

# CALUMET COUNTY SHERIFF'S DEPARTMENT

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File Number

Complaint No.  
05-0157-955

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**TYPE OF ACTIVITY:** Contact with Earl Avery

**DATE OF ACTIVITY:** 11/30/05

**REPORTING OFFICER:** Inv. John Dederling

**DOCUMENTS GENERATED:** None

On Wednesday, 11/30/05, at 1339 hours, Inv. STEIER and I (DEDERING) did make contact with EARL AVERY, previously mentioned in this report at AVERY'S AUTO SALVAGE, Avery Rd., Mishicot, WI.

We asked EARL how sure he was that he had been rabbit hunting on Monday, 10/31/05. He stated he was "pretty sure." He stated after hunting, he went home and did not leave.

We asked EARL about any recollections he had about picking up a second set of glasses in Two Rivers. He stated he was unsure.

We then refreshed his memory as to what DR. DANIELS EYECARE had stated and he stated he thought he might have some information regarding this in his vehicle. EARL did check his vehicle and was unable to locate anything.

EARL stated he was positive he picked up the second set of glasses himself.

We then went back to what day he and ROBERT FABIAN were rabbit hunting. He stated, "BOBBY said Monday, but I thought it was Wednesday."

EARL stated as he recalled the day of rabbit hunting, ROBERT arrived at approximately 1530 hours or maybe a little before or after. EARL stated he believed ROBERT left after dark and he stated it grew dark between 5:00 p.m. and 5:15 p.m. EARL stated he recalled both he and ROBERT left at the same time.

EARL was asked when he first saw ROBERT. He stated the first time he saw ROBERT on the property on 10/31/05, ROBERT was seated in his truck.

I asked EARL how long it would take to get to the eyecare place in the mall. He stated he thought it was between 20 and 25 minutes. EARL stated he believed CANDY may have ridden along with him when he went to pick his glasses up. He thought, perhaps, his wife, CANDY, and his daughters went along and possibly went to YOUNKERS. (It should be noted that in a follow-up conversation with EARL, he advised Inv. STEIER that his wife and children went trick-or-treating that night and were not with him during his trip to DR. DANIELS EYECARE.)

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EARL advised me that during the time he and ROBERT FABIAN were rabbit hunting, EARL observed STEVEN and noticed STEVEN seemed to be in a daze. He said STEVEN was standing straight up and down and looking at the ground.

EARL stated he was positive the day he went rabbit hunting was the same day he picked up his glasses.

EARL advised us he was pretty sure the Suzuki that is in STEVEN's garage was outside STEVEN's garage prior to this incident taking place. He stated he seems to recall the last time the Suzuki was outside the garage was on Monday, 10/31/05.

We asked EARL if he remembered meeting anyone in the driveway on his way out of the auto salvage and he stated he did not recall meeting anyone.

He stated he saw one of the DASSEY boys wearing an orange sweatshirt walking towards STEVEN's garage or the pit area. He could not recall what day.

EARL indicated he did not notice any smoke near STEVEN's residence.

EARL stated he thought his younger daughters went trick-or-treating on Saturday or Sunday in the Manitowoc/Two Rivers area with his older daughter MARIE. It should be noted, as previously mentioned, this was retracted in a subsequent conversation with Inv. STEIER.

We terminated our conversation with EARL at 1404 hours.

I did travel STH 147 from Avery Rd. into Two Rivers and to the Magnolia Drive address where DR. DANIELS EYECARE is located. It took me 20 minutes and 26 seconds to travel the route. This was accounting for light traffic and operating within the speed limit.

Investigation continues.

Inv. John Dederling  
Calumet Co. Sheriff's Dept.  
JD/bdg

CC: District Attorney