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October 18, 2016

Ms. Luly Villanueva
Goday Law Office
2021 Midwest Road, Suite 200
Oak Brook, Illinois 60523

Re: October 5, 2016 FOIA Request

Dear Ms. Villanueva:

I am pleased to help you with your October 5, 2016 Freedom of Information Act ("FOIA"). Your request was received by the Village of Bensenville on October 5, 2016 and extended October 12, 2016. You requested copies of the items indicated below:

"We are looking for any police reports made by Marleni Rivas or Marlthey Elizabeth Rivas."

After a search of Village files, the following documents are enclosed to fulfill your request:

- 1) Village of Bensenville Incident Report No. 2006-12066. (14 pgs.)

These are all of the documents that can be discovered responsive to your request.

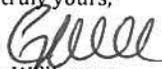
Section 7(1)(b) of FOIA provided that "private information" is exempt from disclosure. "Private information" is defined in FOIA as, "unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when complied without possibility of attribution to any person." 5ILCS 140/2(c-5). Consequently, certain unique identifiers have been redacted from the records being provided.

Section 7(1)(c) of FOIA provides that, "[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion per person privacy" is exempt from disclosure. Consequently, a birthdate and other personal information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, including a victim's name and identifying information, and the race of an individual, have been redacted from the records being provided.

Pursuant to Section 9 of the FOIA, 5 ILCS 140/9, I am required to advise you that I, the undersigned Freedom of Information Officer, reviewed and in consultation with an attorney for the Village, made the foregoing determination to deny a portion of your FOIA Request as indicated. Should you believe that this Response constitutes an improper denial of your request, you may appeal such by filing a request for review within sixty (60) days of the date of this letter with the Public Access Counselor of the Illinois Attorney General's Office, Public Access Bureau, 500 South Second Street, Springfield, Illinois 62706; telephone 1-887-299-FOIA; e-mail: publicaccess@atg.state.il.us. You may also have a right of judicial review of the denial under Section 11 of FOIA, 5 ILCS 140/11.

Do not hesitate to contact me if you have any questions or concerns in connection with this response.

Very truly yours,


Corey Williamsen
Freedom of Information Officer
Village of Bensenville

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BENSEVILLE Incident Report



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RD #: 2006-12066

2006-12066 Incident Summary Information

Incident Date..... 09/17/06
Incident Time..... 05:43
Nature/Description..... 911 HANG UP
Location..... [REDACTED]
Disposed as..... 0650 - HOME INVASION

2006-12066 Incident Detail Record #1

Offense UCR..... 0650 - HOME INVASION
Attempted/Completed..... C_ Completed
Offense Status..... 02 - Pending
Date From..... 09/17/06
Time From..... 05:43
Date To..... 09/17/06
Location..... [REDACTED]
Offender Used..... Not Applicable
Weapon Used..... 16 - Knife/lethal Cutting Instrument
Crime Bias Code..... No Bias
Location Code..... Apartment

2006-12066 Incident Detail Record #2

Offense UCR..... 0261 - AGGRAVATED CRIMINAL SEXUAL ASSAULT
Attempted/Completed..... C_ Completed
Offense Status..... 02 - Pending
Date From..... 09/17/06
Time From..... 05:43
Date To..... 09/17/06
Time To..... 06:43
Location..... [REDACTED]
Offender Used..... Not Applicable
Crime Bias Code..... No Bias
Location Code..... Apartment

2006-12066 Incident Victim Detail Record #1

Victim Type..... I - Individual
Victim Name..... [REDACTED] - F/H
Victim Address..... [REDACTED]
Sex..... F - Female
Race..... H - Hispanic
Date of Birth..... [REDACTED]
Home Phone..... [REDACTED]
Residence Code..... I - Yes
Injury Code..... M - Minor Injury (apparent)
Height..... 501

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Weight..... 107
Hair Color..... BLK - Black
Eye Color..... BRO - Brown
Age..... 22
Screen Test..... 0 - None

2006-12066 Incident Witness Detail Record #1

Witness Name..... Cardona, Adolfo - M/H [REDACTED]
Witness Address..... [REDACTED]
Home Phone..... [REDACTED]
Screen Test..... 0 - None

2006-12066 Incident Witness Detail Record #2

Witness Name..... Rivas, Heidi - F/H [REDACTED]
Witness Address..... [REDACTED]
Home Phone..... [REDACTED]
Screen Test..... 0 - None

2006-12066 Incident Witness Detail Record #3

Witness Name..... Gomez, Claudia - F/H [REDACTED]
Witness Address..... [REDACTED]
Home Phone..... [REDACTED]
Screen Test..... 0 - None

2006-12066 Incident Witness Detail Record #4

Witness Name..... Zimmers, Tighe E - M/W [REDACTED]
Witness Address..... [REDACTED]
Home Phone..... [REDACTED]
Employer..... Alexian Brothers Hospital
Employer's Address..... 800 W Biesterfield Rd Elk Grove Il 60007
Employer's Phone..... [REDACTED]
Screen Test..... 0 - None

2006-12066 Incident Witness Detail Record #5

Witness Name..... Salsini, Karen - F/W [REDACTED]
Witness Address..... [REDACTED]
Home Phone..... [REDACTED]
Employer..... Alexian Brothers Hospital
Employer's Address..... 800 W Biesterfield Rd Elk Grove Il 60007
Employer's Phone..... [REDACTED]
Screen Test..... 0 - None

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2006-12066 Incident Witness Detail Record #6

Witness Name..... **Becerra, Juan Rene - M/H**
Witness Address..... [REDACTED]
Home Phone..... **(630)956-2327**
Screen Test..... **0 - None**

2006-12066 Incident Narrative Detail Record #1

Narrative By..... **James, Thomas**
Narrative Date..... **09/17/06**
Narrative Type..... **CASE REPORT**
Description..... **HOME INVASION/AGGRAVATED CRIMINAL SEXUAL ASSULT**
Narrative:

SUNDAY, 09/17/2006 R/O ALONG WITH SGT. HERMES #02 REPONDED TO AN UNKNOWN PROBLEM AT [REDACTED] UPON ARRIVAL R/O KNOCKED ON THE FRONT DOOR AND A F/H ANSWERED. INSIDE THE APT. WAS A M/H AND ANOTHER FEMALE HISPANIC WHO WAS CRYING HYSTERICALLY AND SITTING ON A COUCH. R/O AND HERMES TRIED TO ASCERTAIN WHAT HAPPENED, BUT BECAUSE OF LANGUAGE DIFFERENCE WASN'T ABLE. HERMES CONTACTED WOODDALE POLICE AND ASKED IF THE HAD A HISPANIC SPEAKING OFFICER ON DUTY. WOODDALE OFFICER PEDRO DELGADO #36 WAS CONTACTED AND ARRIVED SHORTLY THERE AFTER.

DELGADO ASKED THE FEMALE WHO WAS CRYING, WHAT HAPPENED TO HER. DELGADO EXPLAINED THE FEMALE SAID SHE WAS SEXUALLY ASSAULTED. R/O LEARNED THE FEMALE VICTIM'S NAME, MARLENI RIVAS [REDACTED] DELGADO ASKED RIVAS WHAT HAPPENED? RIVAS SAID THE FOLLOWING, NOT VERBATIM, SHE WAS ASLEEP ON 2 MATTRESSES THAT WERE ON THE FLOOR INSIDE THE APT. DIRECTLY TO THE RIGHT OF THE FRONT DOOR. RIVAS SAID THAT A UNKNOWN MALE, BELIEVED TO BE HISPANIC GRABBED HER AND TOLD HER NOT TO SCREAM. RIVAS SAID SHE DIDN'T KNOW THE OFFENDER, AND HAS NEVER SEEN HIM BEFORE. RIVAS SAID THE OFFENDER HAD A LARGE BUTCHER TYPE KNIFE AND A SMALLER STEAK TYPE KNIFE. RIVAS SAID THE OFFENDER HELD THE LARGER KNIFE BY HER THROAT. RIVAS SAID SHE WAS FORCED TO TAKE HER PANTS OFF AND THE OFFENDER UNDRRESSED AS WELL. RIVAS SAID THAT THE OFFENDER PLACED HIS PENIS INSIDE HER VAGINA AND HAD SEXUAL INTERCOURSE WITH HER. RIVAS SAID SHE THINKS THAT THE OFFENDER EJACULATED INSIDE HER. RIVAS SAID THAT AFTER THE OFFENDER WAS DONE HE ALLOWED HER TO PUT HER PANTS BACK ON AND HE DRESSED. THE OFFENDER TOLD RIVAS NOT TO YELL OR SCREAM AND WAS TAKEN TO THE REAR (SOUTH SIDE) STAIR WELL AND BOTH SAT ON THE STEPS.

