

WHITLOCK v. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 13

IN THE UNITED STATES DISTRICT
FOR THE CENTRAL DISTRICT OF ILLINOIS
STATE OF ILLINOIS

GORDON RANDY STEIDL,
Plaintiff,

vs.

No. 05-CV-2127

CITY OF PARIS, Present and Former
Paris Police Officials Chief
Gene Ray and Detective James Parrish;
former Illinois State Trooper Jack
Eckerty; former Edgar County
State's Attorney Michael McFatridge;
EDGAR COUNTY; and Illinois State
Police Officials Steven M. Fermon,
Diane Carper, Charles E. Brueggemann
Andre Parker and Kenneth Kaupus,
Defendants.

HERBERT WHITLOCK,
Plaintiff,

vs.

No. 08-CV-2055

CITY OF PARIS, Present and Former
Paris Police Officials Chief Gene
Ray and Detective James Parrish;
former Illinois State Trooper Jack
Eckerty; former Edgar County
State's
Attorney Michael McFatridge;
EDGAR COUNTY; and Illinois State
Police Officials Steven M. Fermon,
Diane Carper, Charles E. Brueggemann
Andre Parker, Kenneth Kaupus and
Jeff Marlow; and Deborah Reinbolt,
Defendants.

DEPOSITION OF ANN PARRISH
January 23, 2009
10:00 a.m.

Barbara A. Glover, CSR # 084-001223
Area Wide Reporting and Video Conferencing
301 West White Street
Champaign, Illinois 61820
800.747.6789

1 A. No, it's just not something that you
2 share with people.

3 Q. Now, your husband learned sitting at
4 the dining room table with Debbie Reinbolt that
5 she was, at the very least, a witness and that
6 she had a knife that she claimed was the murder
7 weapon. Is that correct?

8 MS. EKL: Objection. Form and
9 foundation.

10 MR. SMITH: Same objection.

11 THE WITNESS: I said before that they
12 were sitting at the dining room table talking.

13 BY MS. SUSLER:

14 Q. All right. You learned later -- well,
15 let me ask you this: Could you hear anything
16 that they were saying?

17 A. No.

18 Q. You learned later that it was sitting
19 at your dining room table that she told him that
20 she had a murder weapon?

21 A. Correct, I did hear that later.

22 Q. And he sent you all alone in a car
23 with somebody who implicated themselves in a
24 murder. Right?

1 MS. EKL: Objection. Form.

2 Foundation.

3 THE WITNESS: I drove her to town to
4 her house, as I said before.

5 BY MS. SUSLER:

6 Q. And his instructions to you were that
7 you were -- that she was going to go into the
8 house and do what?

9 A. And get something and give to me.

10 Q. And he didn't tell you what it was?

11 A. I don't remember if he said a bag
12 or -- I mean -- she was just -- he did not say a
13 knife or anything. I don't remember if he just
14 said get something or she was going to get a bag.

15 I don't recall what he said
16 specifically.

17 Q. So what did you and Debbie talk about
18 between your house and hers?

19 A. Absolutely nothing that amounted to
20 anything.

21 Q. Well, what did you talk about?

22 A. I don't know.

23 Q. Did you talk about the bag that she
24 was going to go get?

1 A. No, absolutely not.

2 Q. When you got to her apartment, what
3 happened?

4 A. She got out. She went into the house.
5 She was gone maybe a minute or two. She came
6 back. She put the bag in the front seat, shut
7 the door and said good-bye.

8 Q. You didn't go into her home?

9 A. No, I did not.

10 Q. Can you describe the bag, please?

11 A. It was just a brown paper bag, as I
12 recall.

13 Q. How big?

14 A. (Indicating). Maybe about like this.
15 I don't know.

16 Q. That looks like about a foot to me?

17 A. Could be. Just a bag.

18 Q. Was the bag sealed? Was it open?

19 A. I don't think it was sealed, but, as I
20 remember, it was either folded over or, you know
21 how you would take a paper bag and just scrunch
22 it up at the top or something. I mean it was
23 closed. You couldn't see in it. No, it wasn't
24 taped or anything.

1 Q. Did Debbie say what was in it?

2 A. No, she did not.

3 Q. Did she get back in the car?

4 A. No, she did not.

5 Q. She just handed you the bag?

6 A. She set the bag on the seat, the
7 passenger seat. She opened the door, set the bag
8 on the passenger seat, said good-bye and shut the
9 door.

10 Q. What else did she say to you?

11 A. Nothing.

12 Q. What else did you say to her?

13 A. Nothing.

14 Q. And what did you do next?

15 A. Drove to the police department, walked
16 in, gave my husband the bag, turned around and
17 went home.

18 Q. So he was already at the police
19 department by the time you got there?

20 A. Yes, he was.

21 Q. What did you say to him when you gave
22 him the bag?

23 A. I don't think I said anything, unless
24 I said, "Here's the bag." I mean we didn't talk.

1 Q. Did he tell you what was in the bag at
2 the time?

3 A. No, he did not.

4 Q. What did the bag feel like when you
5 picked it up?

6 A. I don't know. Didn't even think about
7 it.

8 Q. Well, could you tell whether there was
9 anything in it?

10 A. I'm sure I thought there was probably
11 something in it, but I didn't pay any attention.
12 I just picked up the bag and took it inside.

13 Q. Did he tell you when he gave you the
14 instructions to go and take her home and get the
15 bag, did he tell you not to look in the bag?

16 A. No.

17 Q. When she put the bag on the seat of
18 the car and left, did you look in the bag?

19 A. No, I did not.

20 Q. Did you ever look in the bag?

21 A. No, I did not.

22 Q. Why not?

23 A. I didn't want to look in the bag. It
24 wasn't my business.

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CERTIFICATE

I, BARBARA A. GLOVER, Certified Shorthand Reporter, do hereby certify that ANN PARRISH, the deponent herein, was by me first duly sworn to tell the truth, the whole truth and nothing but the truth in the aforementioned cause of action.

That the foregoing deposition was taken on behalf of the Plaintiff on January 23, 2009.

That said deposition was taken down in stenograph notes and afterwards reduced to typewriting under my instruction and said transcription is a true record of the testimony given; and that it was agreed by and between the witness and attorneys that said signature on said deposition would be waived.

I do hereby certify that I am a disinterested person in this cause of action; that I am not a relative of any party or any attorney of record in this cause, or an attorney for any party herein, or otherwise interested in the event of this action, and am not in the employ of the attorneys for either party.

Dated this 28th day of January, 2009.

Barbara A. Glover, CSR, RPR
CRR, CCR

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Exhibit 14

ILLINOIS DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT

Division No: 86-L-3365	Reporting Date(s): 2/17, 18, 19, 20 23, 24, 25, 1987	Reporting Agency(s): Snyder, #2732, Bensyl, #1562 Nuxoll, #1529, Eckerty, #1208	Lead No:
Subject: HOMICIDE/DYKE & KAREN RHOADES	Case Agent: J.R. Eckerty, #1208	Office: Zone 10	Typed By: mw 2-26-87 Date:

On 2-17-87, Detective James Parrish and the R/A interviewed DEBORAH I. RIENBOLT, 802 S. Central, Paris, IL, DOB 3-3-56. In summary, the following statement was given by DEBORAH RIENBOLT. RIENBOLT stated that approximately one (1) week prior to the weekend of July 5 and 6 she (RIENBOLT) was at the Horseshoe Tavern in Paris, IL, at which time she was sitting at the bar talking to HERB WHITLOCK. During this conversation, the talk was about HERB WHITLOCK and what girls he had the hots for. HERB WHITLOCK stated that his dream girl was KAREN RHOADES of Paris, IL. RIENBOLT stated at that time she knew that HERB did know KAREN & DYKE RHOADES of Paris because on occasion RIENBOLT had seen WHITLOCK talk to both DYKE and KAREN at the American Legion in Paris, IL, and also the Benchmark Dance Hall in Paris, IL.

