

1 PEOPLE V. KENNETH CARROLL FITZHUGH, JR.
2 PALO ALTO POLICE DEPARTMENT
3 CASE NUMBER 00-126-0111
4 INTERVIEW OF KENNETH FITZHUGH, JR.

5 AGENT DENSON: The date is May 5th, year 2000. It's
6 4:38 p.m., I'm in the Palo Alto Police Department interview
7 room with Mr. Fitzhugh.

8 Can you tell me your full name?

9 MR. FITZHUGH: Kenneth Carroll Fitzhugh, Junior.

10 AGENT DENSON: Carroll?

11 MR. FITZHUGH: C-a-r-r-o-l-l.

12 AGENT DENSON: F-i-t --

13 MR. FITZHUGH: -z-h-u-g-h, Junior.

14 AGENT DENSON: And what's your birth date?

15 MR. FITZHUGH: 8/11/43.

16 AGENT DENSON: And your home address is 15 --

17 MR. FITZHUGH: -- 45 Escobita, E-s-c-o-b-i-i-t-a.

18 AGENT DENSON: We don't hear that one very often.

19 What's your home phone number?

20 MR. FITZHUGH: 326-6253.

21 AGENT DENSON: And do you have a cell phone number
22 or work phone number?

23 MR. FITZHUGH: Work number 853-8684.

24 AGENT DENSON: That's all I need. I'm very sorry
25 about what happened. I know this is a very difficult time
26 to be brought into a police station.

AGENT DENSON: MR. FITZHUGH: It's not -- it's not an easy time, as
you can see.

AGENT DENSON: No, it's not. And I wanted to
mention that to you. I'm not going to compel you to make
any statement. You're free to not make one at all. If you
feel like you can't, if you feel like you can't be here,
I'll be glad to take you back home. We're not trying to
make you be here. But from my perspective, I think it's
better to have you here than to have you at home while the

1 officers are tramping in and out of your house and trying to
2 do what they're ultimately going to have to do. It's my
3 experience it's not best to have other family members there
4 while --

5 MR. FITZHUGH: That's fine. I'm probably better off
6 talking about this now.

7 AGENT DENSON: I hope so. But if you get
8 uncomfortable and you feel like you can't continue, just
9 tell me.

10 MR. FITZHUGH: Thank you.

11 AGENT DENSON: This is going to be very simple and
12 we have to piece everything together and we have to make a
13 complete investigation out of it. So I got to ask you lots
14 of questions about what's transpired and what's occurred.

15 The first thing I'd like to ask you is, I
16 got issues with, when we have a deceased person in the
17 house, we ultimately have to conduct the search of the house
18 because we need to find out if there's evidence, we have to
19 collect evidence, we have to deal with the deceased. We
20 have to kind of take care of everything. And in this
21 position -- in this set of circumstances, not only does the
22 deceased person have standing in the house, but you do as
23 well.

24 What I mean by that is, we need your
25 permission to be able to conduct the search. So that's what
26 I'm asking you for. I want to have our officers go through
the house, top to bottom, probably it isn't going to be that
detailed, but I want kind of an open-ended permission from
you, if you don't mind, that we can conduct a search and do
whatever we have to do to determine what has occurred.

We understand that we found -- or you found
her in this one position in one place, but sometimes things
occur beyond that place. So we have to be able to go
investigate that, and since it's your home, I don't want to
do that without asking you first off. And you have standing
there, so you have the right to tell me no.

1 But I do want to ask you, if you don't mind,
2 I would like to have our officers search.

[D's Phone Rings]

3 MR. FITZHUGH: Excuse me, let me get my phone.
4 Hello. Yes, John. All right. Excellent. Uh? Yeah, I'm
5 down at the police station. They're taking statements of
6 everybody who was there. Um, yeah, I'm going to start
7 talking about what happened now. We'll see -- we'll see how
8 it goes, but, you know, John, I want you here. I'm really
9 glad you're on the airplane. Okay. Yeah, well, I'm not
10 surprised, you're (inaudible). All right. All right. All
11 right. Keep it together, John. Yes. Do you have baggage to
12 check? All right, buddy, you just come up to the carrousel
13 and then we'll go outside the carrousel door. All
14 right. Bye.

