

INTERVIEW OF DEVIN MCDONALD

TROOPER JAMES CONNOLLY
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FEBRUARY 3, 2018

1 MR. MCDONALD: Well, her mother was worried. I
2 told her I had to come down to the station.

3 TROOPER CONNOLLY: Jot this down.

4 MR. MCDONALD: Sorry about that.

5 TROOPER CONNOLLY: D-e-v --

6 MR. MCDONALD: I-n.

7 TROOPER CONNOLLY: -- i-n.

8 MR. MCDONALD: M-c-D-o-n-a-l-d.

9 TROOPER CONNOLLY: Devin, can you tell me about
10 last night?

11 MR. MCDONALD: Okay. Last night I got back
12 from work. I --

13 TROOPER CONNOLLY: What time?

14 MR. MCDONALD: Oh, I got back -- let me see,
15 3:00, 3 o'clock maybe.

16 TROOPER CONNOLLY: In the morning?

17 MR. MCDONALD: No afternoon, yesterday
18 afternoon. He was getting ready to go to a wake at --

19 TROOPER CONNOLLY: Who is "he"?

20 MR. MCDONALD: Alan, my roommate, that guy. He
21 was getting ready to go to a wake for our buddy that
22 just passed.

23 TROOPER CONNOLLY: Who was that, and where was
24 the wake?

1 MR. MCDONALD: Ronnie Voltor (phonetic), and I
2 think it was in Middleton. He died, I guess -- I think
3 -- they said he died from sleep apnea the other day --
4 the other week. So he went to that with a couple of
5 people. And I was upstairs. About 7 o'clock he had
6 come back, and came back and started screaming about --
7 well, he was trying to get in the front door, the very
8 front door, which is never locked. It just had a bad
9 handle and you got to kind of fuck with it. Screw it,
10 sorry.

11 TROOPER CONNOLLY: It's okay.

12 MR. MCDONALD: So he started like almost
13 kicking in the door, and I'm upstairs with my
14 girlfriend, in my room. We hear this smashing on the
15 door. So by the time we get downstairs, he's coming in
16 the apartment door now. "Don't ever shut that fucking
17 front door." And he was really belligerent. I'm like,
18 "Okay. I have no problem." So I'm like, "Whatever,
19 dude," and went upstairs. I can see --

20 TROOPER CONNOLLY: Who was home?

21 MR. MCDONALD: It was me and my girlfriend,
22 Kim.

23 TROOPER CONNOLLY: Does she normally live
24 there?

1 MR. MCDONALD: Yeah. She -- she lives with me
2 now. Yeah. We've been living together for a couple
3 months now. Yeah.

4 TROOPER CONNOLLY: How did you guys get that
5 apartment?

6 MR. MCDONALD: I got that apartment -- I got
7 asked by Alan to move in there because they were --
8 they were looking for a roommate. You know, me and
9 Alan have been best friends since we were 12 years old.
10 He's like my brother, you know. But yeah. So we -- he
11 started kind of -- very hostile, so I just went
12 upstairs -- figured out when things -- you know, let
13 him -- he was obviously upset.

14 Next thing, I hear him down there, smashing
15 something. Me and my girlfriend get to the top of the
16 steps and look down at the -- at the kitchen, and he's
17 smashing my dining room table chairs. I'm like, "What
18 the hell? I'm calling the cops if you don't cut it
19 out." Then he proceeded --

20 TROOPER CONNOLLY: This is still like
21 7 o'clock?

22 MR. MCDONALD: No. It was about like 7:15,
23 7:12, 7:30.

24 TROOPER CONNOLLY: Okay. And the only three

1 people are you, Kim, and Alan?

2 MR. MCDONALD: Yes, and Alan. But whoever
3 brought him back came -- wait a second. So I see him
4 smashing the chairs. I told him, "Cut it out, or I'm
5 going to call the cops."

6 TROOPER CONNOLLY: I'm sorry. I should have
7 just said -- because I just want to cover this one
8 thing. When he was hitting and yelling at the door,
9 you let him in, right?

10 MR. MCDONALD: No. He finally got in the very
11 front door, which is -- which it's just got a bad
12 handle, and you got to kind of jiggle it, and he was
13 just kicking it because it wouldn't open.

14 TROOPER CONNOLLY: Uh-huh (affirmative).

15 MR. MCDONALD: By the time I got downstairs, to
16 -- to see what the hell what the banging was, he was
17 finally coming in the apartment door, like into our
18 apartment, and freaking out about the door being shut.
19 "Don't ever shut that door" and rah, rah, rah. And I
20 was just like --

21 TROOPER CONNOLLY: Why do you think he was so
22 belligerent?

23 MR. MCDONALD: Because he was just wasted. I
24 could tell immediately he was fucked up, all right. He

1 was on something bad or way drunk or something else. So
2 I'm like, "Okay, whatever." That's why I went upstairs
3 -- back upstairs. He started smashing my fucking
4 kitchen table. I threatened, "I'll call the cops if
5 you're going to keep it up," you know.

6 And he decided started -- proceeded to smash
7 the rest of the table, and -- and started yelling, "Why
8 -- (indiscernible), why are you smashing your own
9 table? Ha, ha, ha" -- as he was smashing the -- the
10 crap out of it. Me and Kim were just -- "What the
11 fuck, dude?" Like, "I'm calling the cops. That's it."
12 He come charging upstairs, fucking -- almost knocked my
13 girl over -- almost knocked my girlfriend over.

14 TROOPER CONNOLLY: Where was that at?

15 MR. MCDONALD: That was in the hallway, right
16 outside my room. I went in the bathroom, took a quick
17 piss. I'm coming out, and he's bumping her with his
18 chest, like, rah, rah, rah, rah. I'm like, "Dude,
19 don't touch her." And -- and then he got -- he tried
20 to get in my face then. I told him, "Go downstairs,"
21 you know, just to stay the fuck away. Then he fucking
22 went downstairs for about two minutes. I sat on my
23 bed. And then he just came charging back up, pushed
24 past -- pushed -- came just bursting in my room. I

1 have no door because he kicked that in months ago.
2 Pushed past Kim, and he stormed on inside, trying to
3 fight me. And you know, he made a couple marks because
4 he was trying to swing on me. I actually had a bloody
5 lip from him last night. They took photos of it.

