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STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER, VT
05609-1001

July 23, 2019

Kristin Ross, Esq.
Van Dorn, Curtiss, Rousseau & Ross, PLLC
P.O. Box 263
Main Street, Route 10
Orford, NH 03777

RE: Public Records Request – STATE OF VERMONT v. JODY HERRING

Dear Ms. Ross,

Please find enclosed the documents and recordings that I believe are responsive to what you requested in our July 2, 2019, conversation. You had requested the police reports and the interview of Jody Herring.

The principal police report was the Crime Scene Search Team report that just detailed the scene of the shooting. What I have included in the alternative is the Affidavit of Probable Cause that combines the findings of the CSST report as well as the various other supplemental reports that were generated in the course of the investigation. It is a comprehensive summary of the investigation.

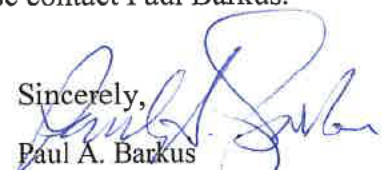
Also included are two Supplemental Narrative reports. One report is from an interview with a jail inmate that makes a reference to a hit list. The other report is from an interview with the landlord of Ms. Herring that shows there were persons that she wanted to be issued a no-trespass order to.

The interview of Jody Herring's has been copied to a DVD.

Ms. Herring's medical and psychiatric records are exempt from disclosure pursuant to 1 V.S.A. § 317(c)(7).

Should you have any questions regarding this matter, please contact Paul Barkus.

Sincerely,


Paul A. Barkus
Assistant Attorney General
Criminal Division

STATE OF VERMONT

SUPERIOR COURT
WASHINGTON UNIT

CRIMINAL DIVISION
Docket No. 980-8-15 Wncr

STATE OF VERMONT

v.

JODY HERRING

INFORMATION BY ATTORNEY GENERAL

BY THE AUTHORITY OF THE STATE OF VERMONT, the Attorney

General for the State of Vermont, upon his oath of office, charges:

COUNT 1 of 3

CHARGE CODE: 13V2311, CHARGE NAME: MURDER – AGG,
OFFENSE CLASS: F

On August 7, 2015, Jody Herring of Barre, Vermont, at Berlin, Vermont, in this county and territorial unit, was a person who unlawfully, willfully, deliberately and with premeditation killed another person, to wit; by shooting Julie Falzarano, and at the time of the murder committed another murder, to wit; by shooting Rhonda Herring, in violation of 13 V.S.A. § 2311(a)(3) and against the peace and dignity of the State.

PENALTY: Pursuant to 13 V.S.A. § 2311(c), imprisonment for life and for no lesser term.

COUNT 2 of 3

CHARGE CODE: 13V2311, CHARGE NAME: MURDER – AGG,
OFFENSE CLASS: F

On August 7, 2015, Jody Herring of Barre, Vermont, at Berlin, Vermont, in this county and territorial unit, was a person who unlawfully, willfully, deliberately and with premeditation killed another person, to wit; by shooting Rhonda Herring, and at the time of the murder committed another murder, to wit; by shooting Regina Herring, in violation of 13 V.S.A. § 2311(a)(3) and against the peace and dignity of the State.

PENALTY: Pursuant to 13 V.S.A. § 2311(c), imprisonment for life and for no lesser term.

COUNT 3 of 3
CHARGE CODE: 13V2311, CHARGE NAME: MURDER – AGG,
OFFENSE CLASS: F


On August 7, 2015, Jody Herring of Barre, Vermont, at Berlin, Vermont, in this county and territorial unit, was a person who unlawfully, willfully, deliberately and with premeditation killed another person, to wit; by shooting Regina Herring, and at the time of the murder committed another murder, to wit; by shooting Julie Falzarano, in violation of 13 V.S.A. § 2311(a)(3) and against the peace and dignity of the State.

PENALTY: Pursuant to 13 V.S.A. § 2311(c), imprisonment for life and for no lesser term.

Dated this 20th day of August 2015.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

By: 
John Treadwell
Assistant Attorney General

This information was presented to me and I have found probable cause this ___ day of August 2015.

Superior Judge

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

AFFIDAVIT

STATE OF VERMONT
WASHINGTON COUNTY, ss.