15 My son's on the way from Washington. I don't
16 mind if they search the -- they can tear the place apart.

17 AGENT DENSON: No. No. No. We don't destroy
18 anything. What I'm telling you --

19 MR. FITZHUGH: There are dogs. The officers know
20 that my dogs are in the master bedroom?

21 AGENT DENSON: Yes, they do.

22 MR. FITZHUGH: And I don't care if they go in there,
23 but the dogs -- (inaudible). So yeah, they can search.

24 AGENT DENSON: I'd also like to search both your car
25 and your wife's car. She had the BMW?

26 MR. FITZHUGH: Yes.

AGENT DENSON: And you had the suburban?

MR. FITZHUGH: Yes.

AGENT DENSON: Would you mind if I searched those
also?

MR. FITZHUGH: No, that's okay.

AGENT DENSON: What year is the suburban?

MR. FITZHUGH: '99.

AGENT DENSON: You know the license plate on that?

MR. FITZHUGH: (Inaudible).

1 AGENT DENSON: It's registered to you. I'll just
put registered to you.

2 AGENT DENSON: And the BMW, what year is that?

3 MR. FITZHUGH: '95. '96.

4 AGENT DENSON: And that was silver. Was that a 325?

5 MR. FITZHUGH: 328.

6 AGENT DENSON: 328?

7 MR. FITZHUGH: (Inaudible).

8 AGENT DENSON: Is that registered to you or your
9 wife or both?

10 MR. FITZHUGH: Me.

11 AGENT DENSON: I want to read this to you, It says,
12 "Consent to search on 5, May, 19 -- 2000 -- I've got the 19
13 these are old forms -- "at 1645 hours, which is 4:45 hours,
14 Palo Alto, California, named Kenneth Carroll Fitzhugh,
15 Junior. I have been informed and understand that I have a
16 constitutional right to refuse to consent to search of
17 property and premises under my control. I may exercise this
18 rightfully and completely, secure in the knowledge that no
19 action will be taken against me for my refusal to consent to
20 a search. I further understand that anything that may be
21 seized in the course of such search can and will be
22 introduced in court as evidence of whatever crimes are there
23 charged." These are real generic forms so I'm obviously not
24 charging you with any crime.

25 "I hereby authorize and consent to a search
26 without warrant by officers of the Palo Alto Police
Department of the following described premises: Automobile,
et cetera. I then put 1545 Escobita Avenue, Palo Alto, any
and all areas, 1999 suburban, Chevrolet, blue, registered to
you. And 1996 BMW 328/silver registered to, again,
K. Fitzhugh."

And then it says, "I hereby authorize and
consent that these officers seize and take any article,
thing or estimate which they deem to be of evidentiary
value. I have read or have read to me the above statement

1 and give this written permission and consent to search
2 without threats or promises having been made to me."

3 And if you can agree to all that, I need you
4 to sign right here.

5 MR. FITZHUGH: You know what, I don't want these
6 guys just going through everything.

7 AGENT DENSON: They really aren't going to go
8 through everything. I'm asking for everything because I
9 don't want -- I don't want the search to be limited, but
10 really what they're going to do is look for things that
11 would be evidence, anything that would show how she died,
12 why she died. Anything like that they would of course seize
13 that. But that's why I'm leaving it pretty open-ended.

14 MR. FITZHUGH: I don't want to do that. I don't
15 want -- I don't want people that I know going through -- we
16 have valuable things. It's a very difficult time.

17 AGENT DENSON: Um-hum.

18 MR. FITZHUGH: They're welcome to look in the
19 basement. They're welcome to look on the basement stairs.
20 Um, and I don't want them anywhere else. No.

21 AGENT DENSON: Just in the basement?

22 MR. FITZHUGH: Basement and stairs.

23 AGENT DENSON: Okay. Get some other things. Let
24 me -- I'm going to turn the tape off for a minute and go
25 talk to my sergeant. It is ten till 5:00. I'll be right
26 back.

Okay. I'm turning the tape back on. The
time is 1652 hours.

