

COPY

THE STATE OF NEW HAMPSHIRE
THE NEW HAMPSHIRE STATE POLICE
REDACTED VERSION

Supporting Affidavit for Issuance
Of an Arrest Warrant

Rockingham, SS.

Exeter District Court

NOW COMES, Detective Sergeant Robert Estabrook of the New Hampshire State Police Major Crime Unit, and being duly sworn depose and say under oath that:

- 1) I am a Detective Sergeant with the New Hampshire State Police Major Crime Unit. I have been a member of the State Police since 1987. I have received my training through the New Hampshire Police Standards and Training Counsel in Concord. I have received additional training in the investigation of felony crimes to include Homicide, Rape, Robbery, Arson and other crimes through various training seminars. These include the New Hampshire State Police, New York State Police, Toronto Metropolitan Police and the New Hampshire Police Standards and Training Counsel, and other police and civilian agencies. I am currently investigating the disappearance of one Kenneth Countie, d.o.b. 7/18/81, formerly of Wilmington, Massachusetts.
- 2) On March 23, 2006, Epping New Hampshire Police Department Sgt. Gallagher received a missing persons report from Carolyn Lodge of Billerica, Massachusetts, concerning her son, Kenneth Countie, d.o.b 7/18/81. Lodge was concerned because she had a phone conversation with one Sheila LaBarre, d.o.b. 7/4/58, informing Lodge that Kenneth had left Epping and returned to Massachusetts.
- 3) Lodge informed Gallagher that her son had left Massachusetts at the end of February to live with LaBarre in Epping, New Hampshire. Subsequent interviews with Countie's roommate, Eric Ingram, revealed that Countie had met LaBarre over a phone chat line in early February. Countie then physically met with LaBarre at the Ashworth Hotel in Hampton, New Hampshire on February 14, 2006. Approximately one week later, on a Saturday night, Countie informed Ingram that LaBarre was coming to pick him up, and that he would be returning the next day. Ingram explained that he believed Countie left with no personal belongings. Countie left with LaBarre in her vehicle and left his van in Massachusetts. Ingram has not heard from Countie after that Saturday evening, nor has he seen him.
- 4) Lodge initially called the Epping Police Department on February 24, 2006 to report Countie missing. She described her son as being mentally deficient. Lodge also stated that Countie had previously attempted suicide in February

2006. Lodge had received a call on February 20, 2006, from her son. He was crying at that time, stating that he was upset that Ingram's brother had called LaBarre names. LaBarre then asked to speak to Lodge, and told Lodge that Countie was "fucking 24 years old and to leave him the fuck alone." LaBarre stated that "we're fucking happy." When Lodge attempted to notify LaBarre that she was Countie's mother, LaBarre hung up on Lodge.

- 5) On February 21, 2006, Lodge contacted Countie's place of employment. They informed Lodge that they were concerned because Countie had not shown up for work and they had not heard from him. Sgt. Richard Mitchell of the New Hampshire State Police later contacted "Shields" car wash, where Countie had been working, and they described Countie as very simple, and a dedicated employee that had difficulty in completing the most basic paperwork associated with the job.
- 6) On February 24, 2006, in response to the initial missing persons report from Lodge, Sgt. Sean Gallagher went to 70 Red Oak Hill Lane in Epping, the residence of Sheila LaBarre. That residence is described as a white cape style farmhouse, at the end of a long dirt road, situated on approximately 115 acres. LaBarre came to the window of the residence and stated that Countie was there. LaBarre would not come to the door. Gallagher explained that he needed to speak to Countie, and LaBarre responded that Gallagher could not speak to Countie as he was naked in the tub. LaBarre then went to confirm that the Willmington, Massachusetts Police Department had filed a missing persons report on Countie. LaBarre then brought Countie to the door. When Gallagher asked him if he was all right, Countie stated that he was, and LaBarre told Gallagher to leave her property. In the brief period of time that Gallagher could view Countie, he appeared ambulatory and without any injuries.
- 7) Employee statements from Wal-Mart in Epping state that a woman came into the store on March 11, 2006. The woman went to customer service with a man that she identified as her husband. The man was noted as having cuts all over his face. The woman told employees that there was another customer (female) in the store that grabbed her husband by the arm and pushed him out of her way. When asked if the woman was alleging that the other female customer had produced the cuts on the man's face, the woman stated "yes, well no, this is from a car accident a really bad car accident and he was burned on his arm and all up here" as she pulled up the man's arm and shirt, revealing burns. The man was described as having greenish/yellow skin color and being quiet, almost timid, and keeping his head down the whole time and never looking at anyone. The woman was described as being very angry and unreasonable, and very defensive. She repeatedly threatened to sue Wal-Mart, resulting in a number of employees documenting their contact with the woman.
- 8) Elaine Mainard, a Wal-Mart employee described the same woman returning to the store on March 17, 2006 with the man in a wheelchair. At this time, Wendy