RIVAS SAID THE OFFENDER ASKED HER NAME AND RIVAS SAID SHE TOLD HIM. RIVAS SAID THE OFFENDER ASKED WHAT HER TELEPHONE NUMBER WAS AND SHE TOLD HIM. RIVAS SAID THAT WHILE TALKING TO THE OFFENDER, HER PLACED OF EMPLOYMENT WAS MENTIONED. RIVAS SAID SHE WORKS FOR A TEMPORARY LABOR SERVICE, AT WORK PERSONNEL IN WOODDALE. R/O LEARNED THE ADDRESS IS [REDACTED] RIVAS SAID THE OFFENDER KNEW THE LOCATION AND SAID 2 NAMES OF PEOPLE FROM THE BUSINESS, "GABBI" AND "CASEY". R/O WAS TOLD THAT CASEY IS ONE OF THE OWNERS OF THE BUSINESS.

RIVAS SAID WHILE SITTING ON THE STAIRS, A MALE OCCUPANT FROM APT [REDACTED] LOOKED OUT HIS DOOR AND ASKED "WHAT'S GOING ON!", RIVAS SAID SHE GOT UP AND RAN UP THE FEW STAIRS TO THE MALE AND SAID "HE RAPED ME!". RIVAS SAID THAT THE MALE YELLED AT THE OFFENDER AND CHASED HIM DOWN THE STAIRS AND OUT THE BACK (SOUTH SIDE) DOOR. IT WAS LEARNED THE OFFENDER WAS ABLE TO ESCAPE TO AN UNKNOWN LOCATION. IT WAS ALSO LEARNED THAT THE OFFENDER HAD DROPPED THE SMALLER KNIFE OF THE STAIRS WHERE THEY WERE SITTING. R/O ATTEMPTED TO CONTACT THE MALE OCCUPANT FROM APT [REDACTED] WITH NEGATIVE RESULTS. THE KNIFE WAS COLLECTED BY HERMES AND BROUGHT INTO THE APT.

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FOR SAFE KEEPING AS EVIDENCE.

R/O CHECKED BOTH THE FRONT AND REAR DOORS FOR ANY SIGNS OF A FORCED ENTRY, NONE WAS FOUND. R/O ALSO LEARNED THAT NO KEYS TO THE APT. HAD BEEN LOST BY ANY OF THE OCCUPANTS. IT'S UNKNOWN HOW THE OFFENDER WAS ABLE TO GAIN ACCESS TO THE APT..

AN AMBULANCE WAS CALLED TO THE SCENE TO CHECK ON RIVAS. DETECTIVE DOOLEY #37 WAS CONTACTED AND SAID HE WAS RESPONDING TO THE SCENE.

WHILE WAITING FOR THE AMBULANCE, RIVAS WAS ASKED IF SHE HAD CHANGED CLOTHES AFTER THE ASSAULT, SHE SAID YES HER PANTS. RIVAS WAS ALSO ASKED IF SHE CLEANED HERSELF AFTER THE ASSAULT, AGAIN RIVAS SAID YES. RIVAS WENT TO A CLOSET THAT WAS LOCATED IN A PORTION OF THE APT. BY THE KITCHEN AND RETRIEVED A PAIR OF LIGHT COLORED PANTS AND A PLASTIC "ZIPLOCK" TYPE BAG THAT HAD WHAT APPEARED TO BE KLEENEX INSIDE. RIVAS INDICATED SHE USED THE KLEENEX TO CLEAN HERSELF.

R/O ASKED RIVAS FOR A DESCRIPTION OF THE OFFENDER, RIVAS SAID HE WAS A M/H. RIVAS SAID HE HAD A DARK COMPLEXIONS, WITH DARK HAIR THAT STOOD STRAIGHT UP. OFFENDER WAS CLEAN SHAVEN. OFFENDER HAD ON A BLACK TEE SHIRT AND UNKNOWN TYPE PANTS. RIVAS SAID SHE COULD SMELL THE ODOR OF ALCOHOL UPON HIS BREATH. RIVAS POINTED TO THE 2 MATTRESSES AND TO A PAIR OF BLACK MALE UNDERWEAR THAT WERE LYING ON THE CARPETED FLOOR BY THE 2 MATTRESSES. RIVAS SAID THAT THE UNDERWEAR BELONGED TO THE OFFENDER. R/O ALSO SAW A PAIR OF FEMALE UNDERWEAR BY THE 2 MATTRESSES AND IT WAS FOUND THAT THEY BELONGED TO RIVAS. R/O LEARNED THAT RIVAS'S MOTHER IS THE PERSON THAT USUALLY SLEEPS ON THE 2 MATTRESSES, BUT WAS AT WORK. R/O LEARNED THE MOTHER WORKS FOR THE SAME TEMPORARY WORK SERVICE AS RIVAS.

THE AMBULANCE ARRIVED AND TOOK RIVAS TO THE ALEXIAN BROTHERS MEDICAL CENTER IN ELK GROVE VILLAGE. R/O LEARNED THAT OFFICER JULIANN WILSON #21 WOULD BE GOING TO THE MEDICAL CENTER FOR EVIDENCE COLLECTION THERE (SEE HER SUPPLEMENTAL REPORT) HERMES SAID HE WOULD WAIT FOR DOOLEY TO ARRIVE AND ASSIST IN EVIDENCE COLLECTION AND R/O LEFT THE APARTMENT. NOTHING FURTHER AT THIS TIME.

End Narrative

2006-12066 Incident Narrative Detail Record #2

Narrative By..... Dooley, Brian
Narrative Date..... 09/17/06
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - INVESTIGATION

Narrative:

ON 09/17/06 AT APPROXIMATELY 0618 HRS, REPORTING INVESTIGATOR DOOLEY #537 (R/I) WAS CONTACTED BY DISPATCHER COONEY #584 AND ADVISED OF AN AGGRAVATED CRIMINAL SEXUAL ASSAULT THAT HAD OCCURRED [REDACTED] I CONTACTED SGT. HERMES #502, WHO WAS STILL AT THE SCENE. SGT. HERMES ADVISED R/I OF THE FOLLOWING: BENSENVILLE POLICE UNITS RESPONDED TO A 911 CALL AT [REDACTED] APARTMENT. [REDACTED] UPON ARRIVAL, OFFICERS LEARNED THAT A 22 YEAR OLD FEMALE WAS SEXUALLY ASSAULTED AT KNIFE POINT. THE OFFENDER WAS ARMED WITH TWO KNIVES, ONE WHICH WAS A LARGE BUTCHER KNIFE, AND THE OTHER WAS A SMALLER STEAK KNIFE. AFTER THE SEXUAL ASSAULT, THE OFFENDER FORCED THE VICTIM INTO THE STAIRCASE AND SPOKE WITH HER BRIEFLY. THE

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RESIDENT OF APARTMENT [REDACTED] FOUND THE VICTIM AND OFFENDER TALKING, AND THE VICTIM ADVISED HIM OF THE SEXUAL ASSAULT. THE OFFENDER FLED THE SCENE ON FOOT, LEAVING A KNIFE BEHIND. R/I REQUESTED THAT SGT. HERMES SECURE THE SCENE UNTIL R/I'S ARRIVAL.