Mr. Fitzhugh, can I get your wife's full
name?

MR. FITZHUGH: First name Kristine, with a K,
K-r-i-s-t-i-n-e, and she doesn't use a middle name.

AGENT DENSON: Does she have one?

MR. FITZHUGH: Her maiden name is Pedersen.

AGENT DENSON: P-e --

MR. FITZHUGH: P-e-d-e-r-s-e-n.

1 AGENT DENSON: And Fitzhugh is what she uses now?

MR. FITZHUGH: Yes.

2 AGENT DENSON: And what's her birth date?

3 MR. FITZHUGH: 9/18/47.

4 AGENT DENSON: And she lives with you at the house?

MR. FITZHUGH: Yes.

5 AGENT DENSON: And where does she work?

6 MR. FITZHUGH: She works for the music department of
the Palo Alto Unified School District. She's part of the
7 traveling team and goes to several elementary schools.

8 AGENT DENSON: What's your zip code?

MR. FITZHUGH: 94306.

9 AGENT DENSON: Okay. Have you notified everybody
10 that needs to be notified?

MR. FITZHUGH: No.

11 AGENT DENSON: No. Um, who else would you like to
12 notify?

13 MR. FITZHUGH: Until my sons get in town and we
finish here, I don't want to notify anybody else. My
14 friends pointed out that some of these people are very close
to Kristine and not to have someone (inaudible) notified.
15 So I'm going to have to go about notification kind of a
16 sensitive fashion.

17 AGENT DENSON: I don't know if you noticed but some
of the people standing outside the tape at your house were
18 press. So I can't make any promises about notification,
19 that's why I'm asking you who would you feel a need to
20 notify sooner than later, because the press is going to have
it pretty soon.

21 MR. FITZHUGH: Thank you for telling me.

22 AGENT DENSON: I can't tell you how long but I saw
them interviewing your neighbors, it's not going to take
23 them long to figure out who lives in the house.

24 MR. FITZHUGH: Yeah.

25 AGENT DENSON: Okay. So I'm going to go give my
supervisor your wife's name and if you think of somebody we
26

1 need to notify right away, let's do that. And I'll be back
2 in a couple minutes. I'm going to turn this recorder off
3 again. It's 1655.

4 All right. I'm turning the tape back on.
5 It's 1656 hours.

6 Okay, Mr. Fitzhugh, what do you do for a
7 living?

8 MR. FITZHUGH: I'm a real estate consultant.

9 AGENT DENSON: A real estate consultant. For any
10 particular agency?

11 MR. FITZHUGH: Um, I've been working for two
12 architects and for a developer, and my job is to assist in
13 processing plans through government agencies and getting the
14 people.

15 AGENT DENSON: So basically when a developer decides
16 he wants to build a site, you work through the red tape --

17 MR. FITZHUGH: Yes.

18 AGENT DENSON: -- with the cities and the permits
19 and whomever?

20 MR. FITZHUGH: Yes.

21 AGENT DENSON: And what's the name of the company
22 you work for?

23 MR. FITZHUGH: I use my own name. I also use the
24 name the Fitzhugh Company but mostly it's just in my own
25 name.

26 AGENT DENSON: Did you at one time work for the
school district?

MR. FITZHUGH: No.

AGENT DENSON: No. Your wife was a music teacher,
you said?

MR. FITZHUGH: Yes.

AGENT DENSON: And she's traveling --

MR. FITZHUGH: Was.

AGENT DENSON: Was traveling?

MR. FITZHUGH: Past tense.

1 AGENT DENSON: Yeah, so she worked at all the Palo
Alto Unified Schools?

2 MR. FITZHUGH: Not all of them, just part time.

3 AGENT DENSON: Okay. On today's date, what I
4 primarily want to talk about -- can you kind of give me the
5 basics of what happened with your day, what you did, what
6 time you got up, where you went, that kind of information is
7 what I need.

8 And maybe this will help, you were at when
9 you were away from the house, what you knew about what she
10 was doing, that kind of stuff. So if you could just go
11 through that, it will make it -- plus if I can come up with
12 any questions, I'll ask you when we're finished.