6 TROOPER CONNOLLY: Uh-huh (affirmative).

7 MR. MCDONALD: And -- and Kim immediately was
8 on the phone with the cops, you know, because -- I
9 called 911 out, because he was trying to swing on me
10 and fight me.

11 TROOPER CONNOLLY: So I'm sorry. Just to --
12 because I'm trying to write it down as you're talking.
13 But so he's downstairs, and he's breaking stuff?

14 MR. MCDONALD: He broke up the table after --
15 after I told him to stop or I'm going to call the cops.

16 TROOPER CONNOLLY: And then you guys come to
17 the top of the stairs.

18 MR. MCDONALD: Well, yeah. We saw him -- we
19 heard him smashing shit. We looked at the top of the
20 stairs. Like came to the top of the stairs. I see one
21 of the chairs. He's going smash on the floor. I'm
22 like, "Dude, what are you doing? That's my table.
23 Come on." Cut it out, or I'm going to call the cops.
24 And took another chair and smashed that one all over

1 the place. Then he -- and he's -- and I'm like, "Dude,
2 that's it. I'm calling the cops." And then he
3 proceeded to continually smash the table while we're
4 upstairs. He's yelling, "Dammit, why are you
5 destroying your own table?" And he's laughing.

6 TROOPER CONNOLLY: Were you calling the police
7 then?

8 MR. MCDONALD: At that point, yeah. I told him
9 I was going to call the cops.

10 TROOPER CONNOLLY: Yeah. Did you call 911? Or
11 did you call (indiscernible)?

12 MR. MCDONALD: Well, no. I never got the
13 chance to. I told him I was about to call, and we --
14 literally within a minute -- not even a minute, like I
15 was going to call. He basically to burst in my room.
16 Had the tables all destroyed on the floor at this
17 point. I mean, I went and saw it, and it was
18 completely destroyed when I went down after.

19 But totally came up, burst in my room, pushed
20 Kim right out of the way, like grabbed by the arm and
21 fucking dove on me, and I was laying on my bed at this
22 point trying to get back up. Dives on me, starts --
23 tries choking me first, and he's wrapping me into a
24 headlock. He starts on -- punching me. He punched me

1 in the side of my head. And I'm brushing him off for a
2 minute, and she was on the phone with the cops. And
3 then, all of a sudden, I hear this girl saying, "Come
4 on, Alan. It's time to go." I didn't know who the
5 girl was that -- that he left with last night. Some --
6 someone -- his -- got him out of there, because she'd
7 heard that, "Alan, I'm calling the cops right now, you
8 know. You know, "That's it. You're done."

9 And he took off. And the cops -- you know, we
10 gave them the complaint, took pictures, showed them
11 what happened.

12 They said, "Okay." (indiscernible) Okay. So,
13 you know, "If he comes back here, just call us." I
14 said, "Okay." They said, you know, "Just lock
15 everything, you know. And if he comes back, just give
16 us a call because we're looking for him right now."
17 "Okay, fine." And all was quiet. And I'm not sure if
18 he did, but I turned -- I said it five to -- I had the
19 feeling he slashed -- slashed the tire on my Caravan.

20 I had to get up at 4:30 for work this morning,
21 and as soon as he was gone and the police had left, I
22 turned to Kim, I said, "Five bucks says I'm going to go
23 up there and my tires are going to go up there and my
24 tires will be flat on the Caravan." He slashed my

1 motorcycle tires over the summer too. Like \$300 a tire
2 were just slashed them with a razor, gone, you know,
3 because he was on dope at that time.

4 So anyway, I get up this morning at 4:30 in the
5 morning, had a flat tire, had to have my boss come pick
6 me up. I worked until about noon. I get back.

7 TROOPER CONNOLLY: I'm sorry. You did find a
8 flat tire on your car?

9 MR. MCDONALD: Oh yeah. Yep. I had a flat
10 tire on the rear of my --

11 TROOPER CONNOLLY: Is the car still flat? Is
12 the tire still flat?

13 MR. MCDONALD: Yeah. It's in the back of my --
14 it's in the back of my car. I have a spare one right
15 now.

16 TROOPER CONNOLLY: Where's that tire?

17 MR. MCDONALD: It is on the premises of East
18 Coast Gas.

19 TROOPER CONNOLLY: What -- is that --

20 MR. MCDONALD: The gas station where the scene
21 happened. It's -- yeah. So -- that's still there.
22 But yeah. I was looking at --

23 TROOPER CONNOLLY: What kind of car is it?

24 MR. MCDONALD: It's a Grand Caravan. It's my

1 mother's. You know, she let me borrow it to get back
2 and forth work right now.

3 TROOPER CONNOLLY: Which tire was it?

4 MR. MCDONALD: Passenger side, rear. But I'm
5 not 100 percent sure if he did, but I'll tell you, it
6 was fine at 6 o'clock last night when I went to the
7 store and I came back, parked it. And then he came
8 back at 7:30, and I get up -- you know, he comes back
9 and (indiscernible) happens, and I wake up this
10 morning, and my tire's flat, which is something he
11 seems to do a lot. You know, he seems -- he tried
12 doing it to my Envoy once, you know. My buddy actually
13 stopped him because he was trying to slash it with a
14 razor knife. My buddy said, "Don't do that. You're
15 destroying someone's property here."

16 TROOPER CONNOLLY: So you didn't change it in
17 the morning; your boss came and picked you up?

18 MR. MCDONALD: Yeah. My boss picked me up.
19 Andrew helped me change it this afternoon, because he's
20 like, "Dude, can we just get out of here?"

21 Anyway, so I left it -- I left. I got back
22 like, you know, noonish, fell asleep for a couple
23 hours, and I think that was about 3 o'clock. All of a
24 sudden I got woken up by hearing him screaming and

1 slamming shit. You know, and his brother, Anthony's
2 sitting in -- standing in the kitchen with him, and my
3 girlfriend, Kim, is sitting on the steps, and he's
4 smashing his speaker on the floor.

5 And Anthony's telling him to calm down and get
6 over it or the cops are going to come. Joe was going
7 to call the cops. And I'm like, "Dude, what the fuck?"
8 You know, I'm like, "Dude, what" -- it's all up the
9 steps, and then he just burst off the steps to come at
10 me. Anthony gets him to come back down for a second.