RIENBOLT stated that on 7-5-86 she was to work at the Paris Health Care Center from 4:00 P.M. to 12 midnight. RIENBOLT stated that during the early afternoon hours she (RIENBOLT) decided that she was not going to work and made a telephone call to a fellow worker (BEV JOHNSON) and asked JOHNSON to clock her (RIENBOLT) in at the Paris Health Care Center and clock her out at 12 midnight. RIENBOLT stated that she called JOHNSON from a pay telephone at the laundromat next to Curl's grocery store in Paris, IL. RIENBOLT stated that after making the phone call to JOHNSON she knew that a friend of hers by the name of TAMMY (LNU) who RIENBOLT had previously worked with at the Paris Health Center was out of town that weekend. RIENBOLT stated that she knew that TAMMY parked her car in a parking lot at the Samuel Vance Apartments in Paris, IL, and always left the keys under the floor mat. RIENBOLT stated that she went to the parking lot at this time and the keys were in the car and RIENBOLT took the car. RIENBOLT stated that she drove the car to BARBARA FURRY's residence in Paris, IL. RIENBOLT stated she believed the time was around 4:00 or 5:00 P.M. RIENBOLT stated that she stayed at the FURRY residence until approximately 8:00 or 8:30 P.M. at which time she and BARB FURRY smoked approximately two (2) marijuana cigarettes apiece. RIENBOLT stated that approximately 8:00-8:30 she and BARB FURRY left the FURRY residence and drove around in the car that she had taken which belonged to TAMMY. (The description RIENBOLT gives of the car taken from TAMMY was a brown, small type station wagon automobile with automatic gear shift.) RIENBOLT stated that while driving around she and FURRY smoked another marijuana cigarette.

RIENBOLT stated they then drove to the Tap Room Lounge in Paris, at approximately 9:00 P.M. RIENBOLT stated they entered the tavern, at which time she observed HERB WHITLOCK standing at the end of the bar talking to a white male subject. RIENBOLT stated at this time WHITLOCK left the male subject and walked towards her. RIENBOLT stated that WHITLOCK met her at the end of the bar and that she and WHITLOCK had a conversation. RIENBOLT stated that FURRY went someplace else in the lounge at this time. RIENBOLT stated that WHITLOCK came over to her and RIENBOLT asked WHITLOCK if he had seen RICHARD REDDICK. WHITLOCK stated that he had not. RIENBOLT told WHITLOCK, "If you see him, tell him I am looking for him." RIENBOLT stated that WHITLOCK stated, "We're going to go out

Re: Examination:

Edgar County State's Attorney, Court House, Paris, IL 61944
Chief Gene Ray, Paris Police Department, 221 W. Washington, Paris, IL 61944

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S/A J. R. Eckerty, #1208

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and have a good time night" and asked if she wanted to go. RIENBOLT stated at this time someone walked by and gave WHITLOCK a letter which was sealed. WHITLOCK asked a male subject who was sitting next to him if he had a knife so he could open the letter. The male subject replied he did not and by that time WHITLOCK had taken a knife from his rear pocket, opened the knife, and opened the letter. RIENBOLT described the knife as a black knife with a long blade. The blade and handle measured approximately thirteen (13) inches. RIENBOLT stated WHITLOCK read the letter. After reading it, WHITLOCK quite quickly borrowed RIENBOLT's cigarette lighter and burned the letter up and put the ashes in the ash tray. RIENBOLT stated WHITLOCK again said, "We're going out to have a good time." RIENBOLT said, "What are you talking about, a good time; are you going to beat the shit out of someone?" (RIENBOLT explained to Det. Parrish and R/A at this time that in the past "good times" to WHITLOCK was to beat someone up.)

WHITLOCK explained to RIENBOLT, no, it was not that. He stated, "I've got to take care of a few people. Some people know too much. It's got to do with drugs." RIENBOLT stated at that time she got a very weird feeling. RIENBOLT stated that WHITLOCK started to act very weird and act like he was on a trip from narcotics. WHITLOCK then stated that he was going to get his dream girl that night. RIENBOLT stated that WHITLOCK then stated, "If anyone asks you, you do not know anything. You do not know who I'm talking about." RIENBOLT stated that WHITLOCK repeated this several times. RIENBOLT stated that while talking to WHITLOCK she observed two (2) male subjects by the name of DARRELL HERRINGTON and RANDY STEIDL in the other part of the bar. RIENBOLT stated that both HERRINGTON and STEIDL might have been talking to a tall male subject who RIENBOLT described as a very good looking subject. RIENBOLT stated that at the end of WHITLOCK's and RIENBOLT's conversation she noticed the good looking subject talking to HERRINGTON and STEIDL exit the lounge through the front door. RIENBOLT stated that shortly after she observed DARRELL HERRINGTON exiting the lounge through the front door. RIENBOLT stated then RANDY STEIDL exited the front door at which time WHITLOCK said to STEIDL, "I'll see you later. I'll be there in a little while." RIENBOLT stated that shortly after this HERB WHITLOCK exited the lounge through the front door.

RIENBOLT stated approximately fifteen, twenty (15, 20) minutes or so after WHITLOCK left she and BARB FURRY also left the Tap Room. RIENBOLT stated that after leaving the Tap Room they drove around, at which time RIENBOLT stated that she took some codeine pills. RIENBOLT stated that after driving around for awhile they went to the Paris American Legion and walked into the front bar. RIENBOLT stated that after entering the bar she noticed RANDY STEIDL, HERB WHITLOCK, and the same tall, good looking man who at the Tap Room in the lounge. RIENBOLT stated that at this time she did not talk to either WHITLOCK or STEIDL. RIENBOLT stated that shortly after she arrived at the bar WHITLOCK, STEIDL, and the tall, good looking man disappeared from the bar area. RIENBOLT stated at this time she felt that something weird might happen. She asked her friend BARB FURRY to find out from someone in the American Legion where DYKE & KAREN RHOADES lived. RIENBOLT stated that after awhile FURRY obtained the information about the residence.

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RIENBOLT stated that some time around closing time she and FURRY left the American Legion and went to the car in the parking lot. RIENBOLT stated that as they were leaving in the car another car pulled up which was driven by CAROL WALLACE, a white female. RIENBOLT stated that her friend, BARB FURRY, then got out of the RIENBOLT car and got into CAROL WALLACE's girl and left with WALLACE. RIENBOLT stated that she then drove from the American Legion in the direction of the RHOADES residence. RIENBOLT stated that her directions were to go on Court Street to where the street Y's off and it was the house in the center of the street. RIENBOLT stated she drove to the residence. As she drove by, she observed HERB WHITLOCK outside the residence on the west side of the house, which would be the front of the residence. She stated that WHITLOCK was walking towards the left part of the house at this time. RIENBOLT stated she knew it was HERB WHITLOCK by the subject's hairdo and by the way he walks. RIENBOLT stated that after going by the residence, she drove around for awhile and said she just started to think. RIENBOLT stated that after some time she took the car back from where she had taken it earlier that evening. RIENBOLT stated she then walked from that location to the Paris square on the way to her residence. RIENBOLT stated that after getting to the square she heard several sirens. RIENBOLT stated at this time she felt like something bad had happened. RIENBOLT stated that she then walked to her house and sat in her car at her house for awhile. RIENBOLT said that she then went into her house.

RIENBOLT stated that a couple days later she was talking to HERB WHITLOCK and RANDY STEIDL in front of the Horseshoe Tavern in Paris, IL. RIENBOLT stated at this time she told HERB WHITLOCK that she needed a gun or something because a girl was giving her some shit. RIENBOLT stated that she could not get a gun by herself because she had a felony arrest and that WHITLOCK could help her. RIENBOLT stated at this time WHITLOCK gave her a knife. RIENBOLT stated she observed the knife was the same knife that WHITLOCK had used to open the letter at the Tap Room Tavern on July 5. WHITLOCK told her, after giving her the knife, "Don't let anybody get their hands on that knife and don't get caught with it. When you get done with it, give it back to me if you have to get rid of it." WHITLOCK said that the knife had been around and "I can't afford for it to get loose." RIENBOLT said she told WHITLOCK, "I don't want to know anything about the knife." RIENBOLT said she then put the knife in her purse and went home. RIENBOLT stated after getting home she got to thinking about the knife and the murders of DYKE & KAREN RHOADES. RIENBOLT stated that she took the knife out of her purse and looked at the knife. RIENBOLT stated that she observed what appeared to be blood on the outside handle and blade portions of the knife. RIENBOLT stated that she took the knife and put it in hot water for awhile. RIENBOLT stated that she then took the knife out of the hot water and dried it off. RIENBOLT stated that she then took a toothpick and brush and cleaned the red substance from the knife. RIENBOLT stated that she then took a whetstone and sharpened the knife blade to give it a different appearance. RIENBOLT stated that the reason she did not get rid of the knife was because she needed it at that time. RIENBOLT stated that after awhile she did not need the knife but still kept it, thinking that maybe some day she might talk to someone about it.