R/I RESPONDED TO THE BENSENVILLE POLICE DEPARTMENT AND WAS BRIEFED BY OFC. JAMES #538. OFC. JAMES ADVISED R/I OF THE FOLLOWING: THE VICTIM, MARLENI RIVAS, WAS SLEEPING ON A MATTRESS IN THE MAIN ROOM OF THE APARTMENT BUILDING. THE OFFENDER ENTERED THE APARTMENT ARMED WITH TWO KNIVES. THE OFFENDER TOLD RIVAS NOT TO SPEAK OR ELSE HE WOULD KILL HER. THE OFFENDER THEN REMOVED RIVAS' CLOTHES AND SEXUALLY ASSAULTED HER. AFTER THE SEXUAL ASSAULT, THE OFFENDER WALKED RIVAS OUT TO THE REAR STAIRCASE OF THE BUILDING, AND SPOKE WITH HER. THE OFFENDER ASKED RIVAS QUESTIONS ABOUT HER FAMILY AND WHERE SHE WORKED. WHEN RIVAS TOLD THE OFFENDER THE LOCATION OF HER TEMPORARY EMPLOYMENT AGENCY, THE OFFENDER BEGAN ASKING RIVAS ABOUT CERTAIN PEOPLE THAT ALSO WORKED THERE, MENTIONING THEM BY NAME. WHILE THE OFFENDER WAS SPEAKING WITH RIVAS IN THE STAIRWAY, A RESIDENT FROM APARTMENT [REDACTED] ENTERED INTO THE STAIRWAY. THE OFFENDER RAN FROM THE BUILDING. ONE OF THE KNIVES WAS LEFT BEHIND IN THE STAIRCASE. RIVAS WAS TRANSPORTED TO ALEXIAN BROTHERS HOSPITAL. OFC. DELGADO #136 OF THE WOOD DALE POLICE DEPARTMENT HAD ARRIVED TO ASSIST WITH TRANSLATION, AND ALSO WENT TO THE HOSPITAL WITH RIVAS. OFC. WILSON #521 WAS IN ROUTE TO THE HOSPITAL TO ASSIST WITH TRANSLATION.

R/I RESPONDED TO [REDACTED] AND MET WITH SGT. HERMES. SGT. HERMES INDICATED THAT THE UNDERWEAR THAT THE OFFENDER HAD BEEN WEARING WAS LEFT BEHIND, AS WAS ONE OF THE KNIVES. THE KNIFE HAD BEEN RELOCATED FROM THE STAIRWAY FOR SAFETY REASONS, PRIOR TO R/I'S ARRIVAL. SGT. HERMES ADVISED R/I THAT THERE WAS A PAIR OF PANTS LOCATED NEAR WHERE THE ASSAULT OCCURRED. THESE PANTS HAD BEEN PLACED NEAR THE BED BY THE RIVAS AFTER THE SEXUAL ASSAULT OCCURRED. SGT. HERMES ALSO ADVISED R/I THAT RIVAS CLEANED HERSELF OFF AFTER THE ASSAULT, USING TOILET PAPER. RIVAS THEN PUT THE TOILET PAPER IN A PLASTIC BAG, AND PROVIDED THIS TO THE POLICE.

R/I PROCESSED THE SCENE. R/I PHOTOGRAPHED THE APARTMENT, WHICH CONSISTED OF A MAIN ROOM THAT CONTAINED A COUCH AND A TWO MATTRESSES STACKED ON THE FLOOR WITH A BLANKET ON THE TOP ONE. R/I OBSERVED A PAIR OF MEN'S BRIEF STYLE UNDERWEAR, BLACK IN COLOR, LOCATED AT THE FOOT OF THE MATTRESS. R/I ALSO OBSERVED A PAIR OF WOMEN'S PANTIES, BLUE IN COLOR, AND A PAIR OF WHITE PANTS ON THE SIDE OF THE MATTRESS. R/I OBSERVED A LIQUID ON THE BLANKET THAT WAS POSSIBLY SEMEN. THE BLANKET HAD A PICTURE OF A TIGER ON IT. THE LIQUID WAS LOCATED NEAR THE TAIL OF THE TIGER.

R/I COLLECTED THE FOLLOWING FOR EVIDENCE:

- 1) PAIR OF MEN'S UNDERWEAR
- 2) PAIR OF WOMEN'S UNDERWEAR
- 3) PAIR OF WOMEN'S PANTS
- 4) BLANKET
- 5) TOILET PAPER IN PLASTIC BAG
- 6) KNIFE

R/I RESPONDED TO ALEXIAN BROTHERS HOSPITAL, 800 BIESTERFIELD ROAD, IN ELK GROVE VILLAGE. R/I MET WITH OFC. WILSON, WHO HAD INTERVIEWED RIVAS ABOUT THE INCIDENT. OFC. WILSON ADVISED R/I OF THE FOLLOWING IN SUMMARY: AT APPROXIMATELY 0530 HRS, RIVAS WOKE UP TO FIND A MALE SUBJECT STANDING OVER HER. RIVAS TRIED TO GET UP, BUT THE SUBJECT PUSHED HER BACK ONTO THE MATTRESS. THE SUBJECT THEN TOLD RIVAS NOT TO SCREAM AND HELD A KNIFE TO HER THROAT. THE SUBJECT THEN

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PULLED RIVAS' PANTS AND UNDERWEAR OFF, AND REMOVED HIS OWN PANTS AND UNDERWEAR. THE SUBJECT SEXUALLY ASSAULTED RIVAS. THE SUBJECT HELD RIVAS DOWN WITH HIS FREE HAND, WHILE HOLDING THE OTHER HAND WITH THE KNIFE TO HER THROAT. THE SEXUAL ASSAULT LASTED APPROXIMATELY FIVE MINUTES. SEE OFC. WILSON'S REPORT FOR FURTHER ABOUT THE INTERVIEW.

R/I MET WITH THE NURSE TREATING RIVAS, KAREN SALSINI R.N. SALSINI ADVISED R/I THAT SHE AND DR. ZIMMERS WOULD BE PERFORMING A SEXUAL ASSAULT EXAMINATION ON RIVAS.

R/I WAS ADVISED BY DR. ZIMMERS THAT HE OBSERVED INJURY TO THE VAGINA, BOTH ON THE OUTER AND INNER AREAS.

SALSINI TRANSFERRED CUSTODY OF THE SEXUAL ASSAULT EXAMINATION KIT TO OFC. WILSON. OFC. WILSON TRANSPORTED THE KIT TO THE BENSENVILLE POLICE STATION AND ENTERED IT INTO EVIDENCE. THE KIT INCLUDED RIVAS'S SHIRT, WHICH SHE HAD BEEN WEARING DURING THE SEXUAL ASSAULT, AS WELL AS A PAIR OF UNDERWEAR THAT RIVAS CHANGED INTO AFTER THE OFFENDER LEFT THE AREA.

WHILE R/I WAS AT THE HOSPITAL, R/I SPOKE WITH RIVAS' SISTER, HEIDY RIVAS, AND HER HUSBAND, ADOLFO CARDONA. BOTH SUBJECTS STATED THAT THEY WERE ASLEEP IN THEIR BEDROOM IN THE APARTMENT AND DID NOT HEAR ANYTHING DURING THE SEXUAL ASSAULT. HEIDY RIVAS STATED THAT SHE HEARD THE DOOR WHEN MARLENI WAS RE-ENTERING THE APARTMENT FROM THE REAR STAIRCASE. BOTH HEIDY AND CARDONA BELIEVED THAT THE FRONT DOOR WAS SECURE PRIOR TO THEM GOING TO BED THAT NIGHT.