13 MR. FITZHUGH: We'll start with the beginning of the
14 day.

15 AGENT DENSON: Yes.

16 MR. FITZHUGH: Woke up about 6 o'clock. Got the
17 newspaper. Brought them into the bedroom. Got our running clothes
18 on, got the
19 dogs, and between something like 7:00 or 8:00, we went out
20 for a run. Then I went to my desk and prepared billing for
21 one of my clients. And I have another business going on. I
22 work in the paralegal capacity through a law office. I got
23 a call from them. I take care of their computers. I got a
24 call from them that their printer wasn't working right.
25 Well, actually I had gotten the call the night before that
26 the printer wasn't working right. So I went there and
worked on the printer and networked it to my printer back and forth.
Worked on that till about 11 o'clock.

My wife left, I would say, about -- about
10:00. She went to one of the schools that she goes to.
She starts at 10:20. She left about 10:00. And I was -- I
was in and out between like 9:00 and 11:00 working on this
printer problem. So I was there to tell her good-bye. And
then at 11 o'clock, I put the dogs in the car and I drove to
a real estate project in -- not Burlingame, not South San

1 Francisco. The project is on Sneath Lane. What is the town
2 just to the north of Burlingame and South San
3 Francisco.

4 AGENT DENSON: Milbrae?

5 MR. FITZHUGH: North of that.

6 AGENT DENSON: Brisbane. Broadmoore.

7 MR. FITZHUGH: Oh, man. I've been there a thousand times.

8 My brain is not working.

9 AGENT DENSON: Burlingame?

10 MR. FITZHUGH: Well anyways, I'll have to come back
11 to that.

12 AGENT DENSON: Okay.

13 MR. FITZHUGH: The address is 2101 Sneath Lane.

14 AGENT DENSON: Okay.

15 MR. FITZHUGH: Like I couldn't remember my sons'
16 telephone number a while ago. And I looked at that parcel
17 of real estate 'cause I had a call the day before from
18 someone I never heard of said that the city recommended me.
19 Wanted to put a church on this piece of property and I
20 wanted to see where it would go, what the layout would be
21 for that.

22 And then after looking at that, I returned
23 to Palo Alto 'cause I had a 1:30 appointment with the two
24 other ladies, Carol Piraino and Gaelyn Mason.

25 AGENT DENSON: What's Ms. Mason's first name?

26 MR. FITZHUGH: Gaelyn, G-a-e-l-y-n. Piraino is
P-i-r-a-i-n-o. We were going to haul some stuff today. The
dogs and I.

AGENT DENSON: Okay.

MR. FITZHUGH: But in the mean time, as I was coming
down Bayshore Freeway, I got a call, a telephone call on my
cell phone from Phyllis Smith who was the secretary in the
music department there.

AGENT DENSON: Okay.

MR. FITZHUGH: And she said Kristine had not showed
up for her class at, I believe it was Duvenick, which I

1 think starts at 12:40 p.m.

2 AGENT DENSON: All right.

3 MR. FITZHUGH: Um, and that it was a matter of
4 concern because Kristine never, ever missed a class. Hasn't
5 missed a class the whole year. And I knew that she had --
6 that she was planning the normal day's schedule because at 2
7 o'clock she was due at Chavez School and I had printed
8 pictures for her to give to each of the children in the jazz
9 band at Chavez. And she took those. So she usually, on
10 Fridays, she would go -- her usual pattern on Friday was to
11 go to the 10:20, then come home for an hour, then go to the
12 12:40 and directly to the 2 o'clock.

13 So I asked Carol and Gaelyn if they had time
14 to go by the house to see if everything was all right,
15 because Kristine did not answer the telephone and she didn't
16 answer her cell phone.

17 AGENT DENSON: What time did you get a call from
18 Phyllis?

19 MR. FITZHUGH: Before I left the freeway, maybe
20 1:15.

21 AGENT DENSON: Okay.

22 MR. FITZHUGH: And she said she called the house and
23 left a message.

24 AGENT DENSON: So by that time --

25 MR. FITZHUGH: And she was going to try the cell
26 phone too.

AGENT DENSON: About that time you started calling
the house and Kristine's cell phone?