Peterson, a Wal-Mart employee identified the woman as Sheila LaBarre. Peterson stated that LaBarre referred to the man in the wheelchair as her husband, and as being assaulted by another customer on the March 11, 2006. While at the store on March 17th, it was noted that LaBarre touched the shoulder of the man in the wheelchair and he jumped, as if in pain. The man was described by an employee as withdrawn and would only speak when LaBarre spoke to him. LaBarre was again complaining of the customer from February 11, 2006 that had touched the man's arm. When asked if she would like the police called, LaBarre stated no, that she was a lawyer. LaBarre also referred to herself repeatedly as a multi-millionaire that owned a horse farm. Wendy Peterson, a Wal-Mart employee stated that the man looked as if he should be in the hospital, describing his face as green, and that his various injuries were at various stages of healing. LaBarre stated to Peterson that LaBarre had a medical background and could treat his wounds. LaBarre also stated that she had paid \$700.00 for a polygraph on "her husband" that day, and that he had passed with flying colors. The Wal-Mart employees called the police.

- 9) A report from the Epping Police revealed that on March 17, 2006, the police responded to Wal-Mart in Epping to remove LaBarre from their property. LaBarre and Countie had been in the Wal-Mart in Epping. LaBarre was described as pushing Countie in a wheelchair. Sgt. Gallagher and Det. Richard Cote noted that Countie appeared ashen, had cuts on his face and hands, and one hand appeared to be swollen. Countie also appeared to have difficulty getting up from the wheelchair and was unable to move on his own. On Wal-Mart videotape, LaBarre is seen purchasing a number of yellow diesel fuel containers at this time, stacking them in Countie's lap in the wheelchair.
- 10) On March 23, 2006, LaBarre had called Sgt. Gallagher concerning the report he had written regarding their contact at Wal-Mart. LaBarre told Gallagher that Countie had left her residence and returned to Massachusetts. LaBarre stated that it was all right with her because Countie "didn't do anything anyway."
- 11) On March 23, 2006 Sgt. Gallagher received a second missing person report from Lodge. Lodge described a phone call that she had recently had with LaBarre in which LaBarre stated that Countie had left Epping and was returning to Massachusetts. Lodge described Countie as unable to care for himself if left alone. Lodge insisted that if Countie were on his own, he would attempt to contact her or his father. Lodge explained that prior to moving to Epping, Countie would have almost daily contact with Lodge. Countie was 24-years-old and had just moved out of Lodge's home for the first time in approximately January 2006. Countie's mother and father informed Gallagher that they had contacted all friends and family and none had heard from Countie, or were able to reach him. It was at that point that Lodge placed the second missing persons report to the Epping Police Department.

- 12) LaBarre again called the police department on March 24, 2006 at 1:00 AM. She spoke to Gallagher and began to cry hysterically. LaBarre told Gallagher that she did not know or care where Countie was, and that she woke up one morning and Countie was gone. LaBarre then played an audiotape over the phone for Gallagher. The tape contained the voice of LaBarre who identified herself as a justice of the peace. LaBarre then went on to allege that Countie raped several young children. After each statement, LaBarre asked Countie if the statement is true. Countie replied yes, but Gallagher noted that the voice was very quiet and hardly audible. Gallagher described the voice as muffled. LaBarre was heard yelling at Countie and telling him to "talk right." Throughout the tape LaBarre was heard screaming and yelling at Countie. Near the conclusion of the tape, Gallagher noted what sounded like Countie vomiting. LaBarre then stated into the tape that Countie was faking throwing up. Shortly after that, LaBarre states "you didn't faint, stop faking that you fainted."
- 13) LaBarre later told Chief Dodge (March 25, 2006) that the evening that she taped the above statement was the last time she saw Countie.
- 14) At the conclusion of the tape, LaBarre came back onto the phone crying. When asked where Countie was, LaBarre stated that she did not know. She stated that all of the tape was true, and that she never wanted to see him again.
- 15) Sgt Gallagher obtained Countie's cell phone number from Lodge. The number was a Nextel phone number associated with a pre-paid phone, and the minutes had expired. Lodge was not aware of any other cell phone that Countie had.
- 16) On March 24, 2006, at approximately 6 PM, Sgt. Gallagher and Det. Cote went to the LaBarre residence to check on the well being of Countie. Upon arrival at the LaBarre residence, they noted that no one appeared to be at home but all the known vehicles of LaBarre were present. These officers noticed a completely burnt mattress and box spring in the area directly in front of the porch entrance to the house, about twenty (20) feet from the front door. These officers further noticed approximately thirty-five (35) feet to the side of the mattress and box spring a second burnt area that contained a barrel, and a pile of hay. These areas were actively burning.
- 17) During this time the officers saw a piece of bone in plain view. It was sticking out from a pile of hay on top of the burnt area. Sgt. Gallagher described this bone as being about three and a half (3.5") inches in length and about one inch (1") in diameter. The three and a half inch length of bone was straight in appearance and on one end it contained a ball type appearance bigger in diameter than the rest of the bone. The second end of the bone was jagged. The ball end contained what appeared to be soft tissue that appeared burnt.
- 18) Based upon the missing person report and the observance of the bone located in one of a number of burn piles, a call was placed to Assistant Rockingham

