



**ARLINGTON POLICE
ARLINGTON, MA**

INCIDENT # / REPORT #
4001015 / 0

OFFICER
FLYNN M

RANK
LT

REVIEW STATUS
APPROVED

INCIDENT #4001015 DATA

As Of 08/31/2004 10:29:36

BASIC INFORMATION

<u>CASE TITLE</u> LARCENY FROM A BUILDING	<u>LOCATION</u> 35 TEMPLE ST	<u>APT/UNIT #</u>
<u>DATE/TIME REPORTED</u> 01/16/2004 18:09:00	<u>DATE/TIME OCCURRED</u> 01/16/2004 17:30 to 01/16/2004 17:40	
<u>INCIDENT TYPE(S)/OFFENSE(S)</u> (266/20/A)LARCENY FROM BUILDING c266 S20		

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
VICTIM	[REDACTED]	FEMALE	WHITE	35		(HOME) [REDACTED]
	ADDRESS: [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
VICTIM	[REDACTED]	MALE	WHITE	13		(HOME) [REDACTED]
	ADDRESS [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
INVOLVED PARTY	[REDACTED]	MALE	WHITE	14	[REDACTED] 1989	(HOME) [REDACTED]
	ADDRESS [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
INVOLVED PARTY	REILLY, BRENDAN	MALE	WHITE	17	06/18/1986	(HOME) 781-646-1811
	ADDRESS: 79 GLENBURN RD		ARLINGTON, MA			(CELL) [REDACTED]

[NO OFFENDERS]

[NO VEHICLES]

PROPERTY

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>MAKE</u>	<u>MODEL</u>	<u>SERIAL #</u>	<u>VALUE</u>
	MONEY				

OFFICER REPORT: 4001015 - 0 / FLYNN M (2926)

DATE/TIME OF REPORT

01/16/2004 21:10:54

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

On 1/16/04 at 1809 hours this officer, Michael Flynn, officer Kindle responded to 35 Temple St for a report of a B&E at that location. On arrival I spoke with the resident of [REDACTED]. [REDACTED] stated that between 1730 hours and 1740 hours two teenage white males had entered her home from the closed but unlocked rear door. [REDACTED] stated that \$15 - \$20 in bills were taken. This money was in a plastic container along with an undetermined amount of change. The container was on the floor just as one would enter the home from the rear door. I confiscated this container and placed it in evidence locker # 7 in order for it to be examined for fingerprints.

[REDACTED] stated that her and her three sons left their resident at approximately 1730 hours and returned 10 minutes later. At this time [REDACTED]'s son, [REDACTED], went into to the house alone to retrieve an item. I then spoke with [REDACTED] who stated that when he went into the rear of the home, the kitchen area, he observed two young white males. [REDACTED] stated that one of the suspects was standing near the rear door and the other was further into the home by the living room. [REDACTED] stated that the suspect at the rear door asked him where his older brother was?

[REDACTED] identified the suspect as [REDACTED] of [REDACTED]. [REDACTED] stated when he told [REDACTED] he did not have an older brother, [REDACTED] stated, "Come on Reilly, I guess we have the wrong house". [REDACTED] then stated the two fled out the rear door, through the back yard, over a fence and ran toward Gray St. [REDACTED] also stated that one of the two suspects was wearing an orange Texas knit hat and the other was wearing a black and gray winter coat.

Through past incidents with [REDACTED] the Arlington Police has learned that Brendan Reilly of 79 Glenburn Rd is a friend of [REDACTED]'s. At the time of the report Sgt Pedrini spoke with [REDACTED] who stated she picked Brendan up at the K&J Variety store on the corner of Summer St and Mill St at 1800 hours [REDACTED] also stated a Brendan had been with a [REDACTED] and a Kurt unknown last name.

At approximately 2200 hours Sgt Pedrini and I responded to 79 Glenburn Rd to speak with Brendan. Also present was Brendan's parents [REDACTED] and [REDACTED] Reilly. At 79 Glenburn Rd, in the kitchen, I advised Brendan of his Miranda Rights. Brendan then signed the Miranda Rights form and it is attached. Brendan stated he had been at his friend's house all day watching a movie. Brendan stated his friend's name is Sean but did not know his last name. Brendan also stated he went to Stop&Shop 0700 hours or 1900 hours, he did not know which. While speaking with Brendan I observed

him to be nervous, looking away and defiant towards his parents and myself and Sgt Pedrini. Also at this time I confiscated Brendan's jacket, a black and gray winter coat. I tagged this coat and placed it in evidence locker #9. At this time [REDACTED] has not been located.