MR. FITZHUGH: Right.

AGENT DENSON: Okay.

MR. FITZHUGH: I just made the call in case she
called and couldn't dial that or something, so I checked it
myself.

AGENT DENSON: And so you drive on over to --

MR. FITZHUGH: 106 Rinconada.

AGENT DENSON: -- 106 Rinconada?

1 MR. FITZHUGH: I was there at exactly 1:30.

2 AGENT DENSON: And you meet with Gaelyn and Carol?

3 MR. FITZHUGH: Yep. Put them in the car.

4 AGENT DENSON: Okay.

5 MR. FITZHUGH: And we went over to my house to see
6 what the hell was going on.

7 AGENT DENSON: And what happens when you get there?

8 MR. FITZHUGH: Well, drove up in front and
9 Kristine's car was in the driveway and the front door was
10 open. That's very unusual.

11 AGENT DENSON: To have the front door open?

12 MR. FITZHUGH: Yeah. I had the dogs so, you know,
13 it wasn't as critical as sometimes.

14 AGENT DENSON: Uh-huh.

15 MR. FITZHUGH: So I pulled over and stopped and went
16 in the house, make sure everything was all right.

17 AGENT DENSON: Where did you go when you went in the
18 house?

19 MR. FITZHUGH: I went upstairs. I went upstairs and
20 turned to the right, I expected to find her in the office.
21 I didn't expect -- I didn't know what to think because she
22 wasn't supposed to be there. But her car was there. I
23 thought maybe her car hadn't started and she had gotten a
24 ride with somebody or something?

25 AGENT DENSON: Were you hollering for her when you
26 came in the front door?

MR. FITZHUGH: Yes. Yeah.

AGENT DENSON: Okay.

MR. FITZHUGH: And she wasn't in the office. I went
into the master bedroom, the bathroom, she wasn't there.
Went downstairs. And at this point I was looking for her.
I was just looking around at this point. So I headed for
the family room, and as I went past the basement door, the
door was open and the light was on. That's not the normal
situation. So I went in there and I looked down -- I looked
down the stairs and she was lying there at the bottom of the

1 stairs with her feet -- her feet up and her face down, just
2 lying there.

3 So I ran outside and Gaelyn or Carol saw me
4 come and open the door and I yelled for help, to come help.
5 I went running back in and down the stairs and she was --
6 she was face down beside an old bell and there was a lot of
7 blood, and her face was on -- her face was on a bunch of
8 cleaning that we brought back from the cleaners and her face
9 was on a plastic bag. And I -- I looked to see if she was
10 breathing. Her -- her back and chest were not going up and
11 down at all. So then I saw the black shoe -- the God damn
12 black shoes.

13 *She had*
14 She had -- she had a pair of black shoes
15 that she had fallen in before. She had fallen on the
16 friend's sidewalk, the office sidewalk. Didn't have
17 anything against the heel. And I told her after she -- when
18 she fell then, I caught her or she would have smashed her
19 face on the sidewalk, and I told her then how her
20 (inaudible) and she's -- she didn't do it. And I must have
21 told her -- I must have told her six times to get rid of the
22 black shoes. And then she bought some red ones just like
23 them.

24 She then -- and she'd get dressed and she'd
25 say, "How do I look?" and I say, "Well, fine, except I wouldn't
26 wear those damn black shoes. You're going to fall." And
there they were on the -- one was on the stair and I don't
know where the other one was.

AGENT DENSON: Okay.

MR. FITZHUGH: Then I said, "Call 911," Carol said
"I am." So she wasn't breathing, so I thought, well, CPR.
So I pulled her around just -- she was face down, so I
pulled her down off the stairs so I could open up her airway
and I said -- I asked Gaelyn to come down and asked her if
she knew about chest compressions, 'cause I don't remember
that very well. I had it a long time ago and she said she
didn't. So I started mouth to mouth resuscitation. I got

1 air in her lungs, but there was a gurgling sound and I
2 thought, "Oh, my God." And then I put my hand on her artery
3 in her neck and couldn't find any pulse at all.

