

POLICE DEPARTMENT
CITY OF YONKERS, N. Y.

DETECTIVE REPORT

DD-1

DATE OF THIS REPORT
August 11, 1977
DETECTIVE DIVISION NO.
4534-N

CRIME CLASSIFICATION

CRIMINAL TRESPASS (FOUR MALE ARRESTS)

SERIAL NUMBER
43,688

ALARM NUMBER

NAME OF PERSON ARRESTED
See report

ALIAS

SEX RACE NATIVITY DATE OF BIRTH

ADDRESS OF PERSON ARRESTED

COMPLAINANT: SURNAME

McCABE

FIRST NAME

JOHN P.O.

M. I. SFX RACE AGE

COMPLAINANT'S ADDRESS

Yonkers Police Department

DATE & TIME REPORTED BY COMPLAINANT PLACE OF OCCURRENCE

August 11, 1977 - 1501

35 Pine Street, Apt. 7-E

DATE & TIME OF OCCURRENCE

Same

DETECTIVE/S ASSIGNED

J. Surlak + A. Cerasi + Det. Sgt. Fernandes Sf

IF VICTIM IS THE SAME AS THE COMPLAINANT, CHECK HERE

IF NOT, ENTER THE INFORMATION ASKED FOR BELOW

NAME OF VICTIM

SEX RACE AGE

VICTIM'S ADDRESS

TELEPHONE NUMBER

ENTER INFORMATION BELOW FOR PERSONS WANTED IN CONNECTION WITH THIS CASE

NAME	ADDRESS	ALIAS	NATIVITY	RACE	D. O. B.	HEIGHT	WEIGHT	EYES	HAIR

MODUS OPERANDI:	CAR USED: yes no	REGISTRATION NO.	YEAR	STATE	MAKE	MODEL	YEAR	COLOR'S

TYPE OF STRUCTURE:	APARTMENT	PRIVATE HOUSE	BUSINESS ESTABLISHMENT	PUBLIC PLACE	OTHER EXPLAIN

PLACE A CHECK AFTER THE INFORMATION SHOWN BELOW WHICH IS PERTINENT TO THIS CASE

DAYTIME	<input type="checkbox"/>	BURGLARY	<input type="checkbox"/>	UNLAWFUL ENTRY	<input type="checkbox"/>	ASSAULT (felony)	<input type="checkbox"/>
NIGHTTIME	<input type="checkbox"/>	BODY FORCE	<input type="checkbox"/>	ROBBERY	<input type="checkbox"/>	ASSAULT (Misdemeanor)	<input type="checkbox"/>
TIME UNKNOWN	<input type="checkbox"/>	ARTIFICE	<input type="checkbox"/>	GRAND LARCENY	<input type="checkbox"/>	NARCOTICS	<input type="checkbox"/>
PREMISES:		PICKLOCK	<input type="checkbox"/>	PETIT LARCENY	<input type="checkbox"/>	GAMBLING	<input type="checkbox"/>
OCCUPIED	<input type="checkbox"/>	WINDOW	<input type="checkbox"/>	AUTO LARCENY	<input type="checkbox"/>	PROSTITUTION	<input type="checkbox"/>
UNOCCUPIED	<input type="checkbox"/>	DOOR	<input type="checkbox"/>	HOMICIDE	<input type="checkbox"/>	VIOLATION OF ARC LAW	<input type="checkbox"/>

OTHER PERTINENT INFORMATION

B. C. I. NOTIFIED PHOTO'S TAKEN BY WHOM
yes no yes no

MEDICAL EXAMINER NOTIFIED NAME OF M. E. NOTIFIED
yes no

DISTRICT ATTORNEY NOTIFIED NAME OF D. A. NOTIFIED
yes no

ALARM TRANSMITTED ALARM NUMBER DATE AND TIME
yes no

PRISONER'S TIME RECORD

ADVISED OF RIGHTS - BY WHOM	DATE & TIME	VERIFIED BY
ATTORNEY'S NAME	DATE & TIME OF ARRIVAL	VERIFIED BY
PRISONER' ARRIVAL AT PRECINCT	DATE & TIME OF ARRIVAL	VERIFIED BY
PHONE CALLS	PERSONAL	FOOD GIVEN
		NEUTRAL WITNESS

QUANTITY	DESCRIPTION OF PROPERTY	VALUE

ADDITIONAL INFORMATION AND DETAILED REPORT

August 11, 1977

At the Detective Division, the assigned spoke with P.O.'s John McCabe and Jesse Taylor of the North Patrol Command assigned to Sector #10A, who related that they were sent to the place of occurrence as security officers to guard Apt. 7-E which is the apartment of one David Berkowitz who was arrested by the New York City Police Department as the .44 caliber killer.