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S/A J. R. Eckerty, #1208

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RIENBOLT stated that later she was attending an Alcoholics Anonymous meeting in Paris, IL, at which time HERB WHITLOCK and a STEVE ACKLIN were attending. RIENBOLT stated that on one occasion she walked up to HERB WHITLOCK. She, WHITLOCK and ACKLIN had a conversation about what their friends were saying about them and deserting them because they were attending A.A. meetings. RIENBOLT stated that after talking about this ACKLIN left and HERB started talking to RIENBOLT. RIENBOLT asked WHITLOCK who the tall, good looking man was who with them at the Tap Room and the American Legion the night of DYKE & KAREN's murders. WHITLOCK ignored RIENBOLT's question. RIENBOLT stated that for some reason WHITLOCK started talking about DARRELL HERRINGTON "down at the house". WHITLOCK said, "HERRINGTON was there and he wasn't there." RIENBOLT said, "What do you mean he was there and he wasn't there?" and WHITLOCK stated, "At one time we looked out the window and he was not there. Later we looked out and he was there."

RIENBOLT stated that on several other occasions she had had conversations with WHITLOCK. She stated that on these occasions that WHITLOCK would tell her that after KAREN RHOADES was dead how he was kissing and loving her all over.

On 2-19-87, an order authorizing use of an eavesdropping device was obtained from the Fifth Judicial Circuit Court in Edgar County and signed by Judge Richard Scott.

On 2-19-87, at approximately 6:00 P.M., the following agents, R/A, Bensyl, Nuxoll, and Snyder, Det. Jim Parrish, and Det. Gary Wheat, Chief of Police Gene Ray, and Agent Dwayne Hill of Springfield, IL, met at a pre-arranged location with DEBBIE RIENBOLT. At this meeting and location, an eavesdropping device was placed on the body of DEBBIE RIENBOLT under the direction of Agent Dwayne Hill. After the eavesdropping device was in place, RIENBOLT drove to the First Christian Church in Paris, IL, at 201 S. Main, at which time conversations were overheard. (See attached copies of eavesdropping order and Dwayne Hill's report.)

On 2-20-87, at approximately 10:45 A.M., Det. Parrish and R/A interviewed BARBARA L. FURRY, 524 McCord Dr., Paris, IL, DOB 8-14-51, age 35. In the interview, FURRY stated that she knows DEBBIE RIENBOLT but has not seen RIENBOLT for approximately four (4) months. FURRY stated that she doesn't think that she has ever gone to the bars with DEBBIE RIENBOLT but has on several occasions been with a CAROL WALLACE. FURRY stated that it is possible that she had seen DEBBIE RIENBOLT at the Tap Room and American Legion on 7-5-86. FURRY said that on occasions she has seen HERB WHITLOCK and RANDY STEIDL at the American Legion in Paris, IL. FURRY stated that she did not remember DEBBIE RIENBOLT asking her at the American Legion to ask someone where DYKE & KAREN RHOADES lives. FURRY stated that on different occasions DEBBIE RIENBOLT has come to the FURRY residence in Paris, IL.

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Exhibit 15

A F F I D A V I T

STATE OF ILLINOIS
COUNTY OF EDGAR

I, Debra I. Rienbolt, being first duly sworn do depose and say that:

During the evening of July 5, 1987, Debra I. Rienbolt was drinking alcoholic beverage at a tavern in Paris, Illinois. Herbert R. Whitlock joined D.R. at the bar there along with other patrons. During a previous conversation, Whitlock stated that his dream girl was Karen Rhoads. That evening Whitlock stated that he planned to get his dream girl that night. Whitlock was handed an envelope which Whitlock opened with a locked blade knife approximately 13 inches^{total} in length. The envelope contained a note which Whitlock read and destroyed. Whitlock stated that Whitlock had to take care of a few people that night because they knew too much about drugs. (Darrell Herrington) D.H. and Gordon "Randy" Steidl were at the same tavern. D.H. left immediately followed by Randy Steidl. Whitlock told Steidl that they would get together in a little while. Later that same night D.R. saw Whitlock and Steidl with another male at the American Legion, Paris, Illinois. D.R. was concerned about Whitlock's statement and asked where Karen Rhoads lived. D.R. drove their residence at 433 E. Court St., Paris, Illinois and saw Whitlock outside their house. D.R. drove around before returning home and heard sirens during the early morning hours of July 6, 1986.

A couple of days later, D.R. was concerned for her personal safety from an individual and asked Whitlock for a handgun to protect herself. Whitlock gave D.R. the same knife Whitlock had on July 5, 1986. Whitlock told D.R. not to lose the knife and return it when D.R. no longer needed it. D. R. discovered a dried red substance, which D.R. believed to be blood, on the knife.

On February 10, 1987 Detective James Parrish, Paris Police Department obtained the same knife from D.R. and D.R. gave Detective Parrish a similar statement.

On several occasions, Whitlock has told D.R. that Whitlock loved and kissed the dead body of Karen Rhoads. Whitlock also told D.R. that D.H. was outside the house at the time of the murders.

Debra I. Rienbolt
Debra I. Rienbolt

I have read the above and foregoing and it is true and correct to the best of my knowledge and belief.

Debra I. Rienbolt
Debra I. Rienbolt

Subscribed and sworn to this 19th day of February, 1987.

[Signature]
Criminal Judge

1987
2-21st

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Exhibit 16

IN THE CIRCUIT COURT

FOR THE FIFTH JUDICIAL CIRCUIT

EDGAR COUNTY

PARI

THE PEOPLE OF THE STATE OF ILLINOIS,)
Plaintiffs,)
vs)
EAVESDROPPING DEVICE)

8:

PETITION

FOR ORDER AUTHORIZING USE OF EAVESDRO

Reinhold
2/19/87
C. 214-217

I, Special Agent Jack R. Eckerty, Illinois State Police, Division of Criminal Investigation, do hereby respectfully apply to this Court for an order authorizing the use of an eavesdropping device pursuant to 1985 Ill. Rev. Stat. Ch. 38, Sec. 108 A-1 et seq. and as authority therefore would state:

1. Special Agent Jack R. Eckerty is currently an agent for the Illinois State Police Division of Criminal Investigation.
2. Michael M. McFatrige, State's Attorney of Edgar County has authorized this application.
3. Special Agent Jack R. Eckerty believes that an order should be issued based upon following facts:

A. Murder, a felony, has been committed in that Gordon R. Steidl and Herbert R. Whitlock, without lawful justification and with the intent to kill Dyke and Karen Rhoads, stabbed Dyke and Karen Rhoads with a knife, thereby causing the death of Dyke and Karen Rhoads on or about July 6, 1986 within the County of Edgar, State of Illinois in violation of 9-1(a)(1) of the Illinois Criminal Code, as amended.

B. In the early morning hours of July 6, 1986 the bodies of Dyke and Karen Rhoads were discovered by the Paris Fire Department during the course of fighting a fire at their residence located at 433 East Court St. Paris, Illinois, The Office of the State Fire Marshal has subsequently concluded the fire to be of incendiary nature aided by flammable liquids found in the back porch area and bedroom where the bodies were found. Dr. John E. Murphy, a pathologist at the Medical Memorial Center, Springfield, Illinois, has subsequently concluded that the cause of death for both Dyke and Karen Rhoads to be internal and external hemorrhage due to multiple stab wounds about the body.

On September 21, 1986, Darrell L. Herrington, D.O.B. 11-24-40, hereinafter referred to as D.H., of Paris, Illinois informed Special Agent Jack Eckerty as well as other law enforcement officials that D.H. had been drinking at various local taverns with

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Gordon R. Steidl and Herbert R. Whitlock on July 5, 1986. D.H. personally knows Steidl and Whitlock as Randy and Herbie. During the evening D.H. overheard Steidl and Whitlock talking about getting even with someone about money owed presumably for illegal drugs. Near midnight while taking D.H. home, Steidl, and Whitlock stopped at the Dyke and Karen Rhoads' residence located at the tip of the Y intersection at Clinton Ave. and Court St., Paris, Illinois. A male permitted Steidl and Whitlock to enter. D.H. remained in the car parked in the circle drive near the front of the house. D.H. heard an argument and something break. D.H. heard someone lock the front door. D.H. entered the house through the back porch. D.H. heard a female voice plead for her life from the upstairs. D.H. headed for upstairs and was met on the steps by Steidl who was covered with blood and had a knife in his hand. Steidl forcibly led D.H. back to the car and threatened D.H. with the knife to remain there. Whitlock exited the house and indicated that the job was done and Whitlock also covered with blood needed the car. Steidl took D.H. to the upstairs bedroom where a male body covered with blood laying on his stomach was on the floor near the door to the hallway. D.H. saw an unclothed female body covered with blood from the waist up laying on her back. D.H. threw a pillow on the female's upper body. D.H. could not find a pulse on the female and was advised by Steidl to leave the "bitch" alone. Steidl threatened D.H. that if D.H. ever went to the police that D.H. and D.H.'s family would end up the same way. Whitlock returned carrying two clear containers with a liquid inside. Whitlock also threatened D.H. D.H. was allowed to leave and walked home.