NOW COMES Det. Sgt. Todd D Baxter, affiant(s), being duly sworn and on oath, deposes and says he has probable cause to believe that Jody Herring DOB [REDACTED] has committed the offense(s) of Aggravated Murder, a violation of Title 13, Vermont Statutes Annotated Section 2311 (a)(3)

The undersigned being duly sworn, deposes and says that I, Det. Sgt. Todd D. Baxter am now and have been for the past 14 years and 1 month, a full time employee of the Vermont State Police, being presently assigned to the Major Crimes Unit as a Detective Sergeant

MURDER INVESTIGATION OF LARA SOBEL

1. On August 7, 2015, I was asked to assist Barre City Police Department (BCPD) with a homicide investigation. While assisting Barre City PD I learned Jody Herring DOB [REDACTED], shot and killed Department of Children and Families (DCF) case worker, Lara Sobel in the Barre City Place parking lot. Jody killed Sobel with a Remington 700 .270 caliber rifle, serial # E6390719. Jody was arrested and charged with the murder of Lara Sobel and remanded to jail with no bail.
2. As part of the investigation Det. Sgt. Jacob Zorn and I were asked to interview Karlyn Sizemore and Keith Miller. I was advised Sizemore and Miller may have witnessed the killing of Lara Sobel at Barre City Place.
3. During the interview of Sizemore and Miller I learned they were in close proximity to Sobel when she was killed. Sizemore and Miller both identified Jody as the person that shot and killed Sobel. Miller indicated he heard the first shot in the Barre City Parking lot and observed Jody yelling at Sobel and holding the rifle. Miller indicated Sobel fell to the ground prior to Jody shooting Sobel a second time. Sizemore indicated she also observed Jody with the rifle. Sizemore indicated Jody was yelling something about her eight year old daughter being taken by DCF.
4. Miller and Sizemore also witnessed Jody sitting in a Silver Honda Accord in the parking lot prior to the shooting. Jody's car was seized by Barre City Police Department at the scene as evidence. Jody's car can be described as a silver 2011 Honda Accord, bearing Vermont Registration GBD450, vin/1HGCP2F33BA106754, registered to Jody L. Herring.
5. During the Lara Sobel homicide investigation I spoke with lead Detective, Barre City Police Department Det. Sgt. Hal Hayden. Det. Sgt. Hal Hayden advised he and Vermont State Police (VSP) Det. Sgt. Mark Potter attempted to interview Jody on the evening of August 7, 2015. Det. Sgt. Hayden advised Jody was agitated and aggressive toward them. Det. Sgt. Hayden stated

Subscribed and sworn to before me on

this 20 day of AUGUST, 2015

[Signature]
(Notary Public) (Judicial Officer)

[Signature]
(Affiant)

08-20-2015
(Date)

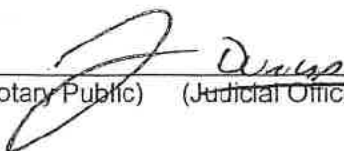
while returning Jody to the holding cell she laughed and uttered "did you find the other three yet?"


MURDER INVESTIGATION OF REGINA HERRING, RHONDA HERRING AND JULIE FALZARANO

6. At Approximately 0820hrs on August 8, 2015 I was contacted by Detective Lieutenant Kraig LaPorte and asked to respond to Berlin Police Department (BPD) for an apparent triple homicide. I was informed "three" of Jody Herring's relatives were found shot to death in their home, located on Airport Rd. in Berlin. I was assigned as the case officer.
7. Upon arrival at Berlin Police Department I was notified that Tiffany Herring DOB: [REDACTED] contacted the Berlin Police Department at approximately 0759hrs requesting assistance at 3168 Airport Rd in the Town of Berlin. Tiffany indicated upon arrival to her residence she located her mother Rhonda Herring DOB: [REDACTED] deceased on the living room floor from an apparent gunshot.
8. I was further advised BPD Officer Kevin Blanchard was the first officer on scene. Officer Blanchard indicated he entered the residence and located Rhonda Herring DOB [REDACTED] deceased on the living room floor, from what appeared to be a gunshot wound. Officer Blanchard advised he continued into the residence and located Julie Falzarano DOB [REDACTED] and Regina Herring DOB [REDACTED] also deceased from apparent gunshot wounds. Officer Blanchard stated Falzarano was located in a downstairs bedroom. Falzarano was in bed with a white sheet completely covering her body. Officer Blanchard indicated Regina Herring was located on a bed in an upstairs bedroom.
9. EMS arrived on scene with Officer Blanchard and confirmed that all three individuals located in the residence were deceased. Officer Blanchard was able to identify the victims by interviewing Tiffany Herring. Tiffany identified the three deceased as her mother Rhonda, her aunt Regina and her grandmother Julie. It should be noted Julie is Jody's aunt, while Rhonda and Regina are Jody's cousins. It should be noted Officer Blanchard is familiar with the residence and the decedents.
10. Officer Blanchard further advised that while in the residence he observed what appeared to be multiple spent rifle shell casings. Officer Blanchard advised the spent rifle shell casings were located in different locations within the residence. Blanchard indicated some of the spent rifle casings were in the immediate areas of the deceased victims.
11. Officer Blanchard interviewed Tiffany and learned the following. Tiffany indicated on August 7, 2015 at between 0700hrs and 0800hrs she was awoken by an incoming phone call from Jody, to the residence. The phone call was taken by Rhonda Herring. Tiffany explained she overheard Jody making numerous threats to Rhonda and toward Regina Herring. Jody was telling Rhonda if they came to her home she would have them served with letters of no