County Attorney Patricia Conway, who authorized a well being check of the interior of the LaBarre residence, for both LaBarre and Countie and any other potential occupants.

- 19) When the well-being check was about to begin, LaBarre arrived home driven by a friend, identified as Michelle Bennett. LaBarre gave consent for the officers to search her residence for Countie. LaBarre had stated that Countie had already left her residence during the morning of March 23, 2006. The search of the residence revealed a pair of gray sneakers on the dirt cellar floor. LaBarre identified the sneakers as belonging to Countie. She stated that she had bought them for him at Wal-Mart. The officers asked for permission to seize the sneakers and LaBarre refused. The officers requested LaBarre to leave the sneakers in the present location and she did not respond.
- 20) The officers then went back outside with LaBarre. They walked over to the burn area and Sgt. Gallagher asked LaBarre what the bone was. LaBarre stated she did not know and then stated it was from a rabbit. LaBarre stated that she cremates her rabbits when they die and the last time she cremated one was about a week ago. Detective Cote stated the bone was too big to be a rabbit and asked what it was again. LaBarre became agitated and stated it's a rabbit or a pedophile. Sgt. Gallagher asked why she claimed it was a pedophile and LaBarre stated to him, "I didn't say that." Sgt. Gallagher stated to LaBarre that she had said it and that there was a big difference between a rabbit and a pedophile. LaBarre did not respond. Detective Cote asked LaBarre if they could seize the bone and she stated, "No I don't want you to take it. I want you to leave." Sgt. Gallagher told LaBarre not to touch anything on the property, including the fires. LaBarre stated she would not touch anything.
- 21) On March 25, 2006, Sgt. Gallagher sought and obtained a search warrant for the exterior of the LaBarre property at 70 Red Oak Hill Lane in Epping. The search warrant was for human remains based upon the missing person complaint from the family of Countie. Located during the search were the previously described burned mattress and box springs. Near the burn pile was a Wal-Mart bag.
- 22) Chief Dodge stated that upon their arrival to execute the warrant on March 25, 2006, LaBarre was armed with a loaded .38 caliber handgun, and had access to a .22 caliber long gun in the home. She was also noted as being completely covered in ashes and soot. Wallace and Dodge accompanied LaBarre inside the home and noted that there was a large amount of ash on the electric stove, and the stove was still on. LaBarre told Dodge and Wallace that she was burning her notes from Telemates. There were recorded conversations between Chief Gregory Dodge, Lt. Mike Wallace and LaBarre. Wallace informed LaBarre that she was being recorded, and she acknowledges that she was on tape. LaBarre indicated that she had burned a pedophile. When asked by the officers where Ken was, LaBarre responded that, "He was in the bag." LaBarre indicated that she was referring to the Wal-Mart bag by the burn pile. A check of the bag

revealed small bone fragments. LaBarre stated that the bones were not from a rabbit. Wallace then asked LaBarre if the bones were from a horse, pig or goat, and LaBarre repeatedly responded "no." When asked by Wallace if the bones were Countie, LaBarre responded that she didn't know.