The physical evidence discovered at the scene is consistent and matches with the above statement in that a broken lamp was discovered next to the bedroom; the bodies were repeatedly stabbed; the bedroom only was covered with blood; the female body was discovered naked on her back with blood on her chest and a pillow on her face; the male body was discovered on his stomach covered with blood next to the upstairs bedroom door leading to the hallway; both Dyke and Karen Rhoads were good athletes in that two individuals were likely necessary to commit the murders.

It is common knowledge that Whitlock and Steidl have violent natures as evidenced by several arrests and convictions known to the Court.

On February 17, 1987 Debra I. Rienbolt, D.O.B. 03-03-56, of Paris Illinois informed Special Agent Jack R. Eckerty and Detective James Parrish of the Paris Police Department the following:

During the evening of July 5, 1986, Debra I. Rienbolt, hereinafter referred to as D.R., was drinking alcoholic beverages at a tavern in Paris, Illinois. Herbert R. Whitlock joined D.R. at the bar there along with other patrons. During a previous conversation, Whitlock stated that his dream girl was Karen Rhoads. That evening Whitlock stated that he planned to get his dream girl that night. Whitlock was handed an envelope which Whitlock opened with a locked blade knife approximately 13 inches into length. The envelope contained a note which Whitlock read and destroyed. Whitlock stated that Whitlock had to take care of a few people that night because they knew too much about drugs. D.H. and Gordon "Randy" Steidl were at the same tavern. D.H. left immediately followed by Randy Steidl. Whitlock told Steidl that they would get together in a little while. Later that same night D.R. saw Whitlock and Steidl with another male at the American Legion, Paris, Illinois. D.R. was concerned about Whitlock's statement and asked where Karen Rhoads lived. D.R. drove to their residence at 435 E. Court St., Paris, Illinois and saw Whitlock outside their house. D.R. drove around

before returning home and heard sirens during the early morning hours of July 5, 1986.

A couple of days later, D.R. was concerned for her personal safety from an individual and asked Whitlock for a handgun to protect herself. Whitlock gave D.R. the same knife Whitlock had on July 5, 1986. Whitlock told D.R. not to lose the knife and return it when D.R. no longer needed it. D.R. discovered a dried red substance, which D.R. believed to be blood, on the knife.

On February 16, 1987 Detective James Parrish, Paris Police Department obtained the same knife from D.R. and D.R. gave Detective Parrish a similar statement.

On several occasions, Whitlock has told D.R. that Whitlock loved and kissed the dead body of Karen Rhoads. Whitlock also told D.R. that D.H. was outside the house at the time of the murders.

The crime scene technician Gary Knight obtained bloody bedding, clothing and other objects from the Rhoads' bedroom as well as recovering numerous hairs. Said items were taken to the State Crime Laboratory in Springfield, Illinois for analysis and comparison.

The knife received from D.R. appears to be capable of causing the stab wounds observed on the bodies of Dyke and Karen Rhoads by the Special Agent, Jack R. Eckerty

4. Debra I. Rienbolt, D.O.B. 03-03-56 has freely and voluntarily consented to the use of an eavesdropping device.

5. The conversations of Herbert R. Whitlock, D.O.B. 01-17-46, and unknown third parties with D.R. are to be overheard by an eavesdropping device.

6. Communication sought to be monitored are the conversations of Herbert R. Whitlock and unknown third parties with D.R. which may elicit information concerning their involvement in murder, as described above.

7. A previous application for an order authorizing the use of an eavesdropping device involving the same person in the present application was made in Edgar County Cause No. 86 MR 19 on September 24, 1986 and approved by Judge Ralph S. Pearman.

8. Due to the difficulty which may be encountered to elicit the necessary information the nature of this investigation is such that an authorization granted pursuant to this Petition should not terminate automatically when the described type of communication is overheard since additional incriminating conversations, including possible telephonic conversations of the same type, are likely to occur over a period of time. Therefore, the time period required for the use of the eavesdropping device is from 5:00 p.m. on February 19, 1987 to 5:00 p.m. on March 1, 1987.

I, Special Agent Jack R. Eckerty, of the Illinois State Police, Division of Criminal Investigation being duly sworn according to law, does on oath say that the matters and things set forth in this Petition are true and correct to the best of my knowledge and belief.

Jack R. Eckerty
Jack R. Eckerty, Special Agent
Illinois State Police Division of Criminal Investigation

Subscribed and sworn to this 17th day of February, 1987, before me,

Edgar County Circuit Clerk
File
04514

J U D G E

212

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 17

IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
EDGAR COUNTY PARIS, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS,)
)
 Plaintiffs,)
)
 vs.)
)
 EAVESDROPPING DEVICE)

87 MR _____

ORDER

A Petition for an Order authorizing the use of an eavesdropping device having been made in writing upon oath or affirmation pursuant to 1985 Ill. Rev. Stat. Ch. 38 Sec. 108 A-1 et. seq. by Special Agent Jack R. Eckerty, Illinois State Police, Division of Criminal Investigations on the 19th day of February, 1987, the Court being fully advised in the premises, evidence being heard and good cause being shown hereby finds that:

1. Special Agent Jack R. Eckerty has authority to make such application as authorized by Michael M. McFatriidge, State's Attorney for Edgar County.
2. Debra I. Rienbolt, one party to the conversation has consented to the use of the eavesdropping device and will participate in the conversations.
3. There is reasonable cause to believe that Gordon R. Steidl and Herbert R. Whitlock and unknown third persons have committed a felony, murder, under Illinois Law.
4. There is reasonable cause to believe that particular conversations concerning this felony offense will be obtained through the use of an eavesdropping device.

WHEREFORE IT IS HEREBY ORDERED THAT:

A. For the purpose of overhearing and/or recording conversations which are likely to occur between 5:00 P.M. on February 19, 1987 and 5:00 P.M. on March 1, 1987 to which

Handwritten marks and initials

Debra I. Rienbolt, a person who has consented and must be included in said conversations, Herbert R. Whitlock and unknown third persons will be parties, an eavesdropping device is authorized to be used by Special Agent Jack R. Eckerty and members of the Illinois State Police, Division of Criminal Investigation and other appropriate law enforcement authorities.


B. This authorization shall not automatically terminate when the described conversations have been first obtained.

C. Any recordings made shall be brought before the issuing Judge immediately after the expiration of the period of the Order.

D. The State's Attorney shall sent notice within a reasonable period of time but no longer than ninety(90) days, from the date of this Order, unless postponed upon a showing of good cause, to

Herbert R. Whitlock

ENTERED THIS 19th DAY OF February, 1987.



J U D G E

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 18

IN THE CIRCUIT COURT FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS

EDGAR COUNTY, PARIS, ILLINOIS CRIMINAL DIVISION

People of the State of Illinois vs.

NO. 87 CF 21

Herbert R. Whitlock

Defendant

Information

Now comes, Michael M. McFatridge, States Attorney, in and for the said County, in the name of the People of the State of Illinois, and informs the Court that Herbert R. Whitlock

on the 6th day of July 19 86 within the County of Edgar, State of Illinois, committed the offense of Murder COUNT I

In that the said defendant, without lawful justification and with the intent to kill Karen Rhoads, stabbed Karen Rhoads with a knife, thereby causing the death of Karen Rhoads. In violation of Chapter 38 Section 9-1(a)(1).

MURDER COUNT II

In that the said defendant, without lawful justification and with the intent to kill Dyke Rhoads, stabbed Dyke Rhoads with a knife, thereby causing the death of Dyke Rhoads In violation of Chapter 38 Section 9-1(a)(1).

FILED

FEB 20 1987

Clayton A. Sproul

in violation of Section of the Criminal Code of 1961, as amended, and against the peace and dignity of the People of the State of Illinois.