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- trespass. Jody also told Rhonda, she and Regina "had better stop calling DCF" or they would be "fucking sorry".
12. It should be noted the investigation later revealed Jody had in fact, contacted her landlord on Thursday August 6 or Friday August 7 and requested him to file "no trespass orders" against Regina and Rhonda Herring, as well as Henry Premont. Jody was attempting to bar them from her apartment located a 2 Seager Lane in South Barre.
13. Tiffany continued and informed Officer Blanchard she left the residence on August 7, 2015 at approximately 1200hrs with her friend. Tiffany indicated she spent the day with various friends and did not return to her residence until the morning of August 8, 2015 when she located her mother deceased. Tiffany advised when she arrived home she entered through the garage door and into the living area door. Tiffany indicated both doors were open and that this was unusual.
14. Tiffany advised she placed a call to her mother's (Rhonda) cell phone as well as the house phone at approximately 0345hrs on August 8, 2015. Tiffany indicated the phones appeared to be off.

INVESTIGATIVE INTERVIEWS RELATING TO TIMELINE, JODY HERRING'S ACTIONS, PHONE CALLS AND THREATS.

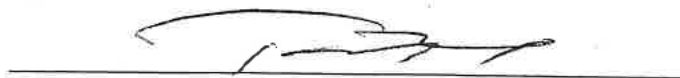
15. On August 11, 2015 Det. Sgt. Zorn interviewed Fern Moore. Fern informed Det. Sgt. Zorn she made plans to meet with Rhonda and Regina Herring on Friday August 7, 2015 at 1300hrs. Fern advised they were going to go to a store. Fern further advised, Friday morning she and Rhonda shared a phone call and several text messages finalizing their make plans to meet at 1300 hours. When Rhonda and Regina did not show up, Fern tried multiple times to call Rhonda's phone between the hours of 1342hrs and 2053hrs. Fern indicated she also sent a Facebook message to Rhonda at 1429hrs asking if she and Regina were still coming. According to Fern, at 1434hrs she received a message from Rhonda's Facebook account that said "tonight." Fern advised this did not make any sense since the store they were planning to go to would not be open at night. Fern said she continued to try to call Rhonda, but was never able to make contact with her.
16. On August 8, 2015 VSP Det. Trp. Mike Notte and Det. Sgt. Doug Norton interviewed Jody's brother, Dwayne Herring. Dwayne stated he received several phone calls from Jody starting at 0448hrs on Friday August 7, 2015. Dwayne stated he received the following phone calls from Jody in which she left no messages; 0448hrs, 0922hrs, 0926hrs, 1043hrs.
17. Dwayne advised he then received a call from Jody at 1456hrs in which she left the message..."Dwayne, if you think anything of your sister you'll get ahold of me now". Dwayne added he received a second phone message

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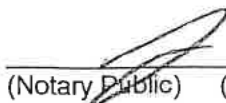
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from Jody at 1500hrs in which Jody stated "watch the news, you'll wish you got ahold of me earlier".


18. Dwayne described Jody as being "hysterical" in the voice messages she left. Dwayne stated she was like a "crazed killer". Dwayne stated he did not speak with Jody on Friday August 7, 2015. Dwayne indicated the last time he spoke with Jody was on August 4. Dwayne stated he was not happy with Jody the last time they spoke due to her stealing Kahlua from his house. Dwayne stated he hasn't spoken with her since that evening.
19. On August 8, 2015 VSP Det. Trp. Lucas Hall interviewed Laurie Setien and Robert Mange at their residence located on Bailey St in Barre. Mange stated on August 7, 2015 at approximately 1630hrs he observed Jody pull into his driveway in her silver Honda Accord. Mange indicated Jody was alone in the vehicle. Mange and Setien explained that Jody used to date Setien's brother, Charles Setien. Charles Setien and Jody terminated their relationship about a year ago, at which time Setien supported her brother (Charles) and not Jody. Mange and Setien advised ever since Charles and Jody broke up she hated Setien.
20. Mange and Setien stated they observed Jody sit within their driveway for two (2) to three (3) minutes. During this time, Jody appeared to be looking down (toward her lap) and moving her arms as if she was manipulating an object. Mange and Setien advised Jody never exited her vehicle and added that they never observed her with a firearm. Mange and Setien were both convinced Jody had traveled to their residence to kill them on the afternoon of August 7. Both stated there was no other reason for Jody to have traveled to their residence or parked in their driveway.
21. On August 8, 2015 VSP Det. Trp. Mike Notte and Det. Sgt. Doug Norton interviewed Christopher Herring. Christopher is a cousin of Jody's. Christopher said on August 07, 2015, around 3 PM (1500hrs) he was traveling to Riverton to get his cousin Shelly and her daughter when he saw his cousin Jody behind him. Christopher advised she was traveling down Crosstown Road, which is also known as Earhart Hill. He advised he waved to Jody and she returned the wave. Christopher advised he knew the time was 3 PM (1500hrs) because he finished work at Dubois Construction in Montpelier, VT, at 245 PM (1445hrs). Christopher added when he saw Jody, she appeared to be alone in the car and she was talking. He was not sure if she was talking to herself or on the phone.
22. Christopher went on about his day. During his travels he traveled past, Jody's mom's (Jenella Herring's) residence, located on Route 12 in the Town of Berlin. Christopher state he noticed Jody's car in the driveway. Christopher stated he observed Jody's car in her mother's driveway between 320PM (1520hrs) and 330PM (1530hrs). Christopher stated there were no other cars in the driveway. Christopher added Jody was not in her car and did not see her when he traveled by Jenella's house.
23. On August 8, 2015 VSP Det. Angela Baker interviewed Jody's cousin Keith Herring. Keith advised Det. Trp. Baker on Friday August 7, 2015 at approximately 1530hrs-1600hrs he was in the Barre City in the area of the DCF