REPORT OFFICERS

Reporting Officer:	FLYNN M	2926
Reviewing Officer:	BOURGEOIS F	2920
Approving Officer:	DIOZZI T	1530



**ARLINGTON POLICE
ARLINGTON, MA**

INCIDENT # / REPORT #
4001015 / 1

OFFICER
FLYNN M

RANK
LT

REVIEW STATUS
APPROVED

INCIDENT #4001015 DATA

As Of 08/31/2004 10:29:36

BASIC INFORMATION

<u>CASE TITLE</u> LARCENY FROM A BUILDING	<u>LOCATION</u> 35 TEMPLE ST	<u>APT/UNIT #</u>
<u>DATE/TIME REPORTED</u> 01/16/2004 18:09:00	<u>DATE/TIME OCCURRED</u> 01/16/2004 17:30 to 01/16/2004 17:40	
<u>INCIDENT TYPE(S)/OFFENSE(S)</u> (266/20/A)LARCENY FROM BUILDING c266 S20		

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
VICTIM	[REDACTED]	FEMALE	WHITE	35		(HOME) [REDACTED] (CELL) [REDACTED]
	ADDRESS: [REDACTED]	ARLINGTON, MA				
VICTIM	[REDACTED]	MALE	WHITE	13		(HOME) [REDACTED] (CELL) [REDACTED]
	ADDRESS [REDACTED]	ARLINGTON, MA				
INVOLVED PARTY	[REDACTED]	MALE	WHITE	14	[REDACTED] 1989	(HOME) (CELL)
	ADDRESS: [REDACTED]	ARLINGTON, MA				
INVOLVED PARTY	REILLY, BRENDAN	MALE	WHITE	17	06/18/1986	(HOME) 781-646-1811 (CELL)
	ADDRESS: 79 GLENBURN RD	ARLINGTON, MA				

[NO OFFENDERS]

[NO VEHICLES]

PROPERTY

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>MAKE</u>	<u>MODEL</u>	<u>SERIAL #</u>	<u>VALUE</u>
	MONEY				

OFFICER REPORT: 4001015 - 1 / FLYNN M (2926)

DATE/TIME OF REPORT

01/16/2004 23:42:58

TYPE OF REPORT

SUPPLEMENT

REVIEW STATUS

APPROVED

NARRATIVE

Upon further investigation Brendan Reilly admitted breaking into four houses and stealing \$15 from one home on this date. Brendan stated he was in the company of [REDACTED] of [REDACTED], [REDACTED]. Brendan's signed written statement is attached. The involved incident numbers are 4001004, 4001015, 4001021 and 4001031.

REPORT OFFICERS

Reporting Officer:

FLYNN M

2926

Reviewing Officer:

Approving Officer:

HUGHES K

2662


**ARLINGTON POLICE
ARLINGTON, MA**
INCIDENT # / REPORT #
4001015 / 2

OFFICER
KIERNAN S

RANK
CAPT

REVIEW STATUS
APPROVED

INCIDENT #4001015 DATA

As Of 08/31/2004 10:29:36

BASIC INFORMATION
CASE TITLE

LARCENY FROM A BUILDING

LOCATION

35 TEMPLE ST

APT/UNIT #DATE/TIME REPORTED

01/16/2004 18:09:00

DATE/TIME OCCURRED

01/16/2004 17:30 to 01/16/2004 17:40

INCIDENT TYPE(S)/OFFENSE(S)

(266/20/A)LARCENY FROM BUILDING c266 S20

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
VICTIM	[REDACTED]	FEMALE	WHITE	35		(HOME) [REDACTED]
	ADDRESS: [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
VICTIM	[REDACTED]	MALE	WHITE	13		(HOME) [REDACTED]
	ADDRESS: [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
INVOLVED PARTY	[REDACTED]	MALE	WHITE	14	[REDACTED] 1989	(HOME) [REDACTED]
	ADDRESS: [REDACTED]		ARLINGTON, MA			(CELL) [REDACTED]
INVOLVED PARTY	REILLY, BRENDAN	MALE	WHITE	17	06/18/1986	(HOME) 781-646-1811
	ADDRESS: 79 GLENBURN RD		ARLINGTON, MA			(CELL) [REDACTED]

[NO OFFENDERS]

[NO VEHICLES]

PROPERTY

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>MAKE</u>	<u>MODEL</u>	<u>SERIAL #</u>	<u>VALUE</u>
	MONEY				

OFFICER REPORT: 4001015 - 2 / KIERNAN S (2921)

DATE/TIME OF REPORT

01/20/2004 22:21:40

TYPE OF REPORT

SUPPLEMENT

REVIEW STATUS

APPROVED

NARRATIVE

On 01/17/04, Officer Hogan and I responded to 35 Temple St. regarding the report of a B&E. On arrival we spoke with [REDACTED]. I asked [REDACTED] how he knew [REDACTED]? He responded that [REDACTED] was in the 8th grade last year so they were in the same school. We then spoke with [REDACTED]'s parents. [REDACTED] ([REDACTED]'s mother) informed us that she did not think that [REDACTED] recognized the individual he first observed in his kitchen as [REDACTED]. Rather, that he deduced it after talking to his friends when he returned to his mother's car in front of the house where his mother and friends were waiting. The only name she thought he knew when he returned to the car was "Reilly" because he heard the first individual he observed call that out to the second individual. [REDACTED] further reported that approximately 20 minutes after the incident that she was travelling up Highland Ave. and observed 3 youths walking. She states she pulled over and asked them something to the effect of does anyone know "Reilly"? [REDACTED] states all three youths were hooded and when she did this one of the taller of the three pulled his hood tight and walked away while the other two claimed no knowledge of "Reilly". [REDACTED] informed us that two of the youths were taller and one was considerably shorter with no other description than they were hooded.