Michael M. McFatridge State's Attorney

S/A Jack R. Eckerty

STATE OF ILLINOIS } County of Edgar

Division of Criminal Investigation of in said County and State, on being

duly sworn according to law, does on oath say that the matters and things set out in the within information are true.

Jack Eckerty

Subscribed and sworn to this 19th day of February

A. D., 19 87, before me Clayton A. Sprouls, Clerk of the Circuit Court

of Edgar County.

Clayton A. Sprouls

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 19

IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
Edgar County, Paris, Illinois

The People Of The State Of Illinois,

vs.

Herbert R. Whitlock

Defendant.

CRIMINAL

No. 87CF21

WARRANT OF ARREST

To All Peace Officers of the State of Illinois:

YOU ARE HEREBY COMMANDED to arrest Herbert R. Whitlock D.O.B. 01-17-46
R. R. #3, BOX 128
Paris, IL

and bring him before this Court without unnecessary delay if the arrest be made in Edgar County, Illinois, or before the nearest and most accessible Judge in another County if arrest is made there, to abide the further order of the Court as is by law provided. Said person stands charged in this Court with the offense of MURDER (2 counts), a violation of Chapter 38, Section 9-1(a)(1) Illinois Revised Statutes, charged to have been committed by said person on the 6th day of July, 19 86, in the County of Edgar and State of Illinois.

Bail is set in the amount of \$ HELP WITHOUT BOND

Issued this 19th day of February, 19 87, at Edgar County, Illinois.

[Signature]
(Clerk) (Judge)

PEACE OFFICER'S RETURN

(This return must be made by arresting officer to the Circuit Court of Edgar County, Illinois)

The undersigned duly executed the above WARRANT OF ARREST by arresting the defendant therein named on the 19 day of Feb 1987, at 9:30 o'clock P M. in Edgar County, Illinois; and, (If arrest made in Edgar County, Illinois, check appropriate paragraph)

Brought defendant before the Circuit Court of Edgar County, Illinois, on the _____ day of _____ 19 _____, at _____ o'clock _____ M.

Admitted defendant to bail. Bail Bond and security, if any, is herewith returned. (If arrest made in another county, check appropriate paragraph.)

Brought defendant before the Honorable _____, one of the Judges of the Circuit Court of _____ County, Illinois, and defendant was admitted to bail. Bail Bond and security, if any, is herewith returned.

Delivered defendant to Jack Hood, a peace officer of Edgar County, Illinois, on order of the Honorable [Signature], one of the Judges of the Circuit Court of Edgar County, Illinois.

There is due the undersigned:

Executing Within \$ 11.00
Mileage \$ 80
Attending Court \$ _____
TOTAL \$ 11.80

Joe Pausch
Arresting Peace Officer
Title: Deputy
Address: _____

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 20

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
EDGAR COUNTY, ILLINOIS

COMPLAINT FOR SEARCH WARRANT

S/A Jack R. Eckerty, Illinois Dept. of State Police Division of Criminal Investigations complainant now appears before the undersigned judge of the Circuit Court of said County and requests the issuance of a search warrant to search (the person of Herbert R. Whitlock and R. R. #3, Box 128, Paris, IL (premises)

and seize the following instruments, articles and things which have been used in the commission of, or which constitute evidence of, the offense of Murder
hair, blood and saliva

Complainant says that he has probable cause to believe, based upon the following facts, that the above listed things to be seized are now located upon the (person and) premises set forth above:

SEE ATTACHED SHEETS INCORPORATED BY REFERENCE THERETO

Signed and sworn to before me on

February 19th 87 1987

[Signature]
Judge

[Signature]
Complainant

Edgar County Circuit Clerk
File
04500

C-198
##

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
EDGAR COUNTY

THE PEOPLE OF THE STATE OF ILLINOIS
vs.

Herbert R. Whitlock
(Defendant)

87MR6

Edgar County Circuit Clerk
File
04498

SEARCH WARRANT

TO ALL PEACE OFFICERS OF THE STATE OF ILLINOIS or _____

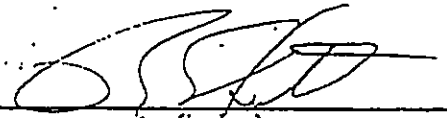
ON THIS DAY, S/A Jack R. Eckerty, Illinois Dept. of _____, COMPLAINANT, HAS SUBSCRIBED
State Police Division of Criminal Investigations
and sworn to a complaint for search warrant before me. Upon examination of the complaint I find that
it states facts sufficient to show probable cause and I therefore command that (the person of _____

Herbert R. Whitlock, D.O. B. 01-17-46 _____ and)
R. R. #3, Box 128, Paris, Illinois
(premises)

be searched and the following instrument, articles and things which have been used in the commission
of, or which constitute evidence of, the offense of Murder _____ be seized

therefrom:
hair
blood
saliva

I further command that a return of anything so seized shall be made without unnecessary delay
before me or before Judge H. Dean Andrews _____ or before any court
of competent jurisdiction.


(Judge)

Date of issuance February 19, 19 87

Time of issuance 4:15 p.m.

RETURNED NOT EXECUTED

I did not execute this warrant within 96 hours from the time of issuance and it is hereby returned
to the court as void and not executed.

Date returned _____, 19 _____

(Officer)

C-196



Rhoads were discovered by the Paris Fire Department during the course of fighting a fire at their residence located at 435 East Court St. Paris, Illinois. The Office of the State Fire Marshal has subsequently concluded the fire to be of incendiary nature aided by flammable liquids found in the back porch area and bedroom where the bodies were found. Dr. John E. Murphy, a pathologist at the Medical Memorial Center Springfield, Illinois, has subsequently concluded that the cause of death for both Dyke and Karen Rhoads to be internal and external hemorrhage due to multiple stab wounds about the body.

On September 21, 1986, Darrell L. Herrington, D.O.B. 11-24-40, hereinafter referred to as D.H., of Paris, Illinois informed Special Agent Jack Eckerty as well as other law enforcement officials that D.H. had been drinking at various local taverns with Gordon R. Steidl and Herbert R. Whitlock on July 5, 1986. D.H. personally knows Steidl and Whitlock as Randy and Herbie. During the evening D.H. overheard Steidl and Whitlock talking about getting even with someone about money owed presumably for illegal drugs. Near midnight while taking D.H. home, Steidl, and Whitlock stopped at the Dyke and Karen Rhoads' residence located at the tip of the Y intersection at Clinton Ave. and Court St., Paris, Illinois. A male permitted Steidl and Whitlock to enter. D.H. remained in the car parked in the circle drive near the front of the house. D.H. heard an argument and something break. D.H. heard someone lock the front door. D.H. entered the house through the back porch. D.H. heard a female voice plead for her life from the upstairs. D.H. headed for upstairs and was met on the steps by Steidl who was covered with blood and had a knife in his hand. Steidl forcibly led D.H. back to the car and threatened D.H. with the knife to remain there. Whitlock exited the house and indicated that the job was done and Whitlock also covered with blood needed the car. Steidl took D.H. to the upstairs bedroom where a male body covered with blood laying on his stomach was on the floor near the door to the hallway. D.H. saw an unclothed female body covered with blood from the waist up laying on her back. D.H. threw a pillow on the female's upper body. D.H. could not find a pulse on the female and was advised by Steidl to leave the "bitch" alone. Steidl threatened D.H. that if D.H. ever went to the police that D.H. and D.H.'s family would end up the same way. Whitlock returned carrying two clear containers with a liquid inside. Whitlock also threatened D.H. D.H. was allowed to leave and walked home.

The physical evidence discovered at the scene is consistent and matches with the above statement in that a broken lamp was discovered next to the bedroom; the bodies were repeatedly stabbed; the bedroom only was covered with blood; the female body was discovered naked on her back with blood on her chest and a pillow on her face; the male body was discovered on his stomach covered with blood next to the upstairs bedroom door leading to the hallway; both Dyke and Karen Rhoads were good athletes in that two individuals were likely necessary to commit the murders.

It is common knowledge that Whitlock and Steidl have violent natures as evidenced by several arrests and convictions known to the Court.