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parking lot waiting for his foster child to come out of the building Keith described, while waiting he observed Jody's car drive through the courthouse parking lot, cross Merchant Street in front of his vehicle and then drive through the DCF parking lot. He described Jody's car as a silver grey-ish Honda or Toyota. He advised he recognized Jody as the operator of the vehicle.

24. Keith advised that as Jody pulled out of the court parking lot, he could see her crouched down in the vehicle. He advised he could see her leaning in the vehicle to look up the walkway of the DCF building where people enter and exit the building. Keith advised Jody drove very slowly, estimating her speed at about 2 miles per hour. He advised her vehicle was creeping along. Keith advised that Jody was the only person in the vehicle and he did not make eye contact with her. He stated this happened between 3:30pm and 4:00pm. Keith advised he left the parking lot at 4:00pm and he did not see Jody or her vehicle again prior to the time he left the area.

25. On August 8, 2015 VSP Det. Trp. Drew Cota interviewed Jody's daughter, Desiree Herring. Desiree reported, she never thought her mother would take anything this far, but she had made threats before. In asking her about this, she stated that her mother threatened to kill her and her aunts (Regina and Rhonda), and stated that she paid \$25,000 cash to have the Hell's Angels kill them all. Desiree stated that her mom had become increasingly upset with her after her son was taken into State's custody by Lara Sobel. Desiree stated that Lara was one of the main DCF case workers in her son's custody case. Desiree stated that her mother had tried to get custody of her son, but DCF would not allow that. Desiree stated that her mother became increasingly upset with her and with DCF. When Desiree's little sister, [REDACTED] was taken into custody in July by DCF, she stated that this was the last straw for her mother.

26. In asking Desiree about why Jody was upset with her, she stated that her mother had accused her of making calls to DCF. Desiree also stated that Jody accused her aunt and two cousins, who Desiree stated had been killed also, of calling DCF on her mother. Desiree stated that Jody had confronted Regina and Rhonda, the cousins, but that they denied calling DCF. This made Jody upset because Desiree stated DCF had told her that they were the ones calling.

ATTEMPTED PURCHASE OF GUNS BY JODY

27. During the investigation we learned Jody was denied two times in her attempts to purchase guns in Vermont.

1: On March 11, 2015 Jody Herring attempted to purchase a handgun from R+L Archery located in Barre City VT. Jody was denied after R+L Archery requested the required NICS check of Jody Herring.

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[Signature]
(Notary Public) (Judicial Officer)

[Signature]
(Affiant)

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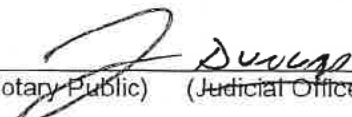
2: On March 15, 2015 Jody Herring attempted to purchase a Ruger SR-40 40 caliber handgun from Mid State Sports located in Randolph VT. Jody was denied after the Mid State Sports requested the required NICS check of Jody Herring.


INVESTIGATION INTO THE ORIGIN OF THE Remington 700 .270 WIN caliber rifle, serial # E6390719.

28. During the course of the investigation we learned that Henry Premont appeared to be the most recent boyfriend of Jody. On August 8, 2015 Premont was interviewed by VSP Det. Sgt. Ben Katz. Det. Sgt. Katz advised of the following. Premont had ended his relationship with Jody as recently as Wednesday August 5, or Thursday August 6. Premont indicated Jody had lived with him at his apartment in Williamstown for a period of time starting in March of 2015. Premont added he stated he "couldn't trust" Jody.
29. Premont advised he returned home from work on August 7, 2015 at approximately 1600hrs and noticed his .270 Caliber rifle with a 4 x 12 scope was missing. Premont later identified his rifle by a hand written note containing its description and serial number. Premont's rifle is identified as the exact rifle used by Jody to kill Lara Sobel, a Remington 700 .270 caliber rifle, serial # E6390719.
30. Premont stated he did not give Jody the rifle. Premont stated he has taken Jody shooting a number of times and that she is a good shot. Premont stated his apartment door is easy to access even when locked, if twisted and kicked in a certain location.
31. Premont advised Det. Sgt. Katz that as he got to know Jody she would often make comments about how "people are going to pay. There's going to be an Armageddon". Premont stated this statement was last said, "a month ago" regarding visitation rights to see her daughter. Premont recalled Jody saying she wanted to shoot someone in the head to see "brain matter"
32. On August 11, 2015 Officers conducted a neighborhood canvas in the area of Premont's residence. Premont's immediate neighbor, Francisca Cech, reported to BCPD Det. Roland Tousignant she heard what she believed to be a door banging and opening on Friday August 7, 2015 after lunch time. Cech lives in the adjoining apartment to Premont and thought he was home but later realized he was not at his apartment.