- 23) During this search, there was a large pair of pruning shears and a set of hedge shears, both having burnt handles, found inside of the barrel. Also located was a silver piece of a knife, which was melted. TFC Jill Rockey, who was present for the search described one pile as still actively burning, and another was described as warm. Also noted during the search were a number of empty fuel containers near the burn pit, and three empty yellow diesel fuel containers in the back of a green pick up truck. The diesel fuel containers appeared new and looked to be the same ones seen in the Wal-Mart video on March 17, 2006. Further obtained were what appeared to be bone fragments from the fire pit area near the barrel. The LaBarre residence was secured for the night, and LaBarre complied with a request to leave the premises. During the search on March 25, 2006, the previously observed bone (3 ½ inches long with soft tissue on it) discussed by Gallagher, Cote and LaBarre was not located.
- 24) Epping Detective Marc Turner spoke to a representative at Irving Oil. He learned that LaBarre came in on both March 17, 2006 and March 25, 2006, and filled three 5 gallon diesel containers with fuel on both dates.
- 25) Detective Turner and New Hampshire State Police Tr. Steve Puckett sent electronic photos of the bone fragments seized from burn pits and Wal-Mart bag from the LaBarre property via e-mail to Deputy Chief Medical Examiner Dr. Jennie V. Duval, of the Chief Medical Examiner's Office in Concord. Dr. Duval stated that in her professional opinion the photos are suspicious and possibly human bone. Dr. Duval sent the photos via e-mail to Forensic Anthropologist Dr. Marcella Sorg for a second opinion. Sorg is a Professor at the University of Maine in Bangor and has consulted with NH as a forensic anthropologist since the early 1980s.
- 26) On March 25, 2006, LaBarre was asked to come to the Epping Police Department for an interview based on some of the statements she had made concerning burning a pedophile. During the interview, LaBarre told New Hampshire State Police Sgt. Ritchard Mitchell and TFC Jill Rockey that she does not know what happened to Kenneth Countie whom she refers to as "Adam Olympian LaBarre." LaBarre stated that this was how "Adam" wished to be known, and that he wanted to take her last name. LaBarre stated that she first met "Adam" via a phone chat room, "Telemates," and arranged an initial meeting on February 14, 2006 at the Ashworth Hotel lounge in Hampton. LaBarre stated about a week later she drove to Massachusetts and picked "Adam" up so he could live with her in Epping.

- 27) LaBarre told Rockey and Mitchell that she had a sexual relationship with "Adam", but that ended when she learned that "Adam" was a pedophile. LaBarre stated that "Adam" confessed that he had molested several children in Massachusetts. LaBarre further details that "Adam" described years of sexual abuse at the hands of his mother. LaBarre also described "Adam" as experiencing homosexual encounters. LaBarre stated that she had a taped confession of "Adam" admitting to the molestation of children in Massachusetts. LaBarre also stated that she hired a private polygraphist to administer a polygraph to "Adam" to determine if he was telling the truth about his mother molesting him. LaBarre stated that "Adam" passed the polygraph.
- 28) LaBarre told the investigators that on either March 21 or March 22, 2006 she and "Adam" went to sleep and when she awoke Countie was gone.
- 29) LaBarre claimed that after the Epping Police left her residence on March 24, 2006 she knew they would return, and she sifted through the burn piles looking for human bones in an effort to aide the police. She claimed to have experience in locating the bones in the burn pile through her radiological training.
- 30) LaBarre also stated that she thought she may be in danger from an unknown Irish immigrant and suspected someone of being in her woods. LaBarre stated that she parked her vehicle on Cilley Road, Nottingham and walked through the woods to her property. LaBarre stated that during the walk, she became lost in the woods with no light. LaBarre described shedding her coat during the time that she was lost. She described returning to her home in an exhausted state, and nearly passing out, but she decided to burn all her clothes. LaBarre also stated that she burned the sneakers belonging to "Adam" that were previously observed in the cellar. She further stated that she burned her own footwear that she wore in the woods.
- 31) Mitchell and Rockey asked LaBarre how she received a number of noticeable cut on the tops and knuckles of her hands. She responded that she had been picking up broken glass so that her rabbits would not step on it. The cuts appeared to be fresh, having occurred within a few days of the March 25, 2006 interview.
- 32) LaBarre told the Mitchell and Rockey that she has not been at her residence much the last few days, only returning occasionally to restart the fires as she was burning various items and trash, and to take care of her animals. LaBarre told the investigators she burned the mattress and box spring because she slept on it with a pedophile. LaBarre also stated that there was a possibility that "Adam" could have fallen into the fire but she was not sure. LaBarre denied harming "Adam" and burning his body. LaBarre denied finding the body of "Adam" deceased, and then burning the human remains. LaBarre stated she does not know if anyone returned to her property in her absence and placed any

human remains into her fire. LaBarre told Mitchell and Rockey that she did not harm "Adam" and does not feel bad for his disappearance.