11 TROOPER CONNOLLY: So hold on. I'm sorry.

12 MR. MCDONALD: Uh-huh (affirmative).

13 TROOPER CONNOLLY: So where is he breaking
14 stuff?

15 MR. MCDONALD: He busted in the --

16 TROOPER CONNOLLY: In the first floor?

17 MR. MCDONALD: -- in the kitchen -- right in
18 the kitchen. He took a speaker, and I think he tried
19 to throw it at Kim. I didn't see that because I was
20 coming out of my room.

21 TROOPER CONNOLLY: Where was that speaker
22 normally?

23 MR. MCDONALD: It was in the living room, just
24 on a mantel. She moved it into the kitchen on the

1 floor to use it while she was working in the kitchen,
2 you know. And I mean, I guess that really set him off
3 because he tried to throw it at her.

4 TROOPER CONNOLLY: It was on the first floor
5 though?

6 MR. MCDONALD: Right.

7 TROOPER CONNOLLY: Moved it from the mantel?

8 MR. MCDONALD: Yeah. Just on the floor, like
9 down on the floor in the next room. You know, so
10 just --

11 TROOPER CONNOLLY: And this is at 3 o'clock
12 today?

13 MR. MCDONALD: Yeah, around 3 o'clock. And I
14 didn't see him throw the speaker, but I heard her like
15 -- you know, like she was freaking out. Anthony's
16 telling him to calm down. And then he picked back up
17 the speaker and just smashed it on the floor right in
18 front of her or right -- like this (gestures).

19 She's sitting on the steps, like this
20 (gestures). I say like, "What the fuck, you know,
21 like, dude, cut the crap." I said, "The cops are
22 already looking for you now from last night." And he
23 comes charging up there, and he tried to fight me in
24 the hallway.

1 He started grappling with me, tried to swing on
2 me. I mean, I got fucking some bruises over here from
3 him, you know, grabbing me. And I said, "That's it.
4 I'm out." Anthony said, "Can you guys just leave?" I
5 said, "Yeah. I'm out of here for now." I said, "He
6 should have got out of here soon. The cops are looking
7 for him." "Oh, what do you mean, dude?" "They want
8 him for last night, dude." And so we left. I'm like,
9 "Well, I'm out of here for now. No problem, Anthony.
10 We'll -- we'll leave, but I'm calling the cops."

11 TROOPER CONNOLLY: Did you see him slam the
12 speaker?

13 MR. MCDONALD: I saw him slam the speaker off
14 the floor after -- he'd already thrown it, I guess, at
15 her, like at her. Anthony got in the way of it like --
16 like actually blocked it from hitting her. And it was
17 already half-broken by the time I came around the
18 corner, and he's screaming at the top of his lungs,
19 picking it up and then smashing it off the floor.

20 And now it's all over the place, you know. The
21 speaker is all busted up. That's what I witnessed him
22 do there. Then he came up to me and basically tried to
23 grapple with me again. So I leave, and I just leave
24 just to get out of there. Of course, now I got to

1 change my tire. So Anthony's trying to help me change
2 my tire because he feels bad because I got a flat tire,
3 and he knows his brother (indiscernible). He did do
4 it, so he helps me get the spare on.

5 And we leave, call the cops. I said, "Hey, you
6 know, you told us to call when he came back. He's at
7 the house, sitting there right now, okay. So there you
8 go." And they're like, "Oh, yeah. We already --
9 someone called 911. They're already on their way over
10 there. Can you meet us there? You got a key?"

11 At first, they wanted to meet us at the Lobster
12 Claw place. And then they called and said, "Well, he's
13 not at the house. No one's answering. It's all dark.
14 Can you come up here and open up the house, so we can
15 go and see if he's in it?" I'm like, "Yeah. Okay.
16 I'll meet you up there."

17 So that's when there's five Reading cops or
18 something there, and I pull in and try to open the --
19 give them the key to open the door. And the very front
20 door, which is never locked -- it's a sucky door; you
21 don't lock it. It's a deadbolt you can only lock on
22 the inside because we don't have the key for it. I
23 said, "Well, if that's locked, he's in there." You
24 cannot lock it unless you're locking it from the

1 inside. And that's when they -- the police -- Anthony
2 and the police were trying to get him to come out of
3 the house because they knew he was in there, you know.

4 And I didn't go in -- I saw them -- you know,
5 it took them an hour, the Reading Police trying to take
6 -- get him to come out, talking to him. And of course,
7 they had every opportunity to burst in there if they
8 really had to, and they didn't want to do that. No one
9 wanted them to do that, you know.

10 And next thing I know, they're all running from
11 one -- you know, they had almost a -- I'm parked inside
12 of the garage all under cover, and next thing I know,
13 they're running over the other side. And Alan's
14 brother, Anthony, is screaming, "They shot my brother."

15 TROOPER CONNOLLY: You --

16 MR. MCDONALD: I was in my Caravan because the
17 cop said, "Oh, sit in your car. We're going to have
18 him out of here. Just stay in the car." I said,
19 "Okay." They're like, "We just want to get him off the
20 premises, and you know, you can go in the house and
21 whatnot." And that didn't happen.

22 TROOPER CONNOLLY: You didn't hear a gunshot?
23 You just said --

24 MR. MCDONALD: I didn't hear a gunshot. But I

1 also -- and I asked them at that point -- I think there
2 was the fire engines -- the Reading Fire had just left,
3 or was just going back in because they -- they were
4 there. They were going to -- they were going to pry
5 open the door, like bust it open. And I think they --
6 he was supposed to be coming out -- talking to his
7 brother on the phone or something. And the fire truck
8 started leaving. Alls I was hearing was like the beep
9 -- the beep at that point. I didn't hear a gunshot.

10 TROOPER CONNOLLY: So you're in the parking lot
11 of the gas station?

12 MR. MCDONALD: Yeah. But I'm on the far side
13 now. Like the garages are over here with the gas
14 pumps, and the apartments are on this side. I'm like
15 over here on the -- on the sidewalk. And I guess where
16 everything happened is over here, the other side of the
17 lot. I couldn't see anything.