On February 17, 1987 Debra I. Rienbolt, D.O.B. 03-03-56, of Paris Illinois informed Special Agent Jack R. Eckerty and Detective James Parrish of the Paris Police Department the following:

During the evening of July 5, 1986, Debra I. Rienbolt, hereinafter referred to as D.R., was drinking alcoholic beverages at a tavern in Paris, Illinois. Herbert R. Whitlock joined D.R. at the bar there along with other patrons. During a previous conversation, Whitlock stated that his dream girl was Karen Rhoads. That evening Whitlock stated that he planned to get his dream girl that night. Whitlock was handed an envelope which Whitlock opened with a locked blade knife approximately 13 inches in length. The envelope contained a note which Whitlock read and destroyed. Whitlock stated that Whitlock had to take care of a few people that night because they knew too much about drugs. D.H. and Gordon "Randy" Steidl were at the same tavern. D.H. left immediately followed by Randy Steidl. Whitlock told Steidl that they would get together in a little while. Later that same night D.R. saw Whitlock and Steidl with another male at the American Legion, Paris, Illinois. D.R. was concerned about Whitlock's statement and asked where Karen Rhoads lived. D.R. drove to their residence at 433 E. Court St., Paris, Illinois and saw Whitlock and Steidl.

Edgar County Circuit Clerk
File
04501

178

C-19

before returning home and heard sirens during the early morning hours of July 4, 1986

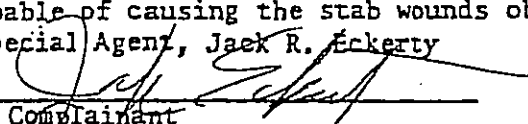
A couple of days later, D.R. was concerned for her personal safety from an individual and asked Whitlock for a handgun to protect herself. Whitlock gave D.R. the same knife Whitlock had on July 5, 1986. Whitlock told D.R. not to lose the knife and return it when D.R. no longer needed it. D.R. discovered a dried red substance, which D.R. believed to be blood, on the knife.

On February 16, 1987 Detective James Parrish, Paris Police Department obtained the same knife from D.R. and D.R. gave Detective Parrish a similar statement.

On several occasions, Whitlock has told D.R. that Whitlock loved and kissed the body of Karen Rhoads. Whitlock also told D.R. that D.H. was outside the house at the time of the murders.

The crime scene technician Gary Knight obtained bloody bedding, clothing and other objects from the Rhoads' bedroom as well as recovering numerous hairs. Said items were taken to the State Crime Laboratory in Springfield, Illinois for analysis and comparison.

The knife received from D.R. appears to be capable of causing the stab wounds observed on the bodies of Dyke and Karen Rhoads by the Special Agent, Jack R. Eckerty


Complainant

Signed and sworn to before me on this 19th day of February, 1987.


J U D G E

C-200
#119

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 21

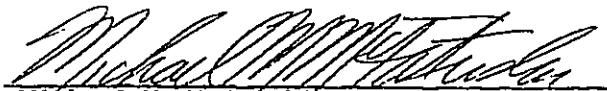
IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
EDGAR COUNTY PARIS, ILLINOIS

BILL OF INDICTMENT

MURDER COUNT I

THE GRAND JURORS, chosen, selected and sworn, in and for the County of Edgar and State of Illinois, in the name and by the authority of the People of the State of Illinois, upon their oaths charge: That Herbert R. Whitlock on or about July 6, 1986, within the County of Edgar, State of Illinois, committed the offense of murder, in that the said defendant without lawful justification and with the intent to kill, Dyke Rhoads, stabbed Dyke Rhoads with a knife, thereby causing the death of Dyke Rhoads. In violation of Chapter 38 Section 9-1(a)(1) of the Illinois Revised Statutes as amended, and against the peace and dignity of the People of the State of Illinois.

Presented by:


Michael M. McFatriage, State's Attorney
in and for the County of Edgar and the
State of Illinois

FILED

MAR . 0 1987

Clayton H. Spruells

IN THE CIRCUIT COURT
 FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
 EDGAR COUNTY PARIS, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS
 vs.
 Herbert R. Whitlock

)
)
)
)
)

NO. 87 CF 21

INDICTMENT FOR
 MURDER COUNT I

A TRUE BILL

John P. Bilo
 FOREPERSON OF THE GRAND JURY

WITNESSES :

James Parrish
Penny Cash
Elaine Armstrong
Charles McClaskey
Marcia Edwards

Nannette Klein
Chris Ferris
Nancy Land
Ruth Bright
Carol Arbuckle

Presented and filed in Open Court, this 10 day of MARCH, 1987.

Bond Fixed for each Defendant at \$ Held Without Bond
Judge
 JUDGE

FILED

MAR 10 1987

Clayton M. Sprinkle

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 22

~~65417~~

IN THE CIRCUIT COURT FOR THE FIFTH JUDICIAL CIRCUIT
EDGAR COUNTY
PARIS, ILLINOIS

1	THE PEOPLE OF THE STATE OF ILLINOIS,))	
2)	
3	Plaintiffs,)	Pretrial Motions.
4)	
5	VS.)	
6	GORDON RANDALL STEIDL, and)	No. 87 CF 20
7	HERBERT WHITLOCK,)	No. 87 CF 21
8	Defendants.)	VOL.

TRANSCRIPT OF PROCEEDINGS

BE IT REMEMBERED AND CERTIFIED, that on, to-wit:
the 24th day of April, A.D. 1987, the following proceedings
were had in the aforesaid cause before the Honorable
JAMES K. ROBINSON, Judge of said court (both defendants
-being present personally and/or by counsel throughout the
entire proceedings).

15	APPEARANCES:	MICHAEL McFATRIDGE, State's Attorney of Edgar County; and
16		MICHAEL ZOPF, Special Assistant State's Attorney
17		For the People;
18		RON TULIN and ROBERT BROWN
19		Attorneys at Law For the Defendant Whitlock;
20		S. JOHN MULLER
21		Attorney at Law For the Defendant Steidl.

FILED

OCT 29 1987

Clayton A. Sprouls

CIRCUIT CLERK 5th JUDICIAL CIRCUIT EDGAR COUNTY

Proceedings reported and transcribed
by: Nancy Sivertsen, CSR, Official
Court Reporter in and for the Fifth
Judicial Circuit of Illinois

FILED

NOV 13 1987

Edgar County Circuit Clerk
File
02668.

R146

1 publicity, and in the event I found at voir dire that I had
2 misjudged the impact of publicity or other information on the
3 county and found it necessary at that time to change venue, I
4 would have complicated the situation, rather than resolved the
5 issue.

6 For these reasons I believe it to be in the best
7 interests of justice as well as all parties that the
8 defendants' motion for change of venue or change of place of
9 trial be allowed. I have elaborated in this case because my
10 ruling is not based on pretrial publicity. My ruling is not
11 based upon allegations that rumor is rampant in the community.
12 My ruling is not based upon the fact that the defendants
13 cannot receive a fair trial in this county. My ruling is
14 rather based upon the fact that the defendants seek, in a
15 capital case, a change of place of trial, and there is
16 sufficient indication of strength in their -- and merit in
17 their motions that I feel the interests of justice would not
18 be served by proceeding to voir dire selection in this county.

19 The motion for change of place of trial will be
20 allowed, and we probably need to discuss at this time where
21 we're going. I would be happy to have any comments,
22 arguments, or advice of counsel in this regard. Do you want
23 to take a short recess?

24 (Whereupon a short recess was then had.)
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THE COURT: Yes, sir?

MR. TULIN: I have a suggestion. Vermilion County would be satisfactory with my client.

MR. MULLER: Also with Steidl.

THE COURT: This is the logical county, obviously, and I am of the opinion that there should be no difficulty whatsoever in selecting a jury in Vermilion County. All right, sir. We'll move to Vermilion County.

Are you ready for the next motion?

MR. TULIN: Your Honor, the next motion I suggested that we hear is a motion in limine.

THE COURT: Filed what date, sir?

MR. TULIN: Your Honor, I have sent copies to everybody, but I didn't file it.

THE COURT: Can I have a copy of that?

MR. TULIN: Here is the original, but I didn't want it to be pressed out when you got it. Your Honor, the easiest way to do it would be paragraph by paragraph, or -- there are definitions all the way through.

THE COURT: All right, sir.

MR. TULIN: Your Honor, Paragraph A is my People vs. Montgomery motion.

THE COURT: All right, sir, you can pass that, it's self-explanatory.