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33. It should be noted I confirmed through an interview that Premont was in fact at work-as he stated, on August 7, 2015 between the hours of 0800 and 1600.
34. During the continuation of the investigation Premont provided me with additional information. Premont indicated a week ago Jody told him there "was going to be an Armageddon and that she was going to fucking shoot some people". Premont felt he could have prevented this if he was home Friday.
35. I asked Premont if Jody have ever mentioned Lara Sobel's name. Premont stated Jody has spoken about Lara on several occasions:
36. I asked Premont if he knew anything about a list that Jody had been purported to have. Premont indicated Jody did have a "hit list". Premont stated he "seen it". Premont advised "months" ago he saw Jody with a hand written list that included the names of Regina, Rhonda, Jody's mom (Jenella), Jenella's husband Ken and possibly her brother Dwayne.
37. On August 8, 2015 the Barre City Police Department was granted a search warrant for Jody's silver Honda Accord and executed same. BCPD Officer's Joel Pierce and Henry Duhaime executed the search warrant on Jody's vehicle at the Barre City PD secure garage. The following items were seized as evidence from Herring's vehicle: Two boxes of .270 Cal. Federal and Winchester Rifle Ammunition, A third box of Winchester .270 Winchester Rifle Ammunition, missing six rounds. Kodak Digital camera (without SD card), black knife, Lipis Digital Voice Recorder, Jody Herring's VT Driver's License and cash.


SEARCH WARRANT EXECUTION AT 3168 Airport RD

38. As part of this investigation VSP Det. Sgt. Zorn and I traveled to the residence located at 3168 Airport Rd. in Berlin to obtain a description of the residence and to acclimate ourselves to the scene. While at the residence I noted the scene was secured by crime scene tape as well as uniformed troopers.
39. On August 8, 2015 VSP Det. Sgt. Jacob Zorn applied for and received a search warrant for the residence located at 3168 Airport Rd in the Town of Berlin, from Vermont Superior Court, Judge Brian Grearson. The search warrant was executed by members of the Vermont State Police Crime Scene Search Team (CSST) on August 8, 2015.
40. On August 8, 2015 I spoke with VSP Det. LT. Lance Burnham who oversaw the CSST processing of the scene located at 3168 Airport RD in Berlin VT. Det. LT Burnham advised there were in fact three persons deceased in the residence, all from apparent gunshot wounds. Det. LT Burnham further advised they collected four spent rifle casings inside the residence. Det. LT Burnham advised the spent rifle casings collected were identified as .270 WIN Caliber rifle casings. It should be noted Det. LT Burnham advised the same spent .270 WIN rifle casings were collected by his team the day prior at the homicide scene of

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Lara Sobel, as well as the .270 Cal. Remington 700 rifle listed above. (Henry Premont's rifle). It is important to note no guns were located within residence.

41. Det. LT Burnham explained the location of the four spent rifle .270 WIN caliber casings. The first was located on the kitchen floor near the entryway. The second was located in the living room where Rhonda Herring was located. The .270 WIN caliber rifle casing was collected approximately six feet from Rhonda's body. The third was located in the down stairs bedroom where Julie Falzarano was located. The .270 WIN caliber rifle casing was collected approximately six feet from Julie body. The fourth was located in the upstairs bedroom where Regina Herring was located. The 270 WIN caliber rifle casing four was collected approximately three feet from Regina's body.

OCME PRELIMINARY CAUSE OF DEATH

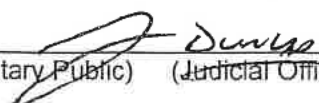
42. Regina, Rhonda and Julie's bodies were all removed from the scene and sent to the Vermont Office of the Chief Medical Examiner, (VTOCME) located in Burlington VT.
43. On August 9, 2015 DR Steven Shapiro from the VTOCME issued a preliminary cause of death of Rhonda Herring as Follows: Manner: Homicide. Cause of death: Rifle wound of upper extremity/torso.
44. On August 9, 2015 DR Steven Shapiro from the VTOCME issued a Preliminary Report of Death for Regina Herring as follows: Manner: Homicide. Cause of death: Rifle wounds (2) of torso.
45. On August 10, 2015 DR Steven Shapiro issued a Preliminary Report of Death for Julie Falzarano as follows: Manner: Homicide. Cause of death: Rifle wound of upper extremity/torso.
46. It should be noted on August 8, 2015 DR Steven Shapiro issued a Preliminary Report of Death for Lara Sobel as follows: Manner: Homicide. Cause of death: Rifle wounds (2) torso/upper extremities.