18 TROOPER CONNOLLY: So just to recap, you --
19 they tell you to come back -- the police?

20 MR. MCDONALD: Yes.

21 TROOPER CONNOLLY: They say come back.

22 MR. MCDONALD: Well, they wanted to meet us at
23 -- at the Lobster Claw originally --

24 TROOPER CONNOLLY: Yeah.

1 MR. MCDONALD: -- just to -- to get our
2 statements because he assaulted us both again today.

3 TROOPER CONNOLLY: So you did do that, or you
4 --

5 MR. MCDONALD: No. We were going to.

6 TROOPER CONNOLLY: Yeah.

7 MR. MCDONALD: And then they -- they called my
8 girlfriend's phone back and said, "Meet us at the
9 house, because it's dark. I don't think he's here. Do
10 you got a key to get in?" "Yeah. I got a key. I'll
11 open it." "Do you want to go and open it?" I said,
12 "Okay. No problem." It was all -- everything was
13 deadbolted.

14 TROOPER CONNOLLY: So you did try to open it?

15 MR. MCDONALD: Yeah. I tried -- yeah. I tried
16 to open the door for them. You know, I got the -- "You
17 got the house key?" "This is -- it's supposed to be
18 this one." I said, "Officer, no one has this deadbolt
19 key. It's been there -- you know, no one has a key for
20 it. It's never locked. It's for the -- it's the main
21 entrance to get into the -- both apartments -- in all
22 the -- both apartments."

23 TROOPER CONNOLLY: When you say "both
24 apartments" -- I didn't know -- I --

1 MR. MCDONALD: Well, okay. There's -- you walk
2 up the little steps, and there's a door, and there's a
3 hallway, and our apartment's the one on the left, and
4 there's an apartment right across, on the right.

5 TROOPER CONNOLLY: Are they separated
6 apartments, or are they --

7 MR. MCDONALD: Yeah.

8 TROOPER CONNOLLY: -- bedrooms with a
9 different --

10 MR. MCDONALD: They're separated -- they're
11 separated apartments.

12 TROOPER CONNOLLY: And then you share the
13 kitchen, living room?

14 MR. MCDONALD: Well, I don't -- the other
15 apartment has their own living room, kitchen --

16 TROOPER CONNOLLY: His?

17 MR. MCDONALD: -- bedrooms. The -- the other
18 apartment -- no. There's two separate apartments --
19 like full apartments.

20 TROOPER CONNOLLY: Oh.

21 MR. MCDONALD: I share an apartment with Alan
22 and my girlfriend.

23 TROOPER CONNOLLY: I see.

24 MR. MCDONALD: Now, we are on the second floor,

1 in one big room. He moved himself into the living room
2 downstairs to have his whole -- a bigger room for
3 himself. Okay, fine. That's -- that's cool. So the
4 downstairs living room was his, upstairs, big room was
5 mine and my girlfriends. And the kitchen and bathroom
6 were supposed to be community places.

7 TROOPER CONNOLLY: How long have you guys lived
8 there with him?

9 MR. MCDONALD: She's only moved in, I think,
10 three months ago. He -- I mean, she -- she'd been
11 around and -- and almost living there for about six,
12 you know, but moved in about three. I've been living
13 with him for almost a year. But I mean, I've been best
14 friends with him for -- hmm, I'm 42 now, so 30 years.
15 But I mean, I could -- I could smell booze on his
16 breath.

17 TROOPER CONNOLLY: Today?

18 MR. MCDONALD: Oh yeah. Oh yeah. I could tell
19 -- when he was trying to fight with me and wrestle me,
20 I could smell the -- the booze just pouring off of him.
21 And he -- his eyes were just -- I think he was -- he
22 was doing some serious drugs because his eyes were tiny
23 little stacks -- I mean --

24 TROOPER CONNOLLY: Do you know that he was

1 prescribed any medications?

2 MR. MCDONALD: Oh God. They've got him on a
3 bunch of different medicines. I don't know what the
4 hell he's taking. I don't know. I mean, he -- he
5 almost died of an overdose not that long ago. He went
6 away for a couple months.

7 TROOPER CONNOLLY: Are they legally prescribed,
8 or are they things that he just from people that he
9 probably --

10 MR. MCDONALD: No. He's got some prescriptions
11 that -- like Gabapentin that he gets prescribed --

12 TROOPER CONNOLLY: Yeah.

13 MR. MCDONALD: -- and a couple other things.
14 But I mean, I think he was doing other things. I think
15 he -- I think he started doing dope again, myself. And
16 -- or I know for a fact he's been taking Klonopins.
17 You know, that's something I know for a fact, because
18 he was -- he was hunting around for him. And I heard
19 him hunting around for them, so I know that he was
20 doing -- so I think he was just drunk. And in all
21 honesty, I seen him like this when he was -- when he
22 was -- when he was doing heroin and taking pills.

23 TROOPER CONNOLLY: When he came up the stairs
24 today, you guys fought in front of your bedroom?

1 MR. MCDONALD: Yeah. In the hallway, in front
2 of my bedroom. Yeah. That -- that's -- no. He was
3 trying to fight me. I was just trying to -- trying to
4 keep him from hitting me and get his arms like so he
5 couldn't swing on me anymore. That was about it. He
6 kept saying, "Hit me. Hit me." I'm like, "I'm not
7 going to hit you. I'm not going -- I'm not getting
8 arrested for assaulting you." I'm like, "You're
9 assaulting me." I'm like, "I'm not going to jail over
10 you."

11 TROOPER CONNOLLY: When do you think that the
12 police noticed that he was inside? You tried to open
13 the door, but then realized he was --

14 MR. MCDONALD: Well, that was it -- when I --
15 he must be -- I turned around and said, "Well, he has
16 to be in there, because there's no way to lock that
17 door unless you do it from the inside." That's it.
18 You know, it has --

19 TROOPER CONNOLLY: Yeah.

20 MR. MCDONALD: -- no one has a key for it.

21 TROOPER CONNOLLY: Yeah.

22 MR. MCDONALD: You have to deadbolt it --

23 TROOPER CONNOLLY: Yeah.

24 MR. MCDONALD: -- on the inside, and that's it,

1 you know.