Edgar County Circuit Clerk
File
02711

R189

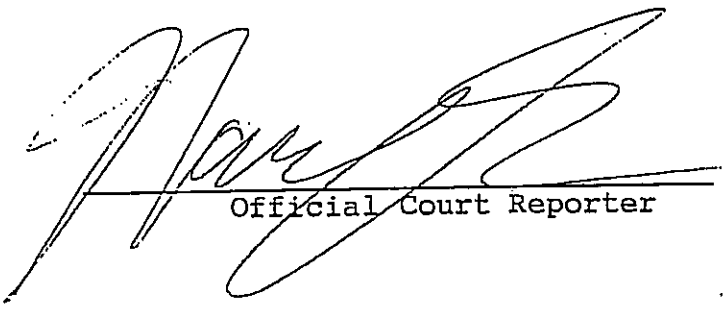
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STATE OF ILLINOIS)
) SS
COUNTY OF VERMILION)

OFFICIAL COURT REPORTER'S CERTIFICATE

I, Nancy Sivertsen, CSR, and an Official Court Reporter in and for the Fifth Judicial Circuit of Illinois, and the official court reporter who reported and transcribed the proceedings had in the aforesaid cause on the aforesaid date, do hereby certify that the foregoing Transcript of Proceedings is a true, complete, and correct transcript of all the proceedings had in the aforesaid cause on the aforesaid date as herein contained.

Dated this 29th day of October, 1987.



Official Court Reporter

Edgar County Circuit Clerk
File
02783

R261

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 23

FILED

IN THE CIRCUIT COURT

FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS APR 29 1987

EDGAR COUNTY

PARIS, ILLINOIS

Clayton H. Sprouls

Circuit Clerk 5th Judicial Circuit Edgar County

THE PEOPLE OF THE STATE OF ILLINOIS)
Plaintiff)

vs.)

DEBRA I. RIENBOLT)
Defendant)

NO. 87CF38

PLEA AGREEMENT

Come now the People of the State of Illinois by Michael M. McPatridge, State's Attorney for Edgar County and the Defendant, Debra I. Rienbolt, by her attorney, Jean Nickless Ochs to enter into a Plea Agreement and move this Court to enter judgement thereon as follows:

1. That the Defendant agrees to enter into a "blind" plea of guilty to the offense of Concealment of Homicidal Death, a class 3 felony, in violation of Section 9-3.1(a) of the Illinois Criminal Code, as amended, with all terms and conditions of sentencing including committment to the penitentiary open to the Court after hearing.
2. That a statement of facts is attached hereto and incorporated by reference thereof.
3. That the Defendant knowingly and understandingly waives her Constitutional Rights as explained by the Court and freely and voluntarily enters into this Plea Agreement.
4. That the Defendant agrees to truthfully testify in behalf of the People of the State of Illinois during the trials and hearings regarding People v. Herbert R. Whitlock, Edgar County Cause No. 87 CF 21, and People v. Gordon R. Steidl, Edgar County Cause No. 87 CF 20.

Page 2

Plea Agreement-Rienbolt

5. That the Defendant shall be granted a recognizance bond pending her sentencing hearing.

6. That the Plea Agreement shall not depend on the murder convictions of either Whitlock or Steidl.

7. That the People waive any additional criminal charges regarding the Defendant's involvement and/or concealment of the deaths of Dyke and Karen Rhoads in Paris, Illinois on or about July 6, 1986 UNLESS said Defendant gives testimony materially different from the attached statement of facts, which incorporates her interviews with law enforcement authorities, OR if the facts of this case prove greater culpability on the part of the Defendant IN WHICH CASE this Plea Agreement becomes voidable at the discretion of the People.

8. That the People have made no threats or other promises either expressed or implied other than as contained in the Plea Agreement.

WHEREFORE THE People join the Defendant to move this Court to accept said Plea Agreement and enter judgement on the plea thereon.

DATED this 29th day of APRIL, 1987.

I, Debra I. Rienbolt, do depose and state that I have read the above plea agreement and knowingly, understandingly and voluntarily enter into said plea agreement and further, that the matters and facts set forth in said plea agreement, including the statement of facts attached hereto, are true ^{and correct} to the best of my knowledge and belief.

Debra I. Rienbolt
Debra I. Rienbolt

Subscribed and sworn to before me this 29th day of April, 1987.

Audrey Fay Phillips
NOTARY PUBLIC

Approved as to form:

Jean Nickless Ochs
Jean Nickless Ochs, Attorney for Defendant

Michael M. McFatridge
Michael M. McFatridge, Edgar County State's Attorney

STATEMENT OF FACTS

At approximately 4:40 a.m. on July 6, 1986 the Paris Fire Department responded to a fire at a residence located at 433 Clinton Ave. Paris, Illinois on the corner of the Y intersection of Court Street and Clinton Avenue. Two bodies identified as Dyke and Karen Rhoads were discovered in an upstairs bedroom. The cause of the fire was determined to be incendiary. The causes of death were determined to be hemorrhage due to multiple stab wounds.

Debra I. Rienbolt, D.O.B. 03-03-56 of Paris, Illinois, the defendant in the instant cause, hereinafter referred to as DR, has known Herbert R. Whitlock, D.O.B. 01-17-46 of Paris, Illinois, hereinafter referred to as HW, for about four to five years and had been involved with HW in several illegal drug transactions. DR has known Gordon "Randy" Steidl, D.O.B. 06-29-51 of Paris, Illinois, hereinafter referred to as RS, for about two years. RS and HW are very good friends.

DR has overheard conversations between RS and HW regarding illegal drug transactions with Jeb Ashley and Dyke Rhoads, both of Paris, IL. HW has told DR that HW had Jeb Ashley between a rock and a hard place over a previous drug deal that Jeb Ashley could not get out of. DR has been to Dyke Rhoads' house on prior occasions with HW regarding illegal drugs.

Approximately a month prior to the July 4, 1986 weekend DR observed a red mark on the side of HW's face and made the comment to HW that DR heard a story about Karen Rhoads slapping him. HW stated that HW had gone to Dyke and Karen Rhoads' house one night to talk to Dyke Rhoads about drugs and that Karen had said that Dyke was not home, but HW did not believe Karen and thought that Dyke was in the house and that Karen was lying for him. HW got in an argument with Karen over this matter. HW told Karen HW loved her and wanted to get in her pants. HW told DR, at this time, Karen slapped HW in the face.

Page 2

Statement of Facts

Approximately a week prior to the July 4, 1986 weekend DR and HW were at a local tavern talking about different subjects including drugs. In discussing women, HW told DR that Karen Rhoads was his dream girl.

On or about Friday, July 4, 1986 HW talked with DR concerning borrowing the knife that DR carried in her purse. HW also talked about Dyke Rhoads knowing too much and that Dyke Rhoads was wanting out. HW told DR on a couple of occasions that you just don't get out of the drug business. HW wanted to meet DR at Jeanie's Place in Paris, IL the next morning. At that time, DR was supposed to give HW the knife.

Before noon on Saturday, July 5, 1986 DR met with HW at Jeanie's Place, a local tavern. Dyke Rhoads came in and had a heated conversation with HW. DR overheard HW tell Dyke that you just don't walk out of a drug deal. Dyke left. A short time later Dyke returned and paid HW an unknown amount of money saying, "that finishes it, I'm out". Dyke then left the bar. HW told DR that you just don't get out of stuff that easy and Dyke knew too much. HW said that it really didn't matter if Dyke had paid up or not since Dyke had to be gotten out of the way. HW also told DR that it was too bad that Karen Rhoads was in the wrong place at the wrong time because HW liked Karen and HW was going to get her also. HW again asked DR about her knife, but DR told HW that DR needed the knife back because it belonged to her husband, Victor Rienbolt, and Vic would wonder where the knife was. HW was wearing a windbreaker type jacket with no shirt and jeans. HW left the bar. DR left a short time later.

DR decided not to go to work that afternoon at the Paris Health Care Center, Paris, IL. DR called Della Wakefield and asked her if DR could borrow her car for the evening. Della agreed to bring the car to Paris and leave it at her husband's parents' house on Young Street. DR then called Beverly

EW000720

Page 3

Statement of Facts

Johnson, a coemployee, and Bev agreed to punch DR in and out for work. DR then waited for Della to bring the car to the Wakefield residence on Young Street.