PRELIMINARY FIREARM EXAMINATION and COMPARISON

47. The four .270 WIN rifle casings collected from 3168 Airport Rd were sent to the Vermont Forensic Laboratory (VFL) for comparison. While at the lab VFL Firearms Examiner, Kendra Wilbur completed the comparison.
48. Examiner Wilbur explained to me, Barre City Police Department previously submitted the .270 Caliber rifle along with two (2) spent .270 caliber rifle casings seized from the scene of Lara Sobel's death. Examiner Wilbur described the rifle as; One (1) .270 Win caliber, Remington Model 700, bolt action rifle, SN E6390719. Examiner Wilbur described the two spent rifle casings

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collected on scene as; 270 WIN caliber, "F C" (Federal) head stamped fired cartridge cases.

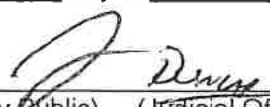
49. Examiner Wilbur stated the rifle was found to be in mechanical operating condition with the safety feature functioning properly and test fired.
50. Examiner Wilbur compared the two (2) rifle casings collected at the scene of Sobel's death to the laboratory test fired sample rifle cartridge case.
51. Examiner Wilbur returned a Preliminary Firearm Examination Result in the Sobel case on August 13 as follows: The items submitted as fired cartridge cases were compared microscopically and identified as having been fired in the rifle submitted.
52. Examiner Wilbur further advised she examined and compared the four (4) rifle casings collected and submitted from the scene of Rhonda, Regina and Julie's murder. Examiner Wilbur described the four spent rifle casings collected and submitted as; 270 WIN caliber, "F C" (Federal) head stamped fired cartridge cases.(same as casing collected at Sobel scene)
53. Examiner Wilbur returned a Preliminary Firearm Examination Result in the Regina, Rhonda and Julie case on August 13 as follows: The items submitted as fired cartridge cases were compared microscopically and identified as having been fired in the rifle submitted.
54. All fired cartridge casings collected at the homicide scenes of Lara Sobel, Regina Herring, Rhonda Herring and Julie Falzarano have been microscopically compared and have been identified as all having been fired from the rifle collected from Jody, at the scene of Sobel's murder. The murder weapon in all four homicides is described as a .270 Win caliber, Remington Model 700, bolt action rifle, SN E6390719.

3168 AIRPORT RD SCENE REVIEW

55. While reviewing the scene prior to its release Det. Burnham pointed out two significant findings while on scene. It appears Regina's door was closed and likely locked prior to her murder. Regina's door showed signs of being recently damaged. The door to Regina's upstairs bedroom is that of hollow core construction. It appears the door was breached approximately half way up, by and unknown blunt force. The result of the breach is a large hole, big enough to put a human arm through.
56. Secondly, Det. Lance Burnham pointed out Julie was completely covered. Det. LT Burnham believes Julie was covered post mortem. Det. LT Burnham indicated no signs of holes or tearing were located in the covers suggesting Julie had to have been covered after her murder.
57. Det. LT Burnham also advised there would have likely been transfer of bodily material from one of the victims on scene to the shooter. I reviewed the scene and observed what I believed to be high velocity casting of bodily material in the area of Rhonda's body. This area is confined and appears likely trace

Subscribed and sworn to before me on

this 20 day of August, 2015



(Notary Public) (Judicial Officer)



(Affiant)

08-20-2015

(Date)

evidence and or visible bodily material evidence would have been transferred onto the shooter during the act.


DNA COLLECTION/ANALYSIS and COMPARISION


58. It should be noted, while processing Jody on August 7, 2015 for the murder of Lara Sobel, officers noted what appeared to be blood and bodily material on Jody's clothes. Jody's clothes and footwear were seized as evidence. Jody was also in possession of .270 Caliber Rifle rounds in her waist band at the time of arrest.
59. As part of the investigation Det. Sgt. Hal Hayden applied for and received a search warrant to collect and analyze the material located on Jody's clothes. Jody's clothes were submitted to the VFL for examination and analysis.
60. On August 18, 2015 I spoke with VFL Forensic Chemist III, Courtney Ganter. Ganter explained to me there appeared to be several locations of possible material to test for blood and or DNA.
61. Ganter explained they chose three separate locations on Jody's clothes to test. The three separate locations selected, tested presumptive positive for blood prior to analyzing/collecting DNA.
62. A DNA profile was obtained from two separate locations on Jody's pants as well as from one location on her shirt. The items tested from Jody's pants are described as follows: One (1) cutting of reddish/brown flaky material and One (1) cutting of dark stain. The item tested from Jody's shirt is described as follows: One (1) cutting of dark stain.
63. Ganter explained she was able to extract a DNA profile from the three different areas of Jody's clothes.
64. It should be noted DNA profile standards of Regina Herring, Rhonda Herring and Julie Falzarano were collected by the OCME and submitted to the VFL. The DNA profile standard cards of Regina, Rhonda and Julie were submitted to the VFL prior to the testing of Jody's clothing.
65. On August 18, 2015 Chemist Ganter issued the following report of findings: The DNA profile obtained from the three (3) items tested from Jody's clothes, is the same profile as that obtained from item the standard submitted from Rhonda Herring. Therefore, Rhonda Herring cannot be excluded as the source of the DNA obtained from items tested on Jody's clothes.
66. The probability of randomly selecting an unrelated individual exhibiting the DNA profile at the twenty-two loci obtained from the three (3) items tested on Jody's clothes, and Rhonda Herring's standard is greater than 1 in 1 quadrillion from the combined population.