2 TROOPER CONNOLLY: Did you see him inside?

3 MR. MCDONALD: No. But it -- he -- he -- it
4 was dark, quiet, and he was -- he had just called my
5 phone about four times, calling me all sorts of -- told
6 me he was going to kill my cat and throw my cat out or
7 you know -- I'm like, "Dude, don't touch my cat
8 because, you know what -- first off, you can't give
9 away someone else's animal. That's illegal. All
10 right? And second, if you touch my cat, then that's
11 animal cruelty, and there's going to be a charge here."
12 I said, "You already got charges on you. You're not
13 going to run from that." And so he didn't like that,
14 you know. He didn't like that at all because the cops
15 were already there and all before I showed up. And
16 they're like, "Oh, it's dark. Can you meet us up here
17 instead of the Lobster Claw?" So I was on my way to
18 the Lobster Claw.

19 TROOPER CONNOLLY: Did he call you after you
20 tried to open the door?

21 MR. MCDONALD: No.

22 TROOPER CONNOLLY: No?

23 MR. MCDONALD: No.

24 TROOPER CONNOLLY: Did you talk to him at all

1 after that?

2 MR. MCDONALD: No. No. He was talking to his
3 brother.

4 TROOPER CONNOLLY: Why did the police send you
5 out to your car if they didn't think he was inside?

6 MR. MCDONALD: No. Because I told them
7 straight up, "He's got to be inside because that door's
8 locked." And I said, "There's no way to lock it unless
9 you lock it from the inside."

10 TROOPER CONNOLLY: Okay.

11 MR. MCDONALD: Okay. It wasn't like they were
12 at the apartment door. They were at the hallway door,
13 which is never locked. So I'm like, "He has to be in
14 there." I'm like, "Someone had to do it from the
15 inside of the house." And there's a side door from the
16 garage that goes in there, which has a deadbolt too.
17 And Anthony has the normal doorknob key. I have the
18 normal doorknob key. But there's a deadbolt. You have
19 to lock it from the inside.

20 TROOPER CONNOLLY: Did you guys try that door?

21 MR. MCDONALD: Yeah. They tried that. And
22 then after, we couldn't get through the hall door, I
23 gave the cops my key. "Here's my here's my key. Try
24 to get in whatever doors." And they went, "Okay. Why

1 don't you sit in your car because we want to get this
2 dude." I'm like, "Absolutely. I'm out of here. I'm
3 like, "I'll sit in my car. I'll wait here." And the
4 next thing I know, it turned into a nightmare.

5 TROOPER CONNOLLY: So you and Kim are both
6 sitting in your car. You did not see Alan at all?

7 MR. MCDONALD: No. Did not see Alan. Just
8 watched the cop do a lot of trying to surround the
9 house and calling to -- talking to him, yelling up at
10 the windows and, you know, his brother talking to him
11 on the phone, on speaker phone, the cops trying to talk
12 to him. And I never saw Alan again.

13 TROOPER CONNOLLY: I just -- we got to put the
14 essence of time. We want to go inside the apartment
15 because -- for a bunch of reasons. We want to document
16 a lot of the stuff that's in there that you're talking
17 about.

18 MR. MCDONALD: Uh-huh (affirmative).

19 TROOPER CONNOLLY: And you guys live there.

20 MR. MCDONALD: Uh-huh (affirmative).

21 TROOPER CONNOLLY: So we need consent from the
22 people that live there to go inside.

23 MR. MCDONALD: Uh-huh (affirmative). Great.

24 TROOPER CONNOLLY: So I just would like to fill

1 this form out with you if that's okay.

2 MR. MCDONALD: That's fine.

3 TROOPER CONNOLLY: D-e-v-i-n.

4 MR. MCDONALD: V-i-n. Yeah. I'm going to --

5 TROOPER CONNOLLY: M-c-D-o-n-a-l-d.

6 MR. MCDONALD: I'd love to get into my

7 apartment because I'm worried about my cat.

8 TROOPER CONNOLLY: What -- what's your -- I
9 know. We're trying to be as quick as possible. What's
10 your birth again?

11 MR. MCDONALD: [REDACTED]-75. Yeah. I was supposed
12 to leave at 4:30 this morning. I got out to start my
13 car, and there's a flat on my tire. I had to call my
14 boss, like, "You need to pick me up."

15 DETECTIVE HALLORAN: Yeah.

16 MR. MCDONALD: But I won't -- I can't say for
17 100 percent sure if he flattened the tire.

18 TROOPER CONNOLLY: Sure.

19 MR. MCDONALD: I can't say for sure, but --

20 TROOPER CONNOLLY: It's 1462 Main Street.

21 MR. MCDONALD: 1462 Main Street.

22 TROOPER CONNOLLY: Is there an apartment
23 number? If it's just two apartments, there's a --

24 MR. MCDONALD: I think it would be considered

1 Apartment 1, because it was the main apartment and a
2 house before they split it into two separate
3 apartments. At one time it was just one big house, and
4 then it got split into like two apartments. But that
5 was probably 40 or 50 years ago.

6 TROOPER CONNOLLY: All right. So I'll just
7 reads this to you, okay. "I, Devin McDonald, date of
8 birth [REDACTED]-75, knowingly, freely, and voluntarily,
9 without threat or promise by any person authorize,
10 consent, and give written permission to me, Trooper
11 Connolly of the Mass. State Police to search my person,
12 property, or premise." I'm not searching your person.

13 "My above-described consent applies to the
14 following: 1462 Main Street, Apartment 1, in Reading.
15 I have been informed and understand that I have the
16 right to refuse consent -- to consent to the above-
17 referenced search, and that such searches cannot be
18 conducted without my consent. I also understand that
19 if I do consent to the search, I may withdraw my
20 consent at any time. I fully understand that any and
21 all evidence or contraband discovered may be seized,
22 and that, as a result, may be used against me or
23 another person in a criminal prosecution." Do you have
24 any questions about it, or if you would like to read

1 it?

2 MR. MCDONALD: No. I do not.

3 TROOPER CONNOLLY: If not, then if you could
4 just sign --

5 MR. MCDONALD: Exactly.

6 TROOPER CONNOLLY: I'll tell you the date and
7 time with the --

8 MR. MCDONALD: Okay.

9 TROOPER CONNOLLY: It's the 3rd.

10 MR. MCDONALD: I know. My birthday is in ■
11 days.

12 TROOPER CONNOLLY: And it's 9:29 p.m. All
13 right. I'll sign.

14 MR. MCDONALD: I'm sorry this had to happen,
15 guys, honestly.

16 TROOPER CONNOLLY: I am sorry this happened as
17 well.

18 MR. MCDONALD: Yeah.

19 TROOPER CONNOLLY: Hold on a second, okay?

20 MR. MCDONALD: Uh-huh (affirmative). So am I
21 going to be able to get my car off the property though?

22 DETECTIVE HALLORAN: I have no answers for you.

23 MR. MCDONALD: All right. No --

24 DETECTIVE HALLORAN: I'm the last person to

1 ask.