R/I ALSO SPOKE WITH MARLENI'S MOTHER, CLAUDIA GOMEZ. GOMEZ STATED THAT SHE NORMALLY SLEEPS ON THE COUCH IN THE MAIN ROOM. GOMEZ WAS AT WORK WHEN THE ASSAULT OCCURRED.

AT APPROXIMATELY 1630 HRS, RIVAS CAME TO THE POLICE STATION TO PROVIDE A COMPOSITE SKETCH OF THE OFFENDER. RIVAS DESCRIBED THE OFFENDER AS A MALE HISPANIC, APPROXIMATELY 18 YEARS OF AGE, THIN BUILD, WITH BLACK HAIR SPIKED ON TOP AND CUT SHORT ON THE SIDES. RIVAS AND R/I COMPLETED AN IDENT-I-KIT COMPOSITE OF THE OFFENDER.

ON 09/19/06 AT APPROXIMATELY 1730 HRS, R/I WENT TO [REDACTED] APARTMENT [REDACTED] IN AN ATTEMPT TO SPEAK WITH THE RESIDENT WITH NEGATIVE RESULTS.

ON 09/26/06 AT APPROXIMATELY 1825 HRS, R/I ATTEMPTED TO SPEAK WITH THE RESIDENT OF [REDACTED] APARTMENT [REDACTED], WITH NEGATIVE RESULTS.

ON 10/02/06 AT APPROXIMATELY 1905 HRS, R/I MET WITH THE RESIDENT OF [REDACTED] APARTMENT [REDACTED] ULISES CARMONA [REDACTED]. CARMONA ADVISED R/I THAT HE DID NOT HEAR OR SEE ANYTHING UNUSUAL PRIOR TO THIS INCIDENT. CARMONA EXPLAINED THAT HE WAS ASLEEP AND WAS WOKEN UP BY HEIDY RIVAS, WHO ASKED CARMONA FOR HELP AFTER THE INCIDENT.

AT APPROXIMATELY 1910 HRS, R/I MET WITH A JUVENILE RESIDENT AT APARTMENT [REDACTED]. R/I EXPLAINED THAT HE NEEDED TO SPEAK WITH THE RESIDENT IN THE APARTMENT THAT POSSIBLY SAW THE OFFENDER. THE JUVENILE ADVISED THAT THE RESIDENT WAS JUAN, HOWEVER HE WAS NOT HOME. THE JUVENILE STATED THAT JUAN IS USUALLY HOME ONLY FROM 1700 TO 1800 HRS, BECAUSE HE WORKS TWO JOBS. R/I REQUESTED THAT SHE ADVISE JUAN TO BE HOME AT 1715 HRS ON 10/03/06.

ON 10/03/06 AT APPROXIMATELY 1715 HRS, R/I RESPONDED TO [REDACTED] APARTMENT [REDACTED] AND MET WITH JUAN RENE BECERRA. IN SUMMARY, BECERRA STATED THAT HE WAS EXITING HIS APARTMENT AND OBSERVED A MALE AND FEMALE (RIVAS) IN THE REAR (SOUTH) STAIRWAY. BECERRA

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ASKED TO WALK PAST. AS BECERRA WAS WALKING PAST, RIVAS GRABBED BECERRA AND TOLD HIM WHAT HAD HAPPENED. THE MALE SUBJECT THEN RAN FROM THE BUILDING. RIVAS ASKED BECERRA TO STAY WITH HER AND WALK HER TO HER APARTMENT. BECERRA WALKED R8VAS TO HER APARTMENT. BECERRA THEN WENT OUTSIDE TO HIS VEHICLE. WHILE BECERRA WAS INSIDE HIS VEHICLE, HE OBSERVED THE SAME MALE SUBJECT AT THE REAR DOOR TO THE BUILDING, ATTEMPTING TO GET INSIDE THE BUILDING. THE SUBJECT WAS HOLDING A LARGE KNIFE (APPROXIMATELY ONE FOOT IN LENGTH). THE SUBJECT ATTEMPTED TO GET INTO THE BUILDING BUT WAS UNSUCCESSFUL. THE SUBJECT THEN RAN SOUTHWEST TOWARD OTHER BUILDINGS IN THE COMPLEX. BECERRA DID NOT RECOGNIZE THE SUBJECT. BECERRA STATED THAT HE BELIEVED THAT HE WOULD BE ABLE TO RECOGNIZE THE SUBJECT IF HE SAW HIM AGAIN.

BECERRA DESCRIBED THE SUBJECT AS A MALE HISPANIC, SHORT WITH A THIN BUILD, APPROXIMATELY 18 YEARS OF AGE, WITH BALCK HAIR THAT IS SHORT ON THE SIDES AND SPIKED ON TOP.

INVESTIGATION PENDING.

End Narrative

2006-12066 Incident Narrative Detail Record #3

Narrative By..... Wilson, Juli
Narrative Date..... 09/17/06
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL -
Narrative:

THE FOLLOWING IS A SUMMARY.

ON 09-17-06 AT APPROXIMATELY 0615 HRS DISPATCH ADVISED R/O ASSISTANCE WAS REQUIRED AT THE ALEXIAN BROTHERS MEDICAL CENTER (ABMC) FOR AN AGGRAVATED SEXUAL ASSAULT.

UPON ARRIVAL R/O WAS ADVISED THE LISTED VICTIM, MARLENI RIVAS F/W [REDACTED] WAS IN EXAM ROOM 3. (WOOD DALE OFC. DELGADO STOOD BY UNTIL R/OS ARRIVAL.) RIVAS STATED SHE LIVES IN AN APARTMENT AT [REDACTED] THE APARTMENT IS SHARED BY SIX FAMILY MEMBERS. HER MOTHER AND HERSELF SLEEP IN THE FAMILY ROOM. HER MOTHER WAS WORKING AND NOT IN THE RESIDENCE. THE OTHER FAMILY MEMBERS WERE SLEEPING IN BEDROOMS WITH THE DOORS CLOSED. RIVAS ADVISED ALL KEYS TO THE RESIDENCE WERE ACCOUNTED FOR. RIVAS STATED THE DOORS WERE LOCKED WHEN SHE WENT TO SLEEP. (RIVAS' SISTER HEIDY STATED SHE ALSO CHECKED THE DOORS WERE LOCKED BEFORE SHE WENT TO BED.)

RIVAS STATED SHE WENT TO SLEEP ON THE SOFA. RIVAS STATED AT APPROXIMATELY 0530 HRS SHE WAS AWOKEN BY AN UNKNOWN MALE SUBJECT. THE SUBJECT HAD A KNIFE. THE KNIFE WAS DESCRIBED AS APPROXIMATELY 1 FOOT LONG; INCLUDING THE HANDLE AND BLADE. THE KNIFE BLADE WAS WIDER AT THE BASE, AND NARROWED TOWARDS THE TIP. (RIVAS STATED THE SUBJECT ALSO HAD A SECOND SMALLER KNIFE. THIS WAS LEFT ON THE SCENE AND RECOVERED BY BPD.) RIVAS STATED THE SUBJECT TOLD RIVAS TO TAKE OFF HER CLOTHES. RIVAS SAID "NO." RIVAS STATED THE MALE SUBJECT PLACED HIS HANDS ON HER COLLAR BONES AND PUSHED HER. THE MALE SUBJECT TOOK HER PANTS OFF. THE MALE SUBJECT TOOK HIS PANTS OFF. THE MALE SUBJECT THEN PUT RIVAS ON THE BED. THE MALE SUBJECT HELD THE KNIFE NEAR HER THROAT AND TOLD HER HE WOULD KILL HER IF SHE MADE A SOUND. THE MALE SUBJECT THEN TOUCHED HER CLITORIS AND VAGINA WITH HIS FINGERS. THE MALE SUBJECT THEN HAD SEXUAL INTERCOURSE (WITH HIS PENIS IN HER VAGINA) WITH RIVAS. RIVAS ADVISED THE MALE SUBJECT EJACULATED INSIDE HER VAGINA. RIVAS STATED THE SEXUAL INTERCOURSE LASTED APPROXIMATELY 5

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MINUTES LONG. RIVAS STATED DURING THE SEXUAL INTERCOURSE THE MALE WAS ON LAYING ON TOP OF HER. THE MALE HELD HER DOWN BY PLACING HIS LEFT HAND ON HER RIGHT HIP. THE MALE HAD THE KNIFE IN HIS RIGHT HAND; WHICH WAS LOCATED WITH THE KNIFE POSITIONED NEAR HER THROAT.