4 So I says "Gaelyn, there's no harm in
5 trying. Maybe you don't know exactly how, but push on her
6 chest." So Gaelyn did that. Gaelyn would do five pushes on
7 her chest and I'd do a breath -- two or three breaths and
8 then she'd do that again. It didn't do any good. I mean
9 she was -- she was gone. She was -- she was gone. We
10 didn't do any good at all. But we kept at it until the
11 paramedics came, 'cause I know you don't stop until the
12 paramedics came.

13 AGENT DENSON: How long do you think it took for the
14 paramedics to get there?

15 MR. FITZHUGH: It seemed like it took forever and I
16 think they were there in five minutes. In fact, they were
17 there very quickly but it just seemed like forever, because
18 I knew that I wasn't doing any good. She gurgled when I
19 breathed into her mouth. There wasn't any pulse. There
20 wasn't anything. She was already gone. She was already
21 gone.

22 AGENT DENSON: (Inaudible).

23 MR. FITZHUGH: Now, the other thing that bothered
24 me. The black shoes bothered me, the bell bothers me. The
25 bell had been out in the yard, it's an old ship's bell. And
26 it had been out in the yard 18 years. Last week I decided
to bring it inside and see if I could sell it on E-Bay. So
I took it down into the basement. I didn't put it away,
really, it was heavy. By the time I got to the bottom of
the stairs, I just kind of put it down. If I put it away --

AGENT DENSON: Don't start blaming yourself.

MR. FITZHUGH: If I had thrown her black shoes away.
If I threw -- if I put the bell away -- if I -- I spent a
lot of time in the home office. If I had been there,
instead of away then --

AGENT DENSON: You don't know if that would have

1 done any good either.

2 What do you think happened when you weren't
3 there? What's your impression of what occurred?

4 MR. FITZHUGH: Okay. We know that she was ready to
5 go out because beside her purse on the dining room table was
6 her muffin and her water bottle. And that's the last thing
7 she does before she goes out, is get those things together.
8 I think she had loaded something into the car, come back in,
9 hadn't shut the door, didn't matter 'cause the dogs weren't
10 there. And she went down into the basement for something,
11 and I can't figure out what, unless it was the paper cutter.
12 She goes in the basement seldom. At first, you know, when I
13 saw the clothes there, that she was on top of the clothes,
14 those clothes came back from the cleaners. They were winter
15 clothes, she wanted to put them away, hadn't yet. And I
16 figured that she had taken the clothes down to put them
17 away.

18 AGENT DENSON: Where were they being kept?

19 MR. FITZHUGH: Well, they had been at the cleaners,
20 and then they were in the laundry room on a -- stored in a
21 bag on a pole.

22 AGENT DENSON: And if she was going to put them
23 away, where would they be stored?

24 MR. FITZHUGH: At the bottom of the basement stairs
25 are two big blue wardrobes, they go in there and that's
26 where they were going to go. But it didn't make sense
because she was already to go out. If she would have taken
those down -- I guess it's possible if she had a couple more
minutes or something, it's possible. The only other reason
she might have gone down there would be to use the paper
cutter. There's a big old paper cutter and she could use
the paper cutter. And then she tripped, foot came out of
the shoe.

AGENT DENSON: Going on that laundry theory, do you
recall if she had the laundry in her hands when you first
arrived to see her?

1 MR. FITZHUGH: She was on top of the laundry. No, I
don't know where her hands were.

2 AGENT DENSON: Was she dressed as she was normally
3 dressed to go to school?

4 MR. FITZHUGH: Yes.

5 AGENT DENSON: So the sweater and the knit pants was
what she would have worn to school?

6 MR. FITZHUGH: Yeah, that's what she wore when she
went out at 10:20, 10 o'clock.

7 AGENT DENSON: Okay. So you presume that what
8 happened is loading stuff back and forth from the car, gets
to the basement, for whatever reason, and trips on the
9 stairs with her shoes and ultimately lands at the bell?