Upon entering the building, they checked the stairs and the hallways of the sixth and seventh floors and found everything in order. As they neared Apt. 7-E, they observed two white youths approximately 15 to 16 years standing at the doorway wherein they stated that there were four photographers in Apt. 7-E. Police Officer Taylor then proceeded to the roof and down the fire escape to said apartment, as P.O. John McCabe knocked on the door and as he did so, the youths ran.

P.O. McCabe further related that a voice from inside asked him to identify himself. wherein upon doing so, the door was opened and the following four persons were inside the apartment.

- No. 1- David C. Berliner, Race [redacted], [redacted] years, of Address [redacted] Address [redacted] employed by the Washington Post, telephone number 202-223-7410;
- No. 2- Lemard Detrick, Race [redacted], [redacted] years, of Address [redacted] Address [redacted] employed by the Daily News, telephone number. 212-949-3617;
- No. 3-Theodore Cowell, Race [redacted], [redacted] years, of Address [redacted] Address [redacted] employed by Time Magazine, telephone number 212-JU6-1212;
- No. 4 - Robert Kalfus, Race and Age [redacted] years, of Address [redacted] Address [redacted] employed by the Post, telephone number, 212-349-5859.

All four stated that they entered the apartment through a closed but unlocked door and took pictures of the interior of the apartment.

It is to be noted that there was a "DO NOT ENTER - CRIME SCENE" sign posted on the outside of Apt. 7-E door.

Signature of
Detective: _____
Signature of
Desk Officer: _____

Signature of
Detective: _____

STATE OF NEW YORK : COUNTY OF WESTCHESTER
CITY COURT : CITY OF YONKERS

THE PEOPLE OF THE STATE OF NEW YORK

ORDER OF SEIZURE
BY JUDGE

- against -

DAVID C. BERLINER, LEONARD DETRICK,
THEODORE COWELL and ROBERT KALFUS

Defendants

IN RE: DAVID BERKOWITZ, A/K/A
"SON OF SAM"

It is hereby ordered forthwith by the subscribing judge that effective August 11, 1977 all undeveloped film of any kind, photographs, video tapes, still shots, moving pictures seized in connection with the arrest of the above captioned defendants for a charge of Criminal Trespass at the home of DAVID BERKOWITZ, A/K/A "SON OF SAM" on August 11, 1977 be seized by the Yonkers Police Department and be kept in their custody until and including such time as said department has had time to develop, process and print any of the above-mentioned film material which may have been on the defendants' person or in their custody at the time of their arrest.

It is further ordered that said film is not only material to the instant case but, further, necessary in the investigation of DAVID BERKOWITZ, Also known as "SON OF SAM", murder case.

Therefore, the subscribing judge deems that the

above captioned material be immediately maintained by the Yonkers
Police Department until such time as the above can be accomplished.

Robert W. Casan,

CITY JUDGE
CITY OF YONKERS

DATED: AUGUST 11, 1977
YONKERS, NEW YORK



City of Yonkers

POLICE DEPARTMENT

COMMAND DETECTIVE DIVISION
ADDRESS POLICE HDQTS
TELEPHONE 963-2526

JUNE 23, 1977

RE: OUR FILE-DD2144-N
CR 20292

SUSPECT DANIEL BERKOWITZ

VICTIM: SAM CARR

CHARGE: AGG. HARASSMENT

DATE: 4/11-4/20/77

DET. CAPT. HENRY STAMPUR

COMMANDING OFFICER

DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, DC 20525

DEAR SIR:

THIS EVIDENCE IS BEING SUBMITTED IN CONNECTION WITH AN OFFICIAL INVESTIGATION OF A CRIMINAL MATTER, AND HAS NOT BEEN, NOR WILL IT BE, SUBJECTED TO THE SAME TYPE OF TECHNICAL EXAMINATION. THE RESULTS OF YOUR EXAMINATION WILL BE USED FOR OFFICIAL PURPOSES ONLY RELATED TO THE INVESTIGATION OR A SUBSEQUENT CRIMINAL PROSECUTION. PLEASE FIND ENCLOSED PHOTOCOPIES OF THE WRITTEN LETTERS THAT ARE CONCERNED IN THIS INVESTIGATION.