- 33) LaBarre told Mitchell and Rockey that "Adam" wanted to remain with her and distance himself from his family in Massachusetts. LaBarre stated that she has power of attorney over "Adam" and has several micro cassette tapes identifying this type of information. When asked why she stated to the police that she might have burned a pedophile she was unable to explain this statement. Later in the day she told Mitchell that she never made that comment, and then that Sgt. Gallagher misunderstood the comment.
- 34) When LaBarre was brought back to her residence, she showed Rockey a packed suitcase, including what LaBarre described as her "suicide note." Within the note, LaBarre stated the following: that she had cremated a "very large rabbit" on approximately March 22, 2006, "close to the front ash can."; that she believed "Adam" killed the rabbit; that "Adam" was a pedophile and that she had taped confessions from him; that she was a Christian and that she would go to heaven; that "Adam" either left on foot or with someone on approximately March 21, 2006; that "Adam" "threatened to kill himself, jump in the Merrimack River, or set himself on fire" if LaBarre played the tape for anyone about him confessing to molesting children; that "Adam" would rather die than go to prison, and that she did not hurt him; that at some point a glass pot exploded and "Adam" was cut and scalded, but that he refused to go to the hospital, and that they cared for the wounds; that she was being framed; and that her house was haunted.
- 35) TFC Rockey and TFC Puckett interviewed Michelle Bennett. Bennett stated that she has known LaBarre for five years through Bennett's children who have done odd jobs for LaBarre. Bennett stated that on March 20, 2006, LaBarre came over to Bennett's home, and they talked inside for approximately 1-1 ½ hours. They then went out to get pizza, at which point LaBarre said that she had a friend in her car. Bennett asked why the friend wasn't brought in earlier, and LaBarre stated that she would never bring a stranger into Bennett's home. Bennett described a male in the backseat with a hat and oversized coat. LaBarre identified the male as "Kenneth" but that she calls him "Adam". Bennett described the car as dark, and that on the way to get pizza there was small talk in the car. Bennett stated that "Adam" didn't say much.
- 36) Bennett stated that LaBarre came back to the Bennett house on a later date and told Bennett that LaBarre had had a fight with "Adam" and that LaBarre had thrown him out, and that "Adam" was a pedophile.
- 37) Bennett stated she went to the LaBarre residence on March 22, 2006. Bennett noted a fire burning in what she believed was the burn barrel. Bennett noted that "it smelled different," and LaBarre stated she was burning garbage. The two ate some food and consumed some lemon liquor. During the course of the evening

LaBarre pointed out the mattress in the living room, and LaBarre stated that is where LaBarre slept.

- 38) On March 26, 2006 Sgt. Richie Mitchell of the New Hampshire State Police received a telephone call from Dr. Duval. Mitchell learned from Duval that Dr. Sorg had confirmed that the photos of the bones found during the searches at the LaBarre property look to be human and are most probably from a human hand and possibly the end of a forearm bone. On March 27, 2006 those bones were taken to Dr. Duval in Concord, who confirmed that they were human.
- 39) On March 27, 2006, TFC John Marasco and Det. Marc Turner interviewed Rebecca Paquin of Manchester. Paquin stated that she had met LaBarre the previous day in Petco in Manchester. LaBarre had a rabbit with her, and asked Paquin to take care of her rabbit in exchange for \$100.00. LaBarre ended up staying with Paquin and her mother, Pamela Paquin, and watching the evening news. The news was reporting the missing person investigation for Countie. LaBarre began to cry and explained that Countie was her boyfriend, and that he was not missing. She went on to state that he was a pedophile that had been molested by his mother. LaBarre further told Paquin that LaBarre had been cremating rabbits, and that Countie may have fallen into the fire. LaBarre alternatively stated that he may have committed suicide or been burned. LaBarre stated that she was being "framed."
- 40) On March 27, 2006, LaBarre's residence was searched pursuant to a warrant signed by Exeter District Court Judge DiMeo. Assistant Commander Mark Mudgett of the New Hampshire State Police Major Crime Unit was present during the search. Within the residence brownish droplets were noted on the cabinets in the kitchen that appeared to be consistent with blood. The largest stain was presumptive tested for blood, and the test was positive. There were also brownish droplets located in the living room, approximately three feet off the ground and covering an area of 6 feet in length and 3.5 feet height. Next to the where the bed would have been located, Assistant Commander Mudgett noted a hot air floor register that was on. Mudgett noted a pungent vomituous odor coming from the register. These droplets where located where LaBarre had indicated that her bed had previously been located. The drops are consistent in size shape and manner with blood. Within a bedroom on the first floor there were boxes noted that appeared to have two reddish brown stains which appeared to be consistent with blood. The boxes were described as being haphazardly placed in the bedroom. Noted in the washing machine was a comforter and wet clothing. When the machine was open, Mudgett noted a musty putrified smell. Once the comforter was removed, the comforter was further described as smelling of vomituous material and decomposition.
- 41) Outside, Mudgett noted yellow diesel fuel containers in the back of the green Nissan pick up truck, bearing NH registration AG6437 . Those containers were empty and smelled of diesel fuel. They also appeared to be the same or similar