RIVAS STATED AFTER THE SEXUAL INTERCOURSE THE MALE SUBJECT TOLD HER TO GET DRESSED RAPIDLY. THE MALE SUBJECT PUT ON HIS PANTS. THE MALE SUBJECT LEFT HIS UNDERWEAR IN RIVAS' APARTMENT. THE MALE SUBJECT TOLD RIVAS IF SHE SCREAM, TOLD HER FAMILY, OR CALLED THE POLICE HE WOULD KILL HER. THE MALE SUBJECT THEN TOLD RIVAS TO WALK WITH HIM. RIVAS STATED THE MALE SUBJECT GRABBED HER BY THE HAIR AND FORCED HER OUT OF THE APARTMENT. RIVAS STATED SHE ATTEMPTED TO GET AWAY AND STRUCK HER SHIN ON THE COUCH. (R/O OBSERVED A BRUISE ON SAID SHIN.) RIVAS STATED THE SUBJECT TOOK HER INTO THE HALLWAY AND TALKED WITH HER. RIVAS STATED THE SUBJECT ASKED HER FAMILY MEMBERS NAMES, AND WHERE SHE WORKED. RIVAS TOLD HIM THAT SHE WORKED A TEMPORARY AGENCY LOCATED AT IRVING PARK AND WOOD DALE RD. RIVAS STATED THE SUBJECT ASKED HER IF SHE KNEW OTHER EMPLOYEES, AND NAMED 3 PEOPLE. (SEE CASE REPORT FOR FURTHER.) RIVAS STATED WHILE IN THE HALLWAY A NEIGHBOR EXITED A UNIT ABOVE THEM. RIVAS STATED THE SUBJECT HEARD THE DOOR OPEN, AND LEFT THE SCENE. RIVAS STATED SHE TOLD THE NEIGHBOR THAT THE MAN HURT HER, AND SAID HE WOULD KILL HER. RIVAS STATED THE NEIGHBOR RAN AFTER THE SUBJECT, BUT DID NOT FIND HIM. RIVAS STATED THE NEIGHBOR RETURNED TO CHECK ON HER. RIVAS STATED SHE RETURNED HOME AND CLEANED HERSELF. (OFC DELGADO ADVISED RIVAS WIPED HERSELF OFF, AND PLACED THE PAPER WITH THE EJACULATION IN A PLASTIC BAG. SUBMITTED INTO EVIDENCE.) RIVAS STATED SHE PUT ON A DIFFERENT PAIR OF PANTS, BUT WAS WEARING THE SAME SHIRT. RIVAS STATED SHE WORE THE GREEN SHIRT DURING THE SEXUAL ASSAULT. THE GREEN SHIRT WAS COLLECTED AND SUBMITTED INTO EVIDENCE.

DR ZIMMERS PERFORMED AN EXAM, AND COLLECTED EVIDENCE IN A RAPE KIT; SUBMITTED INTO EVIDENCE. R/O WAS PRESENT FOR SAID EXAM. DR ZIMMERS ADVISED THERE WERE MULTIPLE ABRASIONS ON THE INTERIOR AND EXTERIOR AREAS OF THE VAGINA. THIS WAS WITNESSED BY A NURSE.

RIVAS STATED SHE HAS NEVER SEEN THIS SUBJECT BEFORE. RIVAS STATED THE SUBJECT KNEW HER NAME BEFORE THE SEXUAL ASSAULT OCCURED. RIVAS STATED THE LIGHTING CONDITIONS WERE DARK IN THE FAMILY ROOM AND HALLWAY. RIVAS GAVE A SUSPECT DESCRIPTION; SEE CASE REPORT. RIVAS AGREED TO MEET WITH R/O AND DET DOOLEY FOR AN IDENTI-KIT. THE IDENTI-KIT SKETCH WAS MADE; SEE SET DOOLEY'S REPORT.

NOTHING FURTHER AT THIS TIME.

End Narrative

2006-12066 Incident Narrative Detail Record #4

Narrative By..... Dooley, Brian
Narrative Date..... 09/20/06
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - SUSPECTS
Narrative:

ON 09/18/06, R/I LEARNED OF A POTENTIAL SUSPECT IN THIS CASE. OFC. LAPORTE #559 ADVISED R/I THAT HE HAD RECENTLY ARRESTED A SUBJECT NAMED JOSE LUIS GARCIA, WHO RESIDES A FEW BUILDING AWAY FROM THE VICTIM. OFC. LAPORTE ADVISED THAT THE SUBJECT MATCHED THE DESCRIPTION OF THE OFFENDER.

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PREPARED A PHOTO LINEUP CONSISTING OF THE FOLLOWING SUBJECTS:

- 1) JOSE PINEDA ([REDACTED]
- 2) JONATHAN TELLEZ ([REDACTED]
- 3) HIDALGO GARCIA ([REDACTED]
- 4) FRANK LEONAS ([REDACTED]
- 5) JOSE LUIS GARCIA ([REDACTED]
- 6) JOSE SALAS ([REDACTED]

ON 09/18/06 AT APPROXIMATELY 1025 HRS, R/I MET WITH RIVAS AT THE BENSENVILLE POLICE DEPARTMENT. R/I PRESENTED RIVAS WITH A PHOTO LINEUP ADVISORY FORM AND AND READ IT TO HER. RIVAS SIGNED THE PHOTO LINEUP FORM. R/I PRESENTED RIVAS WITH THE PHOTO LINEUP. RIVAS WAS UNABLE TO IDENTIFY ANYONE FROM THE LINEUP.

ON 09/19/06, R/I LEARNED OF ANOTHER POTENTIAL SUSPECT IN THIS CASE. R/I WAS ADVISED BY OFC. WILSON #521 THAT SHE HAD CONTACT WITH A SUBJECT IN THE AREA OF THIS INCIDENT AND THAT THE SUBJECT MATCHED THE DESCRIPTION OF THE OFFENDER. R/I LEARNED THAT OFC. WILSON HAD CONTACT WITH A SUBJECT IDENTIFYING HIMSELF AS WALTER GARCIA [REDACTED] AT [REDACTED] ON 09/18/09 AT APPROXIMATELY 2342 HRS (SEE INCIDENT #06-12157). R/I REVIEWED THE EMPLOYEE LIST FROM AT WORK EMPLOYMENT SERVICE AND OBSERVED THAT WALTER GARCIA WAS LISTED AS AN EMPLOYEE.

AT APPROXIMATELY 1750 HRS, R/I AND OFC. ZODROW #525 ATTEMPTED TO MAKE CONTACT WITH GARCIA AT HIS RESIDENCE, [REDACTED] APARTMENT [REDACTED]. R/I MADE CONTACT WITH ANOTHER RESIDENT, SERGIO TELLO SALAZAR. R/I IDENTIFIED HIMSELF AND REQUESTED TO SPEAK WITH GARCIA. SALAZAR STATED THAT GARCIA WAS NOT AT HOME. SALAZAR STATED THAT GARCIA WORKS FROM 1500 HRS UNTIL 2300 HRS. R/I REQUESTED PERMISSION TO SEARCH THE RESIDENCE. SALAZAR CONSENTED. R/I PRESENTED SALAZAR WITH A CONSENT TO SEARCH FORM, WHICH SALAZAR SIGNED. WHILE SEARCHING THE RESIDENCE, R/I LOCATED A LARGE BUTCHER KNIFE IN A DRAWER IN THE KITCHEN.