2 MR. MCDONALD: I'm just curious because I had
3 to --

4 DETECTIVE HALLORAN: The trooper would now have
5 a better understanding.

6 MR. MCDONALD: Yeah. Because I had -- I had
7 nothing to do with the crime scene. That's --
8 definitely, I have no wheels. Because they were --
9 "Well, they must have dropped it off somewhere." I'm
10 like, "Why?"

11 DETECTIVE HALLORAN: Hmm.

12 MR. MCDONALD: I had nothing to do with it.

13 TROOPER CONNOLLY: Does Alan -- the woman that
14 he was -- that he may have been with last night --

15 MR. MCDONALD: Uh-huh (affirmative).

16 TROOPER CONNOLLY: Does he date anyone, or does
17 he --

18 MR. MCDONALD: No.

19 TROOPER CONNOLLY: -- see anyone regularly?

20 MR. MCDONALD: No.

21 TROOPER CONNOLLY: Does he have any friends?

22 MR. MCDONALD: He's got friends, but I mean, I
23 only heard a woman's voice, and I didn't recognize it
24 because I know some of the girls that he does hang out

1 with occasionally. I know their voice (indiscernible).
2 Definitely wasn't like someone he was normally -- like
3 a girl that he was normally with. It was a voice I
4 never heard. It was definitely a female voice telling
5 him, "Come on, Al. Let's get out of here," you know.

6 TROOPER CONNOLLY: Yeah.

7 MR. MCDONALD: And he promptly got out of
8 there.

9 DETECTIVE HALLORAN: Uh-huh (affirmative).

10 MR. MCDONALD: I don't know what girl it was.
11 I know who he left to go to the wake with and who
12 obviously came and dropped him off. That was a girl,
13 Amy Thorn (phonetic). But that was -- she went to the
14 wake and then brought him back and left.

15 TROOPER CONNOLLY: Do you know where he went
16 last night?

17 MR. MCDONALD: No. That's -- I have no idea.

18 TROOPER CONNOLLY: And you did not see him at
19 all until 3:00 p.m. --

20 MR. MCDONALD: Yeah.

21 TROOPER CONNOLLY: -- today, when you were
22 woken up by the loud commotion?

23 MR. MCDONALD: That is correct.

24 TROOPER CONNOLLY: When you guys left today,

1 where did you go?

2 MR. MCDONALD: I left -- I was driving towards
3 my mother's, and I actually went to Speedway, grabbed a
4 coffee, put some gas in her car. Kind of told her,
5 hey, you know, can I crash on your couch because this
6 just happened, blah, blah, blah, blah. I said, "I'm
7 not sure what's going to happen with Alan." I said,
8 "They're telling me they're going to arrest him." I
9 said, "Alan's assaulted me twice, you know."

10 TROOPER CONNOLLY: Yeah.

11 MR. MCDONALD: "I don't know if -- if they
12 arrest him, am I going to be back -- you know, go back
13 to my apartment or no." So then I was talking to my
14 mother -- I was telling my mother that, and ended up
15 driving by my mother's. So I was just two blocks up.

16 TROOPER CONNOLLY: Where does your mother live?

17 MR. MCDONALD: She lives right on [REDACTED] Street.
18 Oh, I just can't remember -- is it -- [REDACTED] Street,
19 [REDACTED] or something like that.

20 TROOPER CONNOLLY: It's on [REDACTED]?

21 MR. MCDONALD: Yeah. It's on [REDACTED]. It's
22 right across from [REDACTED]

23 [REDACTED]

24 TROOPER CONNOLLY: Yeah.

1 MR. MCDONALD: It's like right across the
2 street from there. So I was going to go there, and I
3 ended up driving by. And she was like -- you know, I
4 was just letting her know what -- what happened that I
5 was a little disheveled. So I just kept driving. Next
6 thing you know, I'm like, "Oh God, they know about it,"
7 you know.

8 And I was -- she's like, "Well, let's just sit
9 and have a cigarette, calm down, and call -- call the
10 Reading cops, and" -- because we weren't going to call
11 911, you know. He had the second freak-out and he
12 left. And so I'm like, "I'm not going to call 911."
13 Reading cops told me to call when he showed up. So my
14 girlfriend got the business number, called the business
15 line to inform them that, you know, that he had
16 assaulted us last night. He's at the house now. He
17 just assaulted us again, blah, blah, blah, blah. This
18 is his name. And they're, "Oh yeah. We already got --
19 someone -- someone called 911."

20 TROOPER CONNOLLY: It wasn't either one of you?

21 MR. MCDONALD: No. Today, no. Neither of us
22 called 911 today. I think one of the neighbors might
23 have, because he was smashing shit and screaming.

24 TROOPER CONNOLLY: Do you know the neighbors in

1 Apartment 2?

2 MR. MCDONALD: The -- the one right across from
3 me? Yeah. I know Driss and Dee. Dee hasn't been
4 around for a few days. And the kid -- the other guy,
5 Driss, he was upstairs. But he could have been the one
6 who called, or it could have been the neighbor on the
7 other side, because he was outside in the parking lot,
8 screaming, and ranting, and raving earlier.

9 Like when I was leaving, and Anthony was
10 telling me and her to leave, he was kind of like out
11 the door, rah, rah, rah, "This is my house. You're
12 (indiscernible)." Talking crazy, you know. I don't
13 know who exactly called 911 on him today.

14 TROOPER CONNOLLY: Okay.

15 MR. MCDONALD: We only called the Reading
16 Police business line to inform them. Because we're
17 like, "It's not an emergency. He's there." You know,
18 that's it. This is what they told us to do if he
19 showed back up. It's -- it's -- these things aren't
20 going to just vanish. You can't assault someone and,
21 oh, no, they -- they don't fine you. It goes away?
22 No.