INTERVIEW OF JODY HERRING

Subscribed and sworn to before me on

this 20 day of AUGUST, 2015


(Notary Public) (Judicial Officer)


(Affiant)
08-20-2015
(Date)

67. On August 8, 2015 at approximately 1300hrs VSP Det. Trp. Angela Baker and I met with Jody at the Chittenden County Correctional Facility located in South Burlington VT. The conversation was recorded on my digital handheld recording device. It should be noted approximately 60 seconds of the initial encounter is not recorded due to the corrections officers bringing Jody out in front of us while they prepared her for our meeting. Det. Trp. Baker and I introduced ourselves. Jody stated she thought she was being brought out to meet with attorney Kelly Green. I informed Jody I was there to speak about an unrelated incident. Jody agreed to speak with us.

68. We were placed in a lawyer's room within the facility. Upon entry into the room Jody choose a chair furthest from the door. Jody stated "the thing is, why am I in here talking to guys without a lawyer? I immediately informed Jody that we were not there to talk about Barre. I informed Jody that I knew she was represented by Kelly Green.

The following conversation ensued:

Jody Herring (JH) stated "supposedly got me David, a private attorney".

Todd Baxter (TB): Ok. For Barre? Correct? Because, I'm not here to talk about Barre, what happened in Barre City, yesterday.

JH: What you, what is the only thing you think happened?

TB: What are you talking about?

JH: What do you think happened?

TB: You are charged right now with, being held without bail for the homicide of the DCF worker in Barre City. That's what you are here for, and I'm not here to talk to you about.

JH: What about the other fucking three (3)?

TB: What? I'm not here to ask you questions that I don't know anything about.

JH: Oh Well.

TB: So I know you are represented by a lawyer.

JH: Like I said. What about the other three (3)?

TB: Well do you want to talk to us about that?

JH: The way I look at it. They fucking deserved it too...

The conversation continued for approximately 21 minutes largely dominated by the unrelated incident I originally informed her I was there for. The conversation ended at the request of Jody and her attorney when they arrived.

CONCLUSION

The facts and circumstances of this case are consistent with and support the charges of Aggravated Murder. The scene suggests Rhonda Herring, Regina Herring and Julie Falzarano were murdered in a deliberate and purposeful succession. It is reasonable to believe based on the evidence that Jody progressed

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(Notary Public) (Judicial Officer)



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from room to room within the residence located at 3168 Airport Rd Berlin VT, murdering Rhonda, Regina, and Julie individually within a short period of time.

Based on the foregoing facts and information, this affiant has probable cause to believe Jody Herring DOB [REDACTED] committed Aggravated Murder in violation of Title 13 VSA 2311 (a)(3).

Subscribed and sworn to before me on

this 20 day of August, 2015

[Signature]
(Notary Public) (Judicial Officer)

[Signature]
(Affiant)
08-20-2015
(Date)

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives
23 Cota, D	16:06:12 08/13/2015	Narrative

PI: Don Routhier
Interviewer: Detective Trooper Drew Cota

1) On 08/09/15, I was tasked with speaking with the landlord of Jody Herring, Don Routhier, DOB [REDACTED] regarding information that he had called in to Barre City PD. In speaking with him via phone, he stated that Jody had moved into one of his apartment buildings approximately two months prior and had made issue about the date that the rent was due. Routhier stated that Jody blamed a lot of people, especially her family, for her not being able to pay her rent on the first of the month.

2) On Thursday, 08/06/15, Routhier stated that Jody gave a list of people to one of Routhier's employees. Routhier stated that the list was of people that Jody wanted to be issued a no trespass order on for her apartment. When Routhier looked at the list on Friday 08/07/15, he left it in his office to be dealt with later.

3) Routhier stated that he owns the bar next to where the shooting death of Lara Sobel occurred. Routhier stated that an employee of the bar called him to tell him about the shooting. When he responded to the bar he was informed that Jody Herring had been the shooter and realized that she had been renting an apartment from him. On Saturday, 08/08/15, after hearing about the deaths of the three other women on Airport Road, in Berlin, Routhier stated that he recalled that their names had been on this list of names in his office. Routhier also recalled that Henry Premont was the first name on the list.