Officer Hogan and I then responded to 79 Glenburn Rd. to speak with Brendan Reilly who had given a statement about his involvement in the B&E the previous nite. On arrival we spoke with [REDACTED] Reilly who told us that Brendan was home and she would get him. We then met with Brendan. I informed him that we appreciated his cooperating with the police last nite but that I did not believe he had been totally forthcoming with all of the information regarding the B&E's. We informed him that he was going to be charged with a crime but that he was not going to be arrested at this time rather he would be summonsed into court at a later date. I then told him we believed there was another person other than [REDACTED] who he had named in his statement, involved. I asked him if he knew a [REDACTED] and he responded "no". I then asked if he wanted to continue to cooperate and tell us who the third party was. I then gave him a few minutes to think about it. After a few minutes and some discussion with his mother he agreed to continue to cooperate. At that time I presented him with the miranda sheet he had signed the previous evening. I asked him to read over the sheet. I then asked him if understood all of the rights he read or if he wanted me to explain anything on the sheet to him. He indicated verbally that he understood. I then asked him to sign the sheet a second time and I dated and initialed it. I then asked him if he knew [REDACTED] again and if so if

he was involved? He told me he had never heard of [REDACTED]. So I asked him who the third person involved was? He informed me that it was [REDACTED]. (I corrected the spelling of the last name from the True List at the police station.) I then asked him if he would be willing to write out the events of the previous afternoon again including all the participants and their actions this time. He stated that he would. When he completed writing the statement he signed as did Officer Hogan and I. In this statement he included that [REDACTED] was in the house with him where someone came home while they were in the house (35 Temple). He further stated that [REDACTED] was the one that took the money from that house. (Approximately \$15 USC) This statement also includes that [REDACTED] did not break in but that he was on the street near by "watching out". The complete statement is attached. Before we left [REDACTED] Reilly informed us that she had spoken to Brendan's aunt who had seen Brendan with [REDACTED] on the previous day on Menotomy Rd. at approximately 3pm. She also informed us that she had spoken to Brendan on the phone at 6pm the night before and that he had called her back again at 630pm for a ride. [REDACTED] states that she picked up Brendan at the variety store on Summer St. that used to be a White Hen (94 Summer St.) Carol states that when she picked Brendan up he was with [REDACTED] and someone she only knew as [REDACTED]. Carol also transported [REDACTED] and [REDACTED] to their homes.

Officer Hogan and I then went to the [REDACTED] home at [REDACTED]. On arrival we spoke with [REDACTED]'s mother and informed her of our investigation. While speaking with her about it in her kitchen [REDACTED] entered the room and informed us that it wasn't him because he was with [REDACTED] all day yesterday. Officer Hogan then asked him who gave him a ride home the night before. He responded, "oh yeah I met up with Brendan and [REDACTED] later and Brendan's mother gave me a ride home". We then left the residence after providing Mrs. [REDACTED] with our number and telling her to call if she or her husband had any questions. A short time later we were contacted by dispatch and informed that Mr. [REDACTED] wished to speak to us. We then returned to [REDACTED] and I relayed the same information to him that we had relayed to his wife earlier. Essentially that it was our intent at that time to charge his son with one count of B&E daytime for a misdemeanor. We then cleared that location.

Officer Hogan and I then responded to [REDACTED]'s house. [REDACTED] was not home at the time and we left word with him to have [REDACTED] or his mother contact us when they returned from the Cape. On Tuesday when I returned to work I had a few messages from [REDACTED]'s mother. I returned her call and set up an appointment to meet with her and [REDACTED] at 800pm on Wednesday at the station. On Wednesday I received a call from an attorney (John Salsberg) calling on [REDACTED]'s behalf. I informed him that our intent was to charge Sean with B&E daytime misdemeanor. Also that I was

interested in hearing his version of events but that he would likely still be charged even if he spoke with me. The attorney informed me that he or Sean's mother would get back to me about the 800pm meeting either way. At approximately 800pm I met Ms. [REDACTED] in the lobby of the police station. She accompanied me to the Detectives Bureau with Officer D. Kelly. She informed us that counsel had advised against [REDACTED] speaking to us and that she had still wanted to keep the appointment. I thanked and essentially gave her the same information I had given the attorney about our intentions.

I request that a complaint for one count of B&E daytime for a misdemeanor be sought against Brendan Reilly (06/18/86), [REDACTED] [REDACTED]/88), and [REDACTED] [REDACTED]/87). I would also like to note that Brendan Reilly willingly cooperated fully, expressing remorse and a desire to make restitution.

REPORT OFFICERS

Reporting Officer:	KIERNAN S	2921
Reviewing Officer:		
Approving Officer:	KENNEFICK R	2939