type of containers LaBarre had with her in the Wal-Mart on March 17, 2006. The only machinery that runs on diesel fuel on the property was a tractor that was inoperable. Mudgett also noted that the burned piles appeared to be new, and not pre-established deep well spots where previous burning had occurred. Also observed on the property were a black Cadillac with NH registration 2137736, a silver Mercedes with NH registration CAYCE, a GMC pick-up truck with NH registration 637938, a horse trailer, and a slide on pick-up truck camper. All vehicles were registered to LaBarre and all appeared to be gasoline powered, not diesel powered.

- 42) The search on LaBarre's property in Epping continued on March 28, 2006. Criminalist Kim Rumrill of the New Hampshire State Police Forensics Crime Laboratory responded to the scene and searched inside the home. Rumrill is a criminalist II at the laboratory and works in serology and DNA analyses. As part of her duties, Rumrill has experience in processing crime scenes and documenting and preserving evidence. Rumrill noted cast off blood spatter in the living room, in the area where LaBarre's mattress was previously located. Cast off blood spatter was described on the walls and floor. Cast off blood stain is a pattern created when blood is thrown from an object bearing blood that is in motion. There are numerous blood droplets along the floor in the walkway area of the adjacent dining room. Also in that room there is a chair located at the foot of the stairs, that has blood droplets on the arm of it. The cushion of the chair is missing. Adjacent to the dining room is the kitchen. In and around the kitchen sink, cast off blood spatter was noted on the cabinets approximately 2 feet off the floor and also on the ceiling. Located in the kitchen is a wood stove. There are droplets on the floor adjacent to the wood stove. Next to the wood stove is a heel print in blood. Next to the kitchen is the laundry room where the previously described comforter was located in the washing machine. Next to the washing machine is a ½ bathroom. Within the sink is a ½ gallon container of laundry bleach. The container appears to be mostly empty.
- 43) Upstairs in the home is a full bath. The bathtub area is a combination ceramic tub and tiled walls. The ceramic tub and tiled walls have cast off of reddish brown blood. The ceiling contains cast off blood spatter as well. LCV was applied to the tub and sink in the bathroom by Tim Jackson, a Criminalist II with the State Police Forensics laboratory. Jackson works in the identification unit of the lab, and as part of his duties he processes crime scenes and collects evidence. LCV is a reagent that reacts by turning bright purple/blue when it comes into contact with blood. The LCV reacted in both the sink and bathtub, revealing dilute stains over the entire surfaces of both fixtures.
- 44) Rumrill describes some of the blood as being "old" having layers of dust and dirt over them, and some as new stains. Rumrill further describes the blood in the home as being much greater than that of an average cut.

- 45) On March 27, 2006, at approximately 2:15 PM, Pamela Paquin and Sandra Sharpentier came into the Epping Police Department. Paquin stated that she had met Sheila LaBarre the previous evening, Sunday, March 26, 2006 when Paquin's children brought LaBarre home from Petco in Manchester. LaBarre spent the night at Paquin's residence at 736 Hayward Street in Manchester. During the course of the evening, LaBarre stated to Paquin that Countie was staying with her, and that she discovered that he was a pedophile and homosexual. LaBarre told Paquin that "Adam" might have committed suicide or burned. Paquin stated that LaBarre paid Paquin and her daughter each \$100.00 to watch the rabbits that she had brought with her, and then she sold her horses to Paquin. Upon arrival at the police department, Paquin stated that she had a receipt for the horses and that she had come to the police department to claim them.
- 46) Paquin stated that LaBarre told her that she had gone to see an attorney, and that LaBarre and the attorney discussed a retainer, possible bail for different murder charges, and that she should not to talk to the police. Paquin stated that LaBarre told her that she was going to be arrested. LaBarre told Paquin that LaBarre was being set up for Countie's death and that she was going to leave. Paquin stated that prior to coming to the police department, she had taken LaBarre to TD Bank North in Manchester, where Paquin observed LaBarre withdraw approximately \$85,778.21. \$35,000 was in cash, and \$50,000 was in the form of a bank check. Paquin then dropped LaBarre off on the side of the road so that LaBarre could go check on her animals. Paquin and Sharpentier were to return to the same location to pick up LaBarre after a brief period of time.
- 47) LaBarre was later stopped in Epping at approximately 4:00 PM on March 27, 2006, driving the car that Paquin and Sharpentier had arrived at the police department in. Paquin and Sharpentier were in the back seat of the vehicle. She was stopped by the New Hampshire State Police who had a search warrant for LaBarre's body. LaBarre was brought to the Epping Police Department where she made repeated statements about the large sum of money that she had withdrawn, and stating that it was "all she had." A large sum of money was in the Paquin car, and approximately \$900.00 was missing from the original sum observed being withdrawn by Paquin.
- 48) On Tuesday March 28, 2006, one Steven Martello came into Troop A and stated he thinks that he just spent the day with Sheila LaBarre. Martello was described as being calm and showing no signs of impairment. In a written statement, Martello states that he was driving on I-293 in Manchester, New Hampshire at 7:15 AM on March 28, 2006. He states that he picked up a woman wearing blank pants, a black top and a black jacket with fur on it. He further describes her as a white female between 5'7" and 5'10" with light skin, brown eyes and weighing approximately 160 lbs. He further described her hair as long, blonde with black roots on the front. This description is consistent that observed by