ON 09/20/06 AT APPROXIMATELY 12330 HRS, R/I AND OFC. FIELDING #576 WENT TO [REDACTED] TO MAKE CONTACT WITH GARCIA. R/I MET WITH TWO RESIDENTS, WALTER GARCIA AND BAILON GARCIA. R/I IDENTIFIED HIMSELF AND REQUESTED TO SPEAK WITH BOTH SUBJECTS. WALTER STATED THAT HE WAS EIGHTEEN YEARS OF AGE AND BAILON STATED THAT HE WAS SEVENTEEN YEARS OF AGE. R/I OBSERVED THAT BOTH SUBJECTS FIT THE DESCRIPTION OF THE OFFENDER. R/I REQUESTED PERMISSION TO SEARCH THE RESIDENCE. BOTH SUBJECTS CONSENTED. R/I PRESENTED THE SUBJECTS WITH A CONSENT TO SEARCH FORM, WHICH BOTH WALTER AND BAILON SIGNED. UPON A SEARCH OF THE RESIDENCE, R/I LOCATED A LARGE BUTCHER KNIFE IN THE KITCHEN DRAWER. R/I TOOK TWO PHOTOGRAPHS OF THE KNIFE. R/I OBSERVED THE KNIFE WAS OF THE SAME DESIGN AS THE STEAK KNIFE THAT WAS RECOVERED FROM THE SCENE. R/I THEN REQUESTED SALIVA SAMPLES FROM BOTH WALTER AND BAILON. BOTH SUBJECTS CONSENTED. R/I PRESENTED BOTH WALTER AND BAILON WITH CONSENT TO SEARCH FORMS. BOTH WALTER AND BAILON COMPLETED THE FORMS, WHICH INDICATED THAT THEY CONSENTED TO PROVIDE A SALIVA SAMPLE TO R/I. BOTH WALTER AND BAILON PROVIDED R/I WITH A SALIVA SAMPLE. R/I ALSO REQUESTED THAT R/I TAKE A PHOTOGRAPH OF EACH SUBJECT FOR POSSIBLE IDENTIFICATION PURPOSES IN AN UNSOLVED CRIME. BOTH SUBJECTS CONSENTED TO BEING PHOTOGRAPHED.

R/I ENTERED BOTH SALIVA SWABS INTO EVIDENCE IN SEPARATE PACKAGING.

ON 12/28/06 AT APPROXIMATELY HRS, WHILE R/I WAS ASSISTING PATROL OFFICERS WITH A TRAFFIC STOP, R/I MADE CONTACT WITH ANOTHER SUSPECT IN THIS CASE, JOSE LUIS LOPEZ-GARCIA. R/I REUESTED THAT LOPEZ-GARCIA ACCOMPANY R/I TO THE POLICE STATION SO R/I COULD SPEAK WITH HIM. LOPEZ-GARCIA

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AGREED TO DO SO.

AT THE POLICE STATION R/I BRIEFLY INTERVIEWED LOPEZ-GARCIA ABOUT THIS INCIDENT. R/I ADVISED LOPEZ-GARCIA OF HIS MIRANDA RIGHTS BY READING THEM ALOUD FROM A PRE-PRINTED FORM. LOPEZ-GARCIA READ ALONG ON THE FORM AS R/I READ IT ALOUD. LOPEZ-GARCIA AGREED TO SPEAK WITH R/I AND INITIALED AND SIGNED THE MIRANDA RIGHTS FORM. R/I ASKED LOPEZ-GARCIA IF HE KNEW ANYONE NAMED MARLENI RIVAS WHO RESIDED AT [REDACTED] LOPEZ-GARCIA STATED THAT HE DID NOT. R/I ADVISED LOPEZ-GARCIA THAT RIVAS WAS ATTACKED IN SEPTEMBER. R/I ASKED LOPEZ-GARCIA IF HE HAD ANY INVOLVEMENT IN THE ATTACK. LOPEZ-GARCIA DENIED ANY INVOLVEMENT. R/I REQUESTED THAT LOPEZ-GARCIA PROVIDE HIS FINGERPRINTS AND A SALIVA SAMPLE. LOPEZ-GARCIA AGREED TO BOTH. R/I PRESENTED LOPEZ-GARCIA WITH A CONSENT TO SEARCH WAIVER WHICH SPECIFIED THE SEARCH OF A SALIVA SAMPLE. R/I EXPLAINED THE WAIVER TO LOPEZ-GARCIA, WHO THEN SIGNED THE WAIVER. R/I PROVIDED LOPEZ-GARCIA WITH A COTTON SWAP, WHICH LOPEZ-GARCIA USED TO OBTAIN A SALIVA SAMPLE. R/I LATER ENTERED THE COTTON SWAP INTO EVIDENCE. R/I ALSO OBTAINED A SET OF FINGERPRINTS FROM LOPEZ-GARCIA. R/I ENTERED THE FINGERPRINTS INTO EVIDENCE.

INVESTIGATION PENDING.

End Narrative

2006-12066 Incident Narrative Detail Record #5

Narrative By..... Dooley, Brian
Narrative Date..... 10/11/06
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - LAB RESULTS

Narrative:

ON 10/11/06, R/I RECEIVED THE LAB RESULTS FROM THE DUPAGE COUNTY SHERIFF'S CRIME LABORATORY. R/I RECEIVED THE FORENSIC BIOLOGY TESTING REPORT (REPORT #06-02803-1), WHICH PERTAINED TO THE SEXUAL ASSAULT EXAMINATION KIT. THE RESULTS INDICATED THAT SEMEN WAS RECOVERED FROM BOTH THE VAGINAL SWABS AND FROM THE VICTIM'S UNDERWEAR.

R/I ALSO RECEIVED THE LATENT PRINTS TESTING REPORT (REPORT #06-02803-2). THE RESULTS INDICATED THAT THERE WAS A LATENT FINGERPRINT ON THE KNIFE THAT WAS RECOVERED FROM THE SCENE.

INVESTIGATION PENDING.

End Narrative

2006-12066 Incident Narrative Detail Record #6

Narrative By..... Dooley, Brian
Narrative Date..... 12/01/06
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - LAB RESULTS

Narrative:

ON 12/01/06, R/I RECEIVED THE RESULTS FROM THE DUPAGE CRIME LABORATORY (REFERENCE LAB REPORT #06-02803-4). THE RESULTS WERE IN REFERENCE TO THE DNA EXTRACTED FROM THE SALIVA SUBMITTED FROM THE SUSPECTS WALTER GARCIA, BAILON GARCIA, AND ESTABAN RAMOS. THE RESULTS INDICATED THAT THE DNA EXTRACTED FROM THE SEMEN OF THE OFFENDER DID NOT MATCH THAT OF ANY OF THE

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THREE SUSPECTS.

NOTHING FURTHER.

End Narrative

2006-12066 Incident Narrative Detail Record #7

Narrative By..... Dooley, Brian
Narrative Date..... 02/22/07
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - LAB RESULTS

Narrative:

ON 02/22/07, R/I RECEIVED THE LAB RESULTS PERTAINING TO THE LAB COMPARISON OF THE D.N.A. OF JOSE LOPEZ-GARCIA TO THAT OF THE D.N.A. RECOVERED FROM THE SCENE (LAB REPORT #06-02803-5). THE RESULTS INDICATED THAT THE D.N.A. OF THE OFFENDER WAS NOT A MATCH TO THE D.N.A. OF LOPEZ-GARCIA. NOTHING FURTHER.