I WISH TO EXPRESS MY THANKS FOR ANY HELP YOU MAY GIVE US IN THIS CASE, AND ASSURE YOU THAT THE VALUABLE ASSISTANCE RENDERED THIS DEPARTMENT IN BY THE FBI IN THE PAST, IS VERY MUCH APPRECIATED.

VERY TRULY YOURS,

Det. Capt. Henry Stampur
DET. CAPT. HENRY STAMPUR
COMMANDING OFFICER
DETECTIVE DIVISION

STATEMENT OF FACTS:

THE COMPLAINANT IN THIS INVESTIGATION HAS BEEN HARASSED BY THREATENING LETTERS BY AN ANONYMOUS WRITER FOR THE PAST FEW MONTHS. THERE HAVE BEEN THREATS OF DEATH TO THE COMPLAINANT AND HIS FAMILY AND HIS PET DOG HAS BEEN WOUNDED BY GUN SHOT.

EVIDENCE SUBMITTED: PHOTO COPIES OF SUSPECTS HANDWRITING/ LETTERS OF ANONYMOUS WRITER

EXAMINATION REQUESTED: COMPARISON EXAMINATION TO DETERMINE IF SUSPECT WROTE THREATENING LETTERS

CRIME CLASSIFICATION CRIM. TRESPASSING	POLICE BUREAU CITY OF YONKERS, N. Y.	DETECTIVE DIVISION NUMBER 4534-N
HERETOFORE THIS CASE WAS CLASSIFIED AS FOLLOWS:	SUPPLEMENTARY DETECTIVE REPORT	SERIAL NUMBER 43,688
DATE		DATE OF THIS REPORT August 11, 1977

NAME OF COMPLAINANT
P.O. John McCabe

ADDRESS OF COMPLAINANT
Yonkers Police Department

Each complaint, investigation, or missing person case in which final action has been taken, or in which there have been important developments, prior to final action, shall be made the subject of a supplementary report. When final action has been noted on original complaint report no supplementary report is necessary. The Detective Division number and the serial number shall be the same as appears on the original report.

If the crime classification has been changed from that shown on prior reports, give both the revised classification and the classification heretofore used.

Spell complainant's name correctly. If it was incorrectly spelled on report, give the original spelling as well as the corrected spelling.

All four were arrested and conveyed to the Detective Division where they were advised of their rights and allowed to make telephone calls.

Three rolls of film were confiscated from Theodore Cowell, four rolls from Robert Kalfus, four rolls from Lennard Detrick, and one cassette tape was confiscated from David Berliner, all of which will be placed into evidence by P.O. John McCabe.

All photography equipment and cassette tape recorders were returned to their rightful owners.

The four were conveyed to Central Booking where they were booked for Criminal Trespass and released in their own recognizance as such time as they will appear in the Court of Special Sessions tomorrow morning August 12th, 1977.

Teletype alarms to be transmitted by arresting officers.

Arrest cards and clearance slips submitted.

Det. Joseph Surlak

Det. Anthony Cerasi

Det. Sgt. Francis Fernandez

Sf

CRIME CLASSIFICATION CRIM. TRESP.	POLICE BUREAU CITY OF YONKERS, N. Y.	DETECTIVE DIVISION NUMBER #4534-N
HERETOFORE THIS CASE WAS CLASSIFIED AS FOLLOWS:	SUPPLEMENTARY DETECTIVE REPORT	SERIAL NUMBER #43688
DATE 8-11-77		DATE OF THIS REPORT 8-12-77
NAME OF COMPLAINANT P.O. John McCabe		
ADDRESS OF COMPLAINANT North comm.		
<ol style="list-style-type: none"> Each complaint, investigation, or missing person case in which final action has been taken, or in which there have been important developments, prior to final action, shall be made the subject of a supplementary report. When final action has been noted on original complaint report no supplementary report is necessary. The Detective Division number and the serial number shall be the same as appears on the original report. If the crime classification has been changed from that shown on prior reports, give both the revised classification and the classification heretofore used. Spell complainant's name correctly. If it was incorrectly spelled on report, give the original spelling as well as the corrected spelling. 		

The undersigned was called to the Det. Div. and upon arrival was asked by Det. Surlack if the film that was taken from News Photographers could be developed in the C.I.U. darkroom. After checking two or three of the film canisters, I stated that the Black & White Film can be done by the C.I.U. but that the color film must be done by an outside Color Lab.
(Above occurred at approx. 4:00PM)

At aprox. 4:30PM I was asked by Capt. Conley to respond to the Det. Div with him, to remove film from said photographers cameras, Upon arrival learned from Det. Surlack that said photographers had removed the film that were in their cameras.