Assistant Commander Mudgett who last observed LaBarre at approximately 7:00 AM on March 28, 2006 at the Mall of New Hampshire.

- 49) Martello states that the woman asked for a ride to Dorchester, Massachusetts. Martello stated that he could not. She asked Martello to come back and give her a ride later, and she would pay him. Martello returned at 8:10 AM to pick up the woman, who gave him \$100.00. The woman stated that she needed to stop at a post office to mail a letter to a friend, identified as Pamela Paquin of 736 Hayward Street in Manchester. The woman stated that she had stayed with Paquin the previous night and that Paquin was watching her rabbits.
- 50) The woman told Martello that she was wealthy, owning property in Somersworth and Epping. She further stated that she had a fight with her boyfriend and her car had broken down. As they drove by a Derry police car on Route 102, the woman made an excuse to duck down. The woman went on to explain that she had a medical degree. Martello stated that they stopped at CVS and bought condoms and female douche products. Martello and the woman proceeded to Massachusetts.
- 51) While Martello was with the woman in Dorchester, Massachusetts purchasing black boots with white fur on them, Martello noted that the woman had a big roll of money on her. The woman went on to state that she dated an "offender", and claimed all cops were sex offenders. She then asked what Martello would do if anyone touched his son, if Martello would kill them. Martello responded "probably." Martello explained that the woman then kept saying that sex offenders all must die and kept saying "vengeance [sp] is mine said the lord and she was sent back to earth as an angel and she talked to god and the apposiles [sp] in Hebrew. When Martello tried to leave, the woman stated that to tell no one that she had met him, because a sex offender would come and hurt his son, and that he could not stop the offender. Martello stated that he had to leave, and she again stated that he did not know her or see her, or his son was in danger.
- 52) Martello stated that he and the woman then went to a Ramada Inn, but that they did not have the bed she wanted. The two then went to the Quality Inn, into room 427. Martello and the woman had sexual intercourse. Martello noted what appeared to be fresh bruises all over her hands and legs, and that there were cuts on her hands and arms. The woman identified herself as KC, then Sheila, then KC again. After the sexual intercourse, the woman told Martello to flush the condom so no one will find it. The woman showed Martello a car registration for a 1999 Plymouth Breeze, registered in Epping, NH.
- 53) The woman went on to state that she had died and come back. That she was an angel and that Martello had had sex with an angel. She then started talking again about sex offenders and police officers.

- 54) Martello stated that he saw a picture of Sheila LaBarre on the news on the evening of March 28th, 2006 and believed it to be the same woman.
- 55) Prior police contacts with LaBarre reveal an arrest in 1998 for second-degree assault. Records from that case include statements from LaBarre that she had been arguing with a prior boyfriend, James Brackett. LaBarre alleged that Brackett was trying to cut a phone line and her finger was cut in the process. LaBarre stated that she became angry and grabbed cuticle scissors to poke Brackett, yet accidentally caused a significant cut on his forehead. Officer William Bourque of the Hampton Police Department described the wound as requiring several stitches to close. Brackett described LaBarre as "out of control" and stabbing him in the head.
- 56) Approximately one year later, LaBarre was given power of attorney over Brackett, and LaBarre submitted a Motion to Dismiss a case related to the above incident on behalf of Brackett as his attorney.
- 57) Brackett stated that during the course of his relationship with LaBarre, LaBarre frequently scratched his face, fired a gun at him on two occasions, and threatened to kill him on three occasions. Brackett describes one occasion when he was struck in the face with a large grill-type basting brush by LaBarre.
- 58) On March 29, 2006, Dr. Jennie Duval called this affiant. Duval stated that she had spoken to Dr. Sorg who had physically viewed the initial hand bones taken during the search of the LaBarre property. Sorg confirmed that those bones were human in nature, of an adult that was under 35 years in age, most likely male and most likely in it's twenties. Additionally, Duval had reviewed some of the buckets of ash removed from the property. Duval identified some skull fragments, spinal bones, a rib, forearm bones, hand bones, and feet bones that she believed to be human and also 3 teeth that she believed may be human. These items were identified as coming from the Wal-Mart bag that LaBarre had previously stated that Ken was in.