End Narrative

2006-12066 Incident Narrative Detail Record #8

Narrative By..... Dooley, Brian
Narrative Date..... 04/17/07
Narrative Type..... SUPPLEMENTAL
Description..... SUPPLEMENTAL - LAB RESULTS

Narrative:

ON 04/17/07 R/I RECEIVED THE RESULTS FROM THE DUPAGE COUNTY CRIME LABORATORY (LAB REPORT #06-02803-6) IN REFERENCE TO THE KNIFE RECOVERED FROM THE SCENE. THE RESULTS INDICATED THAT THE LATENT FINGERPRINT ON THE KNIFE DID NOT MATCH THE FINGERPRINTS OF THE SUSPECT, JOSE L. LOPEZ-GARCIA. THE RESULTS ALSO INDICATED THAT THE LATENT FINGERPRINT ON THE KNIFE WAS SEARCHED THROUGH A.F.I.S. WITH NEGATIVE RESULTS. THE LATENT PRINT WAS ENTERED INTO A.F.I.S. FOR A POSSIBLE FUTURE MATCH. NOTHING FURTHER.

End Narrative

2006-12066 Incident Narrative Detail Record #9

Narrative By..... Dooley, Brian
Narrative Date..... 01/11/08
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - NEW SUSPECT INFORMATION

Narrative:

ON 12/27/07, R/I LEARNED THAT THE VICTIM IN THIS CASE, MARLENI RIVAS, HAD COME TO THE POLICE STATION WITH POSSIBLE SUSPECT INFORMATION. RIVAS WAS ACCOMPANIED BY HER PASTOR, JUAN FRANCISCO LOPEZ FOR TRANSLATION. R/I CONTACTED LOPEZ, WHO ARRANGED FOR RIVAS TO COME TO THE POLICE STATION TO SPEAK WITH R/I.

AT APPROXIMATELY 1710 HRS, R/I MET WITH RIVAS AND LOPEZ AT THE POLICE STATION. THROUGH THE TRANSLATION OF LOPEZ, RIVAS STATED THE FOLLOWING IN SUMMARY: THE PREVIOUS EVENING, SHE WAS

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DRIVING WESTBOUND ON IRVING PARK ROAD FROM BENSENVILLE. SHE NOTICED THAT A VEHICLE WAS FOLLOWING HER AND THE DRIVER WAS FLASHING HIS LIGHTS. RIVAS PULLED INTO A GAS STATION PARKING LOT AT IRVING PARK ROAD AND ADDISON ROAD IN WOOD DALE. THE DRIVER OF THE VEHICLE APPROACHED RIVAS IN HER VEHICLE AND BEGAN TALKING TO HER. RIVAS STATED THAT AS SOON AS SHE HEARD THE PERSON'S VOICE, SHE STARTED SHAKING IN FEAR, BECAUSE SHE RECOGNIZED THE VOICE AS THE SAME SUBJECT THAT SEXUALLY ASSAULTED HER. RIVAS WAS UNABLE TO RECOGNIZE THE PERSON BECAUSE SHE NEVER GOT A GOOD LOOK AT THE OFFENDER ON THE NIGHT OF THE SEXUAL ASSAULT. RIVAS STATED THAT SHE ATTEMPTED TO KEEP CALM AND TALKED TO THE SUBJECT. THE SUBJECT CALLED RIVAS BY HER NAME AND SPOKE TO HER AS IF SHE KNEW HIM. THE SUBJECT TALKED ABOUT RIVAS SELLING COSMETIC PRODUCTS FROM HER HOME, WHICH RIVAS ADVISED SHE DOES. RIVAS TOLD THE PERSON SHE WOULD CALL HIM LATER. THE SUBJECT PROVIDED RIVAS WITH TWO TELEPHONE NUMBERS [REDACTED] AND [REDACTED]. THE SUBJECT NEVER PROVIDED A NAME. WHEN THE SUBJECT LEFT, RIVAS WROTE THE LICENSE PLATE OF THE VEHICLE THE SUBJECT WAS DRIVING. RIVAS DESCRIBED THE VEHICLE AS WHITE IN COLOR, POSSIBLY A SPORT UTILITY VEHICLE OR A VAN, WITH LICENSE PLATE [REDACTED].

RIVAS STATED THAT SHE LATER OBSERVED THE VEHICLE IN THE PARKING LOT OF [REDACTED] ROAD.

R/I PERFORMED A STATUS CHECK ON THE REGISTRATION THROUGH THE SECRETARY OF STATE DATABASE AND LEARNED THAT THE PLATE WAS REGISTERED TO ADEMAR S. CARRILLO AT [REDACTED] ON A 1996 GMC CARRYALL. R/I PERFORMED A REVERSE 911 CHECK ON THE PHONE NUMBER [REDACTED] AND LEARNED THAT IT WAS LISTED TO OBDULIO CARRILLO AT [REDACTED] APARTMENT [REDACTED]. R/I PERFORMED A COPUTER CHECK ON THE PHONE NUMBER [REDACTED] LEARNED THAT IT WAS REGISTERED TO ADEMAR CARRILLOS.

R/I FORWARDED THIS INFORMATION TO SERGEANT ZODROW #508, AND REQUESTED THAT HE KEEP AN EXTRA WATCH FOR THE VEHICLE.

R/I WAS LATER CONTACTED BY SGT. ZODROW, WHO ADVISED THAT HE OBSERVED THE ABOVE VEHICLE DRIVING AND INITIATED A TRAFFIC STOP. THE DRIVER, ADEMAR CARRILLO WAS ARRESTED SUBSEQUENT TO THE TRAFFIC STOP (SEE ARREST REPORT #08-). R/I REQUESTED THAT ZODROW OBTAIN A SALIVA SAMPLE FROM ADEMAR AND ATTEMPT TO DETERMINE IF THERE WAS ALSO AN OBDULIO CARRILLO. R/I WAS LATER ADVISED BY SGT. ZODROW THAT ADEMAR HAD SEVERAL BROTHERS AND COUSINS THAT ALL RESIDED WITH HIM. R/I REQUESTED THAT SGT. ZODROW OBTAIN SALIVA SAMPLES FROM ALL OF THE SUBJECTS (SEE SGT. ZODROW'S NARRATIVE FOR FURTHER).

INVESTIGATION PENDING.

End Narrative

2006-12066 Incident Narrative Detail Record #10

Narrative By..... Zodrow, Eric
Narrative Date..... 01/21/08
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL -
Narrative:

ON 122707, R/S ZODROW #08 HAD BEEN BRIEFED BY DETECTIVE SERGEANT DOOLEY #03 THAT THE VICTIM HAD IDENTIFIED A GMC BEARING ILLINOIS REGISTRATION [REDACTED], AS THE VEHICLE THAT HER OFFENDER HAD BEEN DRIVING RECENTLY. SERGEANT DOOLEY ADVISED R/S TO KEEP A LOOK OUT FOR THE VEHICLE

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AND THAT THE REGISTRATION CAME BACK TO A ADEMAR S CARRILLO-FUNES AT [REDACTED] IN BENSENVILLE. SERGEANT DOOLEY ALSO ADVISED THAT THE OFFENDER GAVE THE VICTIM HIS TELEPHONE NUMBER AND A REVERSE 911 CHECK IDENTIFIED THE NUMBER LISTED TO A OBDULIO CARRILLO AT [REDACTED] IN BENSENVILLE.

ON 122907 AT APPROXIMATELY 1830 HOURS, R/S OBSERVED THE AFOREMENTIONED VEHICLE IN THE AREA OF IRVING PARK AND YORK AND OBSERVED A DEFECTIVE WINDSHIELD. R/S MADE A TRAFFIC STOP AND ARRESTED THE DRIVER, ADEMAR S CARRILLO-FUNES M/H [REDACTED] FOR NO VALID DRIVER'S LICENSE. SEE REPORT 2007-20280 FOR FURTHER.

