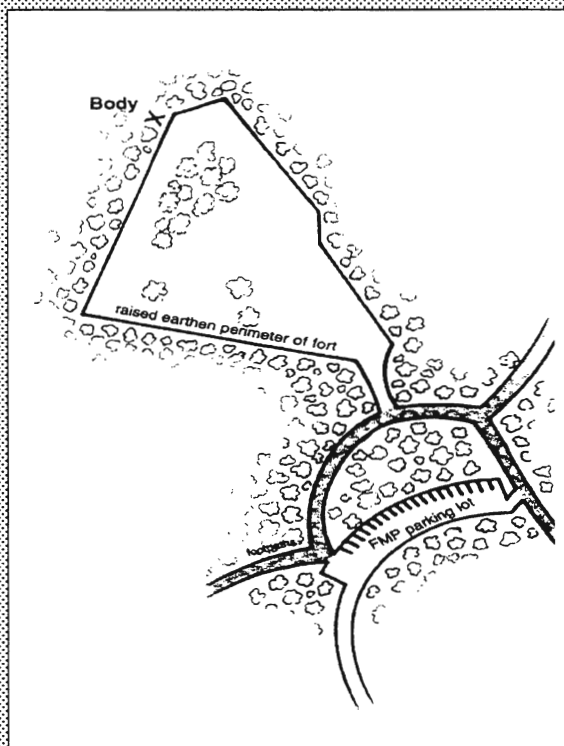
Officer Franz Ferstl

Ev Tech Peter Simonello

Body site

FORT MARCY PARK

8:45-9:30



By 8:45, all the police except Officer Ferstl and an unidentified officer who signed the towing receipt, left the parking lot. The Arkansas Honda was towed at 9:30 p.m.

**Parking lot**

Tow truck driver

Unidentified Police Officer

Officer Franz Ferstl