Sgt. Fernandes then turned over to me three Property Clerks Envelopes containing the following.

#1. Envelope containing 4 rolls of Tri X Black & White Film. (Two rolls 20 Exp. Two rolls 36 Exp.) This envelope belong to Robert Kalfus 137-16 Booth Men. Ave. Flushing N.Y.

I Processed these rolls of film and found all to be blank (Not exposed)

#2 envelope containing 4 rolls of Tri X Black & White Film. (1 Roll of 20 Exp. and three rolls of 36 exp.) This envelope belong to Lenord Detrick of 28 Columbus Ave, Closter N.J.

I processed these rolls of film and found two to be blink (not exp.) and two 36 exposure rolls were (Kafkas) 1/2 Images.

CRIME CLASSIFICATION CRIM. TRESP.	POLICE BUREAU CITY OF YONKERS, N. Y.	DETECTIVE DIVISION NUMBER #4534-N
HERETOFORE THIS CASE WAS CLASSIFIED AS FOLLOWS:	SUPPLEMENTARY DETECTIVE REPORT	SERIAL NUMBER #43688
DATE 8-11-77		DATE OF THIS REPORT 8-12-77

NAME OF COMPLAINANT **P.O. John McCabe**

ADDRESS OF COMPLAINANT **North Conn.**

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**#3 envelope containing 3 rolls of film 1 roll 36 exp Black & White
Tri X two Rolls 36 exp color slides. (Kktachrome)**

I processed the black & white film and found same to be blank.
(not Expsed).

The two rolls of color film was brought by me to T.S.I. COLOR
LAB. 222 Valley Ave Hamaroneck NY to be processed. I witnessed the processing
and found 1 roll to be blank (not exp.) and one roll exposed and contained
30 images (slides).

The Technical data for processing the Black and White film
is as follows.

D-76 Dil: 1:1 68 Deg. for 10 min.

On 8-15-77 said negatives will be placed in Property Room.
by the undersigned, unless other wise directed.

Det John G. Di Sciorio
John G. Di Sciorio 632
C.I.D.

CRIME CLASSIFICATION BURGLARY (Apt. of DAVID BERKOWITZ)	POLICE BUREAU CITY OF YONKERS, N. Y.	DETECTIVE DIVISION NUMBER 4520-N
DATE August 10, 1977	SUPPLEMENTARY DETECTIVE REPORT	SERIAL NUMBER 43,609
		DATE OF THIS REPORT October 17, 1977

NAME OF COMPLAINANT
Yonkers Police Department

ADDRESS OF COMPLAINANT
10-18 St. Casimir Avenue

1. Each complaint, investigation, or missing person case in which final action has been taken, or in which there have been important developments, prior to final action, shall be made the subject of a supplementary report. When final action has been noted on original complaint report no supplementary report is necessary.
2. The Detective Division number and the serial number shall be the same as appears on the original report.
3. If the crime classification has been changed from that shown on prior reports, give both the revised classification and the classification heretofore used.
4. Spell complainant's name correctly. If it was incorrectly spelled on report, give the original spelling as well as the corrected spelling.

October 17, 1977

The undersigned in continuing investigation in the case of the photographers who were arrested by the Uniformed Force in the Apartment of David Berkowitz on August 10, 1977, was directed to report to the office of District Attorney - A.D.A. John Falussy, Address

On this date, John Falussy advised me that several motions were made by the Attorneys representing the four who had been arrested in the apartment of Berkowitz, one motion of which asserts that a Police Officer or Detective gave permission to one of the photographers to enter the apartment to take pictures.

Assigned then supplied Mr. Falussy the names of the Detectives who were at the scene and made a statement to the effect that nor myself or Det. Cerasi or Det. Surlak gave permission to anyone to enter that apartment. Assigned also advised him that the apartment was secured by the undersigned and the door was left in a lock and secured position with a sign on the outside of the door stating "Crime Scene - Do Not Enter".

Assigned also notified the North Command and left a message for Sgt. Thomas Harney to notify A.D.A. Lalla to supply him with the names of the Uniformed Force that were in and around the scene of 35 Pine Street before, during, and after the arrest of the aforementioned photographers.

Investigation to continue.

Det. Sgt. Francis Fernandez #40

Sf