10 MR. FITZHUGH: Yeah. I think she hit her head - was down
beside the bell.

11 AGENT DENSON: Did you see anything on the bell that
12 would indicate that she hit that?

13 MR. FITZHUGH: No.

14 AGENT DENSON: You're presuming that?

15 MR. FITZHUGH: I wasn't paying much attention.

16 AGENT DENSON: Okay. Let me ask you a couple
questions back here. You said you did the printer repair
between 9:00 and 11:00?

17 MR. FITZHUGH: Um-hum.

18 AGENT DENSON: And where were you located when you
were doing that?

19 MR. FITZHUGH: 1521 Escobita Avenue.

20 AGENT DENSON: Next door neighbor?

21 MR. FITSHUGH: Yes.

22 AGENT DENSON: Were they home?

23 MR. FITZHUGH: Yeah. They're home for the last hour
they weren't home for the first hour. His name is Tom Moore.

24 AGENT DENSON: Tom Moore, M-o-o-r-e?

25 MR. FITZHUGH: Um, I'm not sure (inaudible).

26 AGENT DENSON: That's all right. And you said your
wife Kristine left and went to work at 10 o'clock to one of

1 the schools and you later thought that was Duveneck, or no?

2 MR. FITZHUGH: No, I think Duveneck's was the place
3 she didn't work.

4 AGENT DENSON: What school did she go to at 10:00?
5 You don't know?

6 MR. FITZHUGH: I don't know.

7 AGENT DENSON: Do you normally take the dogs with
8 you; is that standard?

9 MR. FITZHUGH: Used to be we had one dog and the dog
10 always went with us little dog was my wife's Christmas
11 present, and for about three months I didn't take the dogs
12 anywhere. Now, I take them with me probably half the time,
13 they stayed home, too, while we had the burglary problem
14 (inaudible) that seems to have reduced so I take the dogs more.

15 AGENT DENSON: You said you worked on the printer
16 problem from 9:00 to 11:00 then put the dogs in the car and
17 went to 2101 Sneath Lane. Did you meet anyone there? No?
18 By yourself? And you were there till 11:00. Take you about
19 half an hour to get there?

20 MR. FITZHUGH: Probably take 45 minutes.

21 AGENT DENSON: And so what time did you leave the
22 Sneath Lane property?

23 MR. FITZHUGH: Well, exactly 45 minutes before 1:30
24 (inaudible).

25 AGENT DENSON: About 12:45.

26 MR. FITZHUGH: (Inaudible).

AGENT DENSON: And you were just basically surveying
the site?

MR. FITZHUGH: Figuring out where a church would go.
I got a call -- I got a call yesterday from somebody wanting
to put a church on the site. I knew the site pretty well
but I never thought of it in terms of having a church there.
I wanted to get back to him because if he does, it's another
job for me to process his plans. So I've done a lot of work
on this.

AGENT DENSON: Who owns the property at Sneath Lane?

1 MR. FITZHUGH: The school district.

2 AGENT DENSON: The school district owns that site.

3 MR. FITZHUGH: The school district owns that site
4 and it's leased to a company called Family Golf Centers,
5 Inc., and I worked this out at Family Golf Centers, Inc., in
6 and planners to approve the site. (Inaudible). That's how
7 the City recommended this guy.

8 AGENT DENSON: Okay. So you leave there at 12:45
9 because you have a 1:30 appointment with Carol and Gaelyn.
10 You're called as you get close to town about 1:15, you said?

11 MR. FITZHUGH: I got a call.

12 AGENT DENSON: Any reason you didn't go straight to
13 your house before you went to Carol and Gaelyn's?

14 MR. FITZHUGH: Yes, I considered it but I thought
15 I'd pick them up first so I could be on them for them not very far
16 away. Pick them up and swing by my house.

17 AGENT DENSON: Okay. What time would you say you
18 got to your house?

19 MR. FITZHUGH: They took a couple of minutes
20 wrestling something into their car. So we probably we
21 probably left there at 1:35 and I was at my house at 1:40 or
22 something about twenty minutes to two.

23 AGENT DENSON: Okay. 20 minutes?

24 MR. FITZHUGH: 20 minutes to 2.

25 AGENT DENSON: All right. Did they follow you in
26 their car or did they ride in your car?

MR. FITZHUGH: They rode in my car.