23 DETECTIVE HALLORAN: Was -- was the gas station
24 open when he was out there screaming?

1 MR. MCDONALD: Uh-huh (affirmative). Oh yeah.
2 Yeah. He made a huge scene.

3 DETECTIVE HALLORAN: Did you notice if there
4 was customers around?

5 MR. MCDONALD: Yeah. There were some customers
6 around. (Indiscernible)

7 DETECTIVE HALLORAN: Right, yeah.

8 MR. MCDONALD: Because cops are in and out of
9 there constantly. But yeah. There -- there was people
10 around. So Anthony's like -- you know, "I got -- I got
11 a flat tire. I'm not sure if your brother did this or
12 not. I mean, it does fit his MO, but the second -- as
13 soon as they change this, I'm out of here." So
14 that's --

15 DETECTIVE HALLORAN: Does he usually slash the
16 tire or just let the air out or what?

17 MR. MCDONALD: Oh, well, he slashed my bike
18 tires (indiscernible). The front one's slowly flat.
19 The back one, there's a big -- there's a big slash
20 mark. And I mean, he tried to do it on my GMC Enclave
21 but my buddy Kevin fucking stopped him. So --

22 TROOPER CONNOLLY: So after you guys went to
23 wait in the car, the next thing you remember -- well,
24 the Reading -- the police -- the fire trucks leave.

1 MR. MCDONALD: Yeah. Yeah. It was -- like
2 they were going to -- fire -- fire department was
3 there. Looked like they were going to try and bust in
4 the door. And finally, like the -- even the front
5 hallway door that was deadbolted locked. But the
6 neighbor had his window open, so the police called up,
7 and he opened up the hallway door. So now we got --
8 like, okay, now we got their key and we get in the
9 regular door.

10 Well, the deadbolt on that was -- the key
11 doesn't work for that. It's -- but he locked that. So
12 they could open the doorknob but not get into the door
13 because he locked the deadbolt.

14 TROOPER CONNOLLY: Uh-huh (affirmative).

15 MR. MCDONALD: So he basically barricaded
16 himself in. And that's when they came back, and she
17 gave me back my keys. "Okay. We don't need these."
18 Because Anthony has the same key -- you know, his
19 brother. He was outside, and they were like, "Just sit
20 tight. You know, wait -- we're going to try and get
21 him out of the house, you know." And they wanted to do
22 that, as far as I could see, as peacefully as possible,
23 because you know, they had every right to go and kick
24 the door in and drag him out of there at that point,

1 you know, but --

2 TROOPER CONNOLLY: So the next thing you
3 remember, you did not hear a gunshot?

4 MR. MCDONALD: No. I not -- I did not hear a
5 gun. I can honestly say I did not hear a gunshot. The
6 only thing I heard was Anthony screaming, "Oh, my God.
7 They shot him."

8 TROOPER CONNOLLY: Could you see Anthony?

9 MR. MCDONALD: Yeah. He was -- he was at the
10 edge of the gas pumps, almost by the garage doors. And
11 he was just like, "Oh, my" -- I could just barely see
12 him, and then next thing I know, he was on the ground,
13 like just crying, you know. I could just hear him
14 wailing. And I went to get out and the cops were like
15 (gestures with hand), "Just stay there." There was a
16 couple of cops that were kind of near the cars by our
17 door, and they were just like, "Stay -- stay put. Stay
18 put." And I'm like -- I'm like, "They just shot Al?"
19 And they're like, "Just can't talk about any of this
20 right now, you know, can't discuss anything, sir. Just
21 stay put." And that's when --

22 TROOPER CONNOLLY: What do you -- I'm sorry.
23 What do you remember Anthony saying?

24 MR. MCDONALD: They -- "Oh, my God. They shot

1 him." I think that's what it was. Or it was, "Oh, my
2 God. They shot him," or "They shot my brother,"
3 something like that. It was -- but it was, you know,
4 pretty loud. It was like a wail, you know. He was
5 like, "Oh, my God." He was screaming and freaking out.
6 That's -- that was all I heard, and I'm like, "What?"
7 And I was kind of -- then I'm like really trying to pay
8 attention to what's going on. That was it.

9 Next thing I know, I see a couple cops run over
10 to their cars, grab some -- some bags -- you know,
11 taking bags out and go running over across the parking
12 lot, and that was all I saw. Then ambulances showed
13 up, and it was just -- I was trapped in my car for like
14 four hours, trying to be safe. They told me, "Oh,
15 we're going to be over in a few minutes to talk to
16 you." And then three, four hours later --

17 TROOPER CONNOLLY: Yeah. Sorry about that.
18 That's --

19 MR. MCDONALD: No, no. It's not you guys. I'm
20 saying even the Reading cops were saying that. I
21 understand that. It's just -- it was just like, oh,
22 geez, you know. Am I going to have to stay here this
23 whole time? Can I go get something to eat and come
24 back?

1 TROOPER CONNOLLY: In between the time that you
2 -- that he left yesterday and the -- and 3 o'clock
3 today, did you guys talk on the phone?

4 MR. MCDONALD: No. Not until he came back, and
5 he started texting me and saying all sorts of crap.

6 TROOPER CONNOLLY: What do you -- what do you
7 mean, "came back"?

8 MR. MCDONALD: When he came back this
9 afternoon, and when -- when me and Kim left, after he
10 made a big scene --

11 TROOPER CONNOLLY: Then he started texting you
12 after he left?

13 MR. MCDONALD: After -- he texted me -- yeah.
14 After he left. "I'm going to kill your cat," or "I'm
15 going to get rid of your cat."

16 TROOPER CONNOLLY: Do you have those text
17 messages?

18 MR. MCDONALD: Yeah. I'll show them to you.
19 Let me shut this off. He kept saying, "Oh, I'm going
20 to get rid of the cat. I'm going to throw her outside,
21 and someone's going to come and take her right now.
22 They're on the way. You got to figure out how I'm
23 going to do" -- you can't give away someone else's
24 animal for one. It's illegal. Sorry. You have to

1 give me a second.

2 TROOPER CONNOLLY: No.

3 MR. MCDONALD: And yeah. He just said -- you
4 know, I didn't want to even -- because he tried calling
5 me a couple of times. And (indiscernible). So I
6 didn't -- you know, I was driving -- driving to Lobster
7 Claw at that point, you know, going to meet the Reading
8 cops, and he was calling my phone.