[REDACTED]

- 60) [REDACTED]

[REDACTED]

61) Wiggin was also was with LaBarre one time previously outside of her apartment in Hampton, and there was a Jamaican male who was dating LaBarre at that time. The male would not allow LaBarre into the residence, as he and LaBarre were fighting. Wiggin witnessed LaBarre fire a shot from a gun through the door.

62) [REDACTED]

63) A forensic odontologist (a dentist who specializes in making identifications of unknown human remains through dental records) was called to look at the teeth found with the bone fragments during the searches at the LaBarre property. Two were identified as animal and one was identified as human.

64) On March 30, 2006, during a search of the LaBarre property pursuant to a warrant, a sheathed knife was found in a hutch-type cupboard in the dining room. On the knife there was observed by Assistant Commander Mudgett a brownish red substance believed to be blood. Additionally, a notebook was found with handwriting within it that TFC Rockey identified as appearing consistent with that of known writings of LaBarre.

65) On one page in the notebook, it lists the date of July 1, 2005. [REDACTED]. On the next page was a sketch of what appears to be a horizontal body made of circles. Under the sketch were the following notes: 110 lbs 5'4"; 1. incinerated-burned-ashes flushed scatter; 2. water- 3. Bury c shovel; 4. private pilot/helicopter/boat; DEATH (which is circled); Torch (erased but still visible); 1. incinerate-burned.

66) On the next page of the notebook it stated: Daniel 3; the fiery furnace; Hotel Furnace?; crematoriums? (which is circled); 4000 F.

[REDACTED]

- 68) Deputy Fire Marshall John Raymond responded on scene on March 30, 2006. Raymond stated that diesel fuel burns longer than gasoline and has a lower flash point, which means it won't flash up at you when you pour it on an open flame. Raymond brought his accelerant dog, Clancy with him to 70 Red Oak Hill Lane. Clancy "alerted" upon the area where the ash can was previously located and also in the area of the mattress, indicating that accelerants were present in those locations.
- 69) At least two additional burn piles and one ash "dump site" were located on the property by Raymond. He dates all from approximately last autumn. Within one burn area, remnants of clothing were located, including a zipper. Raymond examined the burned mattress from the pile by the front of the LaBarre home. Raymond stated that the mattress springs were compressed, as if something heavy was on the mattress while it was burning. Additionally, Raymond describes a fatty substance located on the springs of the mattress that could be consistent with some type of flesh or tissue burning.
- 70) Also found within the house was a document that purported to give power of attorney for Kenneth Countie to Sheila LaBarre. That document allows Sheila LaBarre to do the following on Countie's behalf; talk to Social Services, talk to any and all police departments; talk to anyone regarding any and all business pertaining to Countie or regarding any and all sworn statements countie had made to LaBarre in her capacity as his attorney; receive his mail, packages, correspondence of any nature sent to Countie; sign Countie's name on letters, checks, bills, bank records or anything of any nature; talk for Countie in court and any and all meetings. Additionally, the power of attorney states that Countie only trusts (all capital letters in the document) Sheila LaBarre and do completely feel safe and secure in her presence. It states that she has helped Countie relocate, given him employment, a nice place to live. It states that LaBarre legally recorded statements of Countie, and it was explained to him that New Hampshire was a two party consent to tape state. Finally it states to listen to the tape, and take it's contents seriously. The power of attorney was signed by Sheila LaBarre in her capacity as a justice of the peace. This document purports to be signed by Kenneth Countie on March 10, 2006.

Based upon the forgoing affidavit there exists probable cause for the arrest of Sheila LaBarre for the crime of murder.

Det. Sgt. Robert Estabrook, affiant

Honorable Patricia DiMeo

Date

Date