AGENT DENSON: So you all three arrive, you go into
the house, check the house and ultimately you find her in
the basement?

(Phone ringing)

MR. FITZHUGH: That might be my son. Hello. Yes, John.
That's all right. Oh, I'm sorry to hear that. Okay. Before we come
to the airport we'll call and check so we know what time -- no, just
wait for us. Okay. Good. Yeah. Thanks for letting me know. Bye.
Good luck to you.

1 AGENT DENSON: Okay. Ultimately you find your wife
2 at the bottom of the stairs, you began the CPR on her. I
3 presume she was bleeding?

4 MR. FITZHUGH: I don't know if she was still
5 bleeding, but there was a lot of blood.

6 AGENT DENSON: And you gave her CPR. I note that
7 you don't have blood on you.

8 MR. FITZHUGH: Well, take a look.

9 AGENT DENSON: I see it on your hands.

10 MR. FITZHUGH: Take a look.

11 AGENT DENSON: Did you change in any way? Have you
12 changed clothing? No? That is exactly what you were
13 wearing?

14 MR. FITZHUGH: Yeah.

15 AGENT DENSON: Okay. I expected more. So this is
16 Exactly what you were wearing when you got there, and
17 haven't changed at all. Okay.

18 Ultimately the paramedics get there and
19 knowing their routine, they took over?

20 MR. FITZHUGH: Yes, first thing they did was move the bellout
21 of the way.

22 AGENT DENSON: When the paramedics take over, where
23 did you go?

24 MR. FITZHUGH: I watched for -- I watched for just a
25 little bit. And then I went up the stairs and into the bathroom off
26 stairs. Washed off my face and hands. Then I went into the kitchen to
the telephone there on the wall. I realized I couldn't call my boys
yet, I ought to call them first and then a policeman came in and I
talked to him and then I went back down the stairs and saw that they
weren't doing any good. And I said to the guys, you know, (inaudible),
and then I went back up the stairs and I washed the again because I
still had blood all over me. And finally my hands were dripping. I
went back to the bathroom and dried my hands. They were wet. Went
into the dining room.

AGENT DENSON: Okay. Let's see if you told me
everything. I know it's hard to relive, especially since it

1 just happened a few hours ago. We like to talk to you right
away so we can get what's fresh in your mind.

2 Anything else you can think to tell me
3 offhand?

4 MR. FITZHUGH: From an investigative point of view,
it's such a shame because she -- the boys have gone off to
5 college, she just finally found something she really loved
to do, this music teaching this the first year she had it. It's
6 such a terrible shame because we were doing it together. I help
7 her prepare stuff, and really enjoying herself again. Her
8 older son graduates from college in a couple of weeks so she
wanted to get ready for that. Very sad time. Sorry to
9 burden you with that.

10 AGENT DENSON: It's okay. You said "her older son."
Is he not your son?

11 MR. FITZHUGH: No. He's our son.

12 AGENT DENSON: Your son, okay. How long have you
and Kristine been married?

13 MR. FITZHUGH: 33 years.

14 AGENT DENSON: Wow.

15 MR. FITZHUGH: Yeah.

16 AGENT DENSON: And your sons have been moved out for
how long?

17 MR. FITZHUGH: One of them four years and one for
two years. They're back in the summer.

18 AGENT DENSON: How would you categorize your
relationship? Did you guys have a close, good relationship?

19 MR. FITZHUGH: As close (inaudible).

20 AGENT DENSON: No recent problems, no --

21 MR. FITZHUGH: There were some difficult years when
22 the boys were in high school and their lives smoothed out.
When they went to college, and it's been very nice.

23 AGENT DENSON: Enjoying being back together?

24 MR. FITZHUGH: Yeah.

25 AGENT DENSON: Okay. I can't think of anything
else. We'll wait for your son to get here and let you go

1 with him. We'll give you privacy get out of the room and
2 I'm -- it is going to take the officers a little while. And
3 again, I don't recommend that you take the boys right to the
4 house while the officers are there doing that stuff. That's
5 ultimately up to you. I'm going to turn the tape off unless
6 you got anything else. It's 5:35 p.m.

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[END OF TAPE]