9 TROOPER CONNOLLY: Well, let me ask you. Did
10 you delete the text messages, or do you think you have
11 them?

12 MR. MCDONALD: No. I have them.

13 TROOPER CONNOLLY: Do you have a camera?

14 DETECTIVE HALLORAN: Yeah. I can go get it.

15 TROOPER CONNOLLY: And can you just leave your
16 cell a little bit, and so we -- I'd just like to take a
17 couple pictures of it.

18 MR. MCDONALD: Absolutely.

19 TROOPER CONNOLLY: All right. Thank you.

20 MR. MCDONALD: (Indiscernible) right here.

21 TROOPER CONNOLLY: Do you need anything?

22 MR. MCDONALD: No. I'm okay.

23 TROOPER CONNOLLY: All right.

24 (Trooper Connolly and Detective Halloran exit)

1 MR. MCDONALD: Yeah. There's the text messages
2 today. Yeah. See, about 3 o'clock. Oh, actually, he
3 called me at first and said he was getting ready to
4 throw my cat out. Then I called Anthony and told
5 Anthony about it. He said, "No. Alan's an animal
6 lover. He'd never do that."

7 (Phone notification sound) Stop, guys.

8 (Detective Halloran returns)

9 MR. MCDONALD: These are actually the texts
10 right here.

11 DETECTIVE HALLORAN: Okay.

12 MR. MCDONALD: But he did -- he threatened my
13 cat. He called me, and I answered it, and I said,
14 "What?" And he said, "Come get your cat before I kill
15 her." And I texted his -- called his brother and told
16 him. And then he -- then he started texting me a bunch
17 after that.

18 And then I just stopped responding. And he
19 tried calling me a couple times as I was going to meet
20 the police at the Lobster Claw. And then they told me
21 to come back to the house, because they didn't think he
22 was there, and they wanted to look inside the house. I
23 said, "Yeah. I got a key. We'll, let you in the
24 house."

1 DETECTIVE HALLORAN: (Indiscernible) Is that
2 the only -- was that the last message?

3 MR. MCDONALD: That was the last one. Then he
4 tried --

5 DETECTIVE HALLORAN: 3:44?

6 MR. MCDONALD: Yep.

7 DETECTIVE HALLORAN: Okay. Yeah. Let me just
8 get --

9 MR. MCDONALD: Yeah.

10 DETECTIVE HALLORAN: I only got one photo, so
11 I'm going to just take it a couple times.

12 MR. MCDONALD: Right. And it was just before
13 the --

14 DETECTIVE HALLORAN: Want to just tap that for
15 me.

16 MR. MCDONALD: Yeah.

17 DETECTIVE HALLORAN: Thank you.

18 MR. MCDONALD: Just before the first message,
19 he called me, and I was in the -- I was already -- just
20 (indiscernible) past my mother's house, and he was
21 saying, "You better come get your cat, or I'm going to
22 fucking kill or throw her outside."

23 And I'm like, "No. You're not. I said, "Don't
24 touch my cat." I said, "Don't you -- if you touch my

1 cat, you'll be in -- you'll be in more trouble." So I
2 called his brother up and said, you know, "Talk to your
3 brother, because he's threatening my cat." "No. He's
4 an animal lover," rah, rah, rah. "He'd never hurt
5 (indiscernible)." "No, no, no, no, no no, dude. He's
6 doing a lot of things I didn't think he'd ever" --

7 DETECTIVE HALLORAN: Okay. All right. I'll be
8 right back.

9 MR. MCDONALD: Yep.

10 I need to hear from mom. That's another
11 (indiscernible) of that one.

12 (Trooper Connolly returns)

13 TROOPER CONNOLLY: Did she -- did she already
14 come back?

15 MR. MCDONALD: Yeah. Yeah.

16 TROOPER CONNOLLY: She did?

17 MR. MCDONALD: Yeah. She took a couple
18 pictures of the text messages.

19 TROOPER CONNOLLY: So I'm sorry it took so
20 long. I was going to brief a couple people.

21 MR. MCDONALD: No, that's all right.

22 TROOPER CONNOLLY: So we want to do a couple
23 things. One, we'd like to download your phone so that
24 we could get those things -- the exact messages and the

1 time stamps along with them. So we would like the
2 consent to search your phone for that.

3 MR. MCDONALD: What, just my text messages?

4 TROOPER CONNOLLY: Yeah. But to be 100 percent
5 honest with you, that's not how the phone download
6 works.

7 MR. MCDONALD: It downloads everything.

8 TROOPER CONNOLLY: It downloads everything. It
9 takes -- it takes a mirror image of everything that's
10 on the -- the phone. But we're -- we are only
11 concerned with looking at those, so --

12 MR. MCDONALD: Yeah.

13 (Detective Halloran returns with papers)

14 TROOPER CONNOLLY: (To Detective Halloran) Oh.
15 You don't have two of them, do you?

16 MR. MCDONALD: How long is that going to take?

17 TROOPER CONNOLLY: So --

18 MR. MCDONALD: Because I want to go home.

19 TROOPER CONNOLLY: And actually, it's not that
20 long. That's -- I -- the -- the person that downloads
21 them is here right now. So the other thing that we'd
22 like consent for is the car, the Caravan because -- we
23 don't plan to take anything out of it, but we'd like to
24 document the tire.

1 MR. MCDONALD: Yeah. That's in the very back
2 (indiscernible).

3 TROOPER CONNOLLY: But it's in the car, right?

4 MR. MCDONALD: Yeah. It's in the car. Yeah.

5 TROOPER CONNOLLY: So I'm just going to -- it --
6 -- just -- I need the -- for the essence of time, I'm
7 just going to bring you back to that room that you're
8 going to be in. Somebody else is going to fill this
9 out with you, so we can get somebody else in here to
10 talk to them and get them out of here. Is that okay?

11 MR. MCDONALD: Yep.

12 TROOPER CONNOLLY: All right.

13 MR. MCDONALD: I want to get myself out of here
14 too.

15 TROOPER CONNOLLY: I totally understand.

16 MR. MCDONALD: Thank you, guys. Yeah. You can
17 search my car, download my phone.

18 (END OF FILE)

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CERTIFICATION

I, Marianne McKenna, Court Approved Transcriptionist for Christerson Court Reporters, do hereby certify that the foregoing is a true and accurate transcript from the audio recordings received by the Middlesex District Attorney's Office.



Marianne McKenna, Transcriptionist