4) In asking Routhier where the list was now, he stated that it was in his office, but that he was out of town. Routhier stated that he would be in his office on Monday, 08/10/15, and that he would be available to meet with Police to turn the list over. This information was passed on to Det. Lt. Laporte.

Detective Trooper Drew Cota
08/13/15

W?

PI: Ellen Ducharme by Det. Sgt. Angela Baker (Second Interview on 11/16/16)

VERMONT STATE POLICE
INVESTIGATIVE REPORT

Case#: 15A303823
Investigating Officer: Det. Sgt. Angela Baker
Date/Time: 11/16/16 1t 1451 hours
Location of Interview: Chittenden Regional Correctional Facility
Person Interviewed:

Evidence: Digital Recording of Interview
Sworn Audio Recorded Statement Form

Reason for Interview: On November 15, 2016, I received an email from CRCF Caseworker Lori Lowell requesting advising Ellen Ducharme wanted to speak with me again. I went to CRCF to meet with Ellen again on November 16, 2016.

Narrative:

On Monday, November 16, 2016, at approximately 1451 hours, I went to CRCF in South Burlington to speak with inmate Ellen Ducharme. I met with Ducharme in the lawyer room at the facility. This conversation was audio recorded and a copy of the recording is included with the case file. Ellen also signed a sworn Audio Recorded Statement form.

Ellen was advised our conversation was being recorded. She agreed the information provided would be truthful. She also advised she understood no threats or promises were made in exchange for the information provided.

Ellen advised at our last meeting on November 7, 2016, she told me some things but did not tell me everything about Jody Herring. She advised Jody told her she planned on killing Lara Sobel for some time. Jody told Ellen before she got out of the car at DCF, she said she had a job to do and she got out and shot Lara. Jody advised she handed the gun over and they did not wrestle her to the ground. Jody told Ellen that it was every mother's fantasy who had to deal with DCF to shoot a DCF worker when they tried to take their child away.

Ellen advised Jody went to Regina's parent's house and shot the mother first and then she and Regina fought over the gun. She advised Jody told her that she closed their eyes and marked "x's" on them and she tried to cut their tongues out of their mouths. Ellen advised Jody told her Regina always tried to take over Jody's kids and Desiree always looked up to Regina as her mother because Jody never really

took care of her. Ellen advised Jody told her that the reason she went to Regina's house was to kill them. Ellen advised Jody told her she intended to kill all three of them and whoever else was in the house.

Ellen advised when Jody when to DCF, the only person she was after there was Lara Sobel.

Ellen advised Jody's hit list included her mother, her brother, a cop that she used to go out with in Montpelier, Henry Premont, Chuck (Desiree's father), Felicia's father and [REDACTED] father. She advised "Dr. Phil" was probably on the hit list now as well.

Ellen advised Jody told her she knew the State's Attorney was at the gym when she was outside of the DCF office. She advised she knew this because she sat out in the parking lot for a couple hours waiting for Lara to come out of the building. Ellen advised Jody told her there was a girl who had recently been at the jail with them, identified as Yvonne Schwank, who came out of the DCF building with her two grandchildren prior to Lara coming out of the building.

I asked Ellen if Jody said she said anything to Lara before she shot her and Jody told Ellen she said "your time has come, I'm here to do my job, you took my poor [REDACTED]" Jody advised she shot Lara in the head and in the chest.

Jody told Ellen that she kept calling Dwayne but she wouldn't answer his phone because he was "all heroin-ed out." Jody advised she was using Ritalin, Clozapine and she was on Perc-30's at the time. Ellen advised she asked Jody why she was on Perc-30's and she told her had a doctor that just gave them to her.

Jody told Ellen that the reason she killed Regina, her sister and her mother was because they kept trying to put her in a mental hospital. Jody told Ellen that she was not mental and they were just jealous of her. Jody advised they took her out of the house on a stretcher one time and made her go to a mental hospital.

Ellen advised Jody was angry because they were having a Lara Sobel fundraiser and felt they should have a Jody Herring fundraiser. Jody advised they should have a fundraiser for her because they took "Poor [REDACTED]" from her.

Ellen advised after she met with me on November 7, 2016, Jody followed her around trying to talk to her. She advised Jody told her "you better watch out." Ellen asked if she was threatening her and Jody said "no, this is a promise." Ellen advised she told Jody that she would not lie for her or anybody else. Ellen advised Jody then told her "this was all Desiree's doing." Ellen advised Jody blames Desiree for everything. Ellen advised she was not concerned for her safety at the jail and did not have any concerns about Jody causing any harm to her.

Ellen advised she was not sure if Jody had any recent phone contact with Emma because she and Jody were no longer housed together at CRCF.

Nothing further.

ASB
11/18/16