WHILE IN CUSTODY, R/S AND OFFICER WILSON #21 (SPANISH SPEAKER) READ ADEMAR CARRILLO-FUNES HIS MIRANDA WARNING AT 1925 HOURS. ADEMAR CARRILLO-FUNES AGREED TO SPEAK WITH R/S AND OFFICER WILSON AND SIGNED THE MIRANDA WARNING. AT 1932 HOURS, R/S AND OFFICER WILSON REQUESTED A SALIVA SAMPLE (FOR DNA) FROM ADEMAR CARRILLO-FUNES. ADEMAR CARRILLO-FUNES CONSENTED TO THE SAMPLE AND SIGNED THE CONSENT TO SEARCH WAIVER. ADEMAR CARRILLO-FUNES THEN TOOK TWO COTTON SWABS AND RUBBED THEM INSIDE OF HIS MOUTH AND HANDED THEM TO R/S. R/S THEN TOOK THE TWO COTTON SWAB SAMPLES FROM ADEMAR CARRILLO-FUNES AND PLACED EACH INTO INDIVIDUAL ENVELOPES AND MARKED ADEMAR'S NAME ON EACH ENVELOPE.

R/S THEN ASKED WHO HE LIVED WITH AND HE STATED HIS BROTHER AND COUSIN IN APARTMENT [REDACTED] AND THAT TWO OTHER BROTHERS LIVED IN THE APARTMENT ACROSS THE HALLWAY, IN [REDACTED]. R/S AND OFFICER WILSON THEN GAVE ADEMAR CARRILLO-FUNES A RIDE HOME AND SPOKE TO HIS BROTHER JUAN CARLOS CARRILLO-FUNES M/H [REDACTED] OF APARTMENT [REDACTED] AND JUVENTINO CARRILLO M/H [REDACTED] SO OF APARTMENT [REDACTED]. INDIVIDUALLY, JUAN CARLOS CARRILLO-FUNES WAS READ THE CONSENT TO SEARCH WAIVER AND STATED THAT HE UNDERSTOOD THE FORM AND CONSENTED TO PROVIDE SALIVA SAMPLES FOR DNA PURPOSES. JUAN CARLOS CARRILLO-FUNES WAS READ THE FORM AT 2000 HOURS AND SIGNED THE CONSENT FORM. JUAN CARLOS CARRILLO-FUNES THEN TOOK THE COTTON SWABS AND RUBBED THEM INSIDE OF HIS MOUTH AND HANDED THEM TO R/S. R/S THEN PLACED THE COTTON SWABS IN ENVELOPES AND WROTE JUAN CARLOS CARRILLO-FUNES'S NAME ON EACH ENVELOPE AND THEN TOOK A DIGITAL PHOTOGRAPH OF JUAN.

JUVENTINO CARRILLO THEN WAS READ THE CONSENT TO SEARCH WAIVER AND STATED THAT HE UNDERSTOOD THE FORM AND CONSENTED TO PROVIDE SALIVA SAMPLES FOR DNA PURPOSES. JUVENTINO CARRILLO WAS READ THE FORM AT 2003 HOURS AND SIGNED THE CONSENT FORM. JUVENTINO CARRILLO THEN TOOK THE COTTON SWABS AND RUBBED THEM INSIDE OF HIS MOUTH AND HANDED THEM TO R/S. R/S THEN PLACED THE COTTON SWABS IN ENVELOPES AND WROTE JUVENTINO CARRILLO'S NAME ON EACH ENVELOPE AND THEN TOOK A DIGITAL PHOTOGRAPH OF JUVENTINO.

R/S AND OFFICER WILSON THEN SPOKE TO ADEMAR'S COUSIN, HISMAEL CARRILLO M/H [REDACTED]. HISMAEL CARRILLO WAS READ THE CONSENT TO SEARCH WAIVER AND STATED THAT HE UNDERSTOOD THE FORM AND CONSENTED TO PROVIDE SALIVA SAMPLES FOR DNA PURPOSES. HISMAEL CARRILLO WAS READ THE FORM AT 2007 HOURS AND SIGNED THE CONSENT FORM. HISMAEL CARRILLO THEN TOOK THE COTTON SWABS AND RUBBED THEM INSIDE OF HIS MOUTH AND HANDED THEM TO R/S. R/S THEN PLACED THE COTTON SWABS IN ENVELOPES AND WROTE HISMAEL CARRILLO'S NAME ON EACH ENVELOPE AND THEN TOOK A DIGITAL PHOTOGRAPH OF HISMAEL.

R/S WAS ADVISED THAT ADEMAR'S BROTHER, OBDULIO CARRILLO WAS NOT HOME BUT WORKING AT BURGER KING IN BENSENVILLE. R/S AND OFFICER WILSON THEN LEFT THE SCENE.

R/S THEN SUBMITTED ALL BUCAL SWABS INTO EVIDENCE.

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AT APPROXIMATELY 2145 HOURS, R/S AND ASSISTING OFFICER NAVARRO #39 (SPANISH SPEAKER) ARRIVED AT BURGER KING AND SPOKE WITH OBDULIO CARRILLO M/H [REDACTED] CARRILLO STATED THAT HE WAS ADVISED BY HIS FAMILY THAT THEY HAD PROVIDED SALIVA SAMPLES AND THAT HE WOULD ALSO DO SO. OBDULIO CARRILLO WAS READ THE CONSENT TO SEARCH WAIVER AND STATED THAT HE UNDERSTOOD THE FORM AND CONSENTED TO PROVIDE SALIVA SAMPLES FOR DNA PURPOSES. OBDULIO CARRILLO WAS READ THE FORM AT 2150 HOURS AND SIGNED THE CONSENT FORM. OBDULIO CARRILLO THEN TOOK THE COTTON SWABS AND RUBBED THEM INSIDE OF HIS MOUTH AND HANDED THEM TO R/S. R/S THEN PLACED THE COTTON SWABS IN ENVELOPES AND WROTE OBDULIO CARRILLO'S NAME ON EACH ENVELOPE AND THEN TOOK A DIGITAL PHOTOGRAPH OF OBDULIO. R/S AND OFFICER NAVARRO THEN LEFT THE SCENE.

R/S THEN SUBMITTED THE BUCAL SWABS INTO EVIDENCE.

R/S THEN BRIEFED SERGEANT DOOLEY OF THE INCIDENT.

NOTHING FURTHER AT THIS TIME.

End Narrative

2006-12066 Incident Narrative Detail Record #11

Narrative By..... Dooley, Brian
Narrative Date..... 03/31/08
Narrative Type..... SUPPLEMENTAL (Incomplete)
Description..... SUPPLEMENTAL - LAB RESULTS
Narrative:

ON 03/31/08, R/I RECEIVED THE RESULTS FROM THE DUPAGE COUNTY CRIME LABORATORY IN REFERENCE TO THE SAMPLES SUBMITTED BY SGT. ZODROW (LAB REPORT #06-02803-8). THE RESULTS INDICATED THAT THE DNA IDENTIFIED FROM THE EVIDENCE RECOVERED AT THE CRIME SCENE DID NOT MATCH THAT OF JUAN CARLOS CARRILLO-FUNES OR OBDULIO CARRILLO. THE REPORT FURTHER INDICATED THAT THE TWO SUBJECTS ARE RELATED THROUGH A MALE RELATIVE, AND THAT THE OFFENDER'S DNA WOULD NOT MATCH ANY PATERNALLY RELATED RELATIVE OF THESE TWO SUBJECTS. NOTHING FURTHER.

End Narrative

No Forms Found.

End of Incident 2006-12066