DR drank and drove around for awhile and finally visited Barb Furry of Paris, IL. DR and Barb arrived at the Tap Room, a Paris tavern, at approximately 8:30 P.M. DR saw HW, RS, Darrell Herrington and an unidentified male subject at the front of the tavern. DR told HW that DR was looking for a Richard Reddick. HW replied that HW had not seen Richard Reddick that night, but would keep his eyes open. HW told DR that they were going out and have a good time that night and HW wanted DR to go along. HW was handed a letter which he opened, read and then burned. DR handed HW a red Bic lighter, which HW kept, to burn the letter in the ash tray. DR then asked HW if by going out and have a good time, HW meant someone was going to get beat up. In the past, that was the meaning of "good times." HW told DR that HW had to take care of some people and DR asked "you mean beat somebody up?" but HW replied that more was involved. HW indicated that some people knew too much about illegal drugs. DR stated that DR had a funny feeling because HW acted as if HW was on a drug trip. HW told DR that HW was going to get his dream girl and DR "knows who I'm talking about." HW informed DR several times if anybody asked DR, DR doesn't know anything. While in the tavern Darrell Herrington was standing around them and DR recalls Darrell Herrington making the comment that he was going to get sick. A short time later they all left. HW told DR that HW might see DR at the American Legion later. Darrell Herrington left followed by RS through the front door. HW told RS, "I'll catch up with you later." DR left shortly thereafter.

EW000721

Page 4

Statement of Facts

DR went riding around and ended up at the American Legion around closing time. DR stayed outside by her car. DR saw HW, RS and the unknown subject who she had seen earlier come out of the American Legion. RS and the unknown subject walked toward RS's car and HW came over to DR. HW asked DR about getting her knife again and insisted that DR go with HW that night. HW indicated that they were going down to discuss with Dyke Rhoads about getting out of this problem. DR told HW that DR had to have her husband's knife back.

DR got out of a car and went to the Rhoads residence on the corner of Court and Clinton, Paris, IL but saw no one around. DR observed RS' maroon vehicle parked near the house. Della's car was parked on Young Street about a block away. DR entered the residence by going through the back door and into a back porch area. The back porch area led into a kitchen area. DR walked through the kitchen area into a room or hallway which led to an upstairs stairway. DR went up the stairs which ended on a landing or turn in the stairway. DR remembers something about a large vase and a broken table lamp. Someone was holding a broken piece of the lamp. DR entered the bedroom and on her right was a bed. DR recalls a night stand by the window. In the bedroom with Dyke and Karen Rhoads was HW and RS. Dyke and Karen Rhoads were still alive. Dyke was on the bed by the door trying to get up out of bed and get out of the room. Dyke stumbled and ended up between the bed and the door as if he was trying to get out of the bedroom. Viewed from the foot of the bed, Dyke was on the right side and Karen was lying on the left side of the bed. DR saw RS first having a knife and cutting Dyke while HW was helping. DR then later saw HW with the knife and RS was helping. During this time DR was on the other side of the bed trying to calm and hold Karen down because she was yelling and fighting

EW000722

Page 5

Statement of Facts

saying, "Oh, God, Oh, God." DR told Karen that everything would be all right on several occasions because it wasn't her that they were after, but DR knew different. DR believes that Karen was unclothed on the top part of her body. Karen got off the bed with DR holding her. At this time, either HW or RS cut Karen. Karen was cut on the throat with a lot of blood. DR asked HW and RS why Karen had to be killed too but does not recall their answer. DR told HW and RS that Karen had nothing to do with it and to leave her alone with no response. After Karen was cut, everything becomes a blank for DR except running out of the back door. DR described the bedroom before leaving with the mattress on an angle for some reason and Dyke lying on the right side of the bed, between the bed and the bedroom door. DR further indicated that Karen was lying off the bed towards the foot and left side of the bed on the South side of the room. DR recalls something about a sheet used to wipe blood off and a shower in the basement. DR remembers seeing a fire and RS and HW being present. The next day DR burnt the clothes she was wearing in a trash barrel at her residence. At sometime, DR recalled RS at the back portion outside the house. DR indicated that while in the bedroom HW left at one time and also RS left at a separate time. DR saw a lot of blood everywhere in the upstairs bedroom.

DR told HW that DR had to have the knife back and HW wanted to get rid of the knife. HW gave the knife back to DR because it was her husband's and DR insisted. Upon returning home, DR recalls hearing sirens shortly thereafter. HW and RS came down by DR's house about dawn and HW had blood on HW's neck. HW threatened DR not to say anything and if something happened HW would say that another woman was involved. HW told DR not to let anyone get their hands on the knife and don't get caught with it and if DR has to get rid of the knife give it to HW, because the knife has been around and HW can't afford to let it get loose. The knife had blood on it. DR washed the knife in hot water, picked the blood out of the cracks, and honed the blade.

EW000723

Page 6

Statement of Facts

On or about the night of July 5, 1987 HW told DR something about setting a fire in the country to cover up a fire that was going to be set in Paris. The other fire was to be at an old abandoned house or barn in a small town outside of Paris at approximately the same time that the Rhoads' house was to be set on fire.

After the killing of Dyke and Karen Rhoads, DR was paid money on different occasions from HW and RS for keeping her mouth shut, and she received somewhere between two and three hundred dollars in total. DR paid double car payments at the Citizen's Bank in Paris, Illinois and on another one or two occasions she also paid double cable T.V. payments and on one occasion she used some portion of the money to pay on her attorney's bill.

After an A.A. meeting in Paris, DR had a conversation with HW regarding the unknown male subject, but HW would not comment. For some reason, HW talked about Darrell Herrington being down at the house. HW stated that he looked out the window and Darrell wasn't there but looked out again and Darrell was there. On several occasions HW admitted to DR that HW loved and kissed Karen's body after she was dead.

Lisa Wheeler witnessed a slapping incident with Karen Rhoads on or about May 25, 1986 at approximately midnight. Victor Rienbolt had indentified the knife. The knife has been found to be compatible with the wounds on the victims. At approximately the same time as the Rhoads' fire, there was a fire of unknown origin at an abandoned house near Grandview, Illinois. Darrell Herrington also witnessed the murder scene. The above incident occurred in Edgar County, Illinois.

EW000724

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 24

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IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
EDGAR COUNTY PARIS, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,)
)
) Plaintiff,)
)
) VS)
)
) DEBRA L. RIENBOLT)
)
) Defendant.)

87-CF-38

REPORT OF PROCEEDINGS
OF PLEA AGREEMENT

REPORT OF PROCEEDINGS of the Hearing before the
Honorable RALPH S. PEARMAN, on the 29th day of April, 1987.

APPEARANCES:

MR. MICHAEL MCFATRIDGE
State's Attorney
Edgar County Courthouse
Paris, Il. 61944
for the People of the State of Illinois

MS. JEAN NICKLESS-OCHS
Attorney at Law
215 N. Central Avenue
Paris, Il. 61944
for the Defendant

Diane Oakley
Official Court Reporter
Edgar County Courthouse
Paris, Il. 61944

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(April 29, 1987)

THE COURT: Okay, this is 87 CF 38, People of the State Of Illinois vs. Debra I. Rienbolt. Show the defendant is present together with counsel, Mrs. Ochs, People by Mr. McFatriidge. You've received a copy of the information?

MS. OCHS: Yes.

THE COURT: All right, this is for the purpose of a plea.

MR. MCFATRIDGE: Yes, Your Honor.

THE COURT: Do you want to swear the defendant?

(Defendant sworn)

THE COURT: What are the terms?

MR. MCFATRIDGE: The terms would be in exchange for a plea of guilty to the Information as stated in 87 CF 38 that being a blind plea to Concealment of Homicidal Death, Class III felony, no extended term, that all terms -- and it will be a blind plea -- all terms, conditions ^{of} / sentencing, including the commitment to the Department of Corrections, would be open to the Court after Sentencing Hearing; further, as a portion of the plea agreement, the defendant, of course, this being admonished, but the Court would freely and voluntarily enter into a written plea agreement presented to the Court, that she has agreed to truthfully testify in the behalf of the

1 People of the State of Illinois during any trials and hearings
2 regarding People vs. Herbert R. Whitlock, 86-CF-21, and People
3 vs. Gorden Steidl, 86-CF-20 -- those are 87 numbers.
4 Correction, 87-CF-21 and 87-CF-20, that People would agree
5 that she be on recognizance bond pending the Sentencing Hearing,
6 that the plea agreement is not contingent upon the murder
7 convictions of Whitlock or Steidl, and the People would agree
8 to waive any additional criminal charges involving the defendant's
9 involvement and/or concealment in the death of Dyke and Karen
10 Rhoads on or about July 6, 1986, unless the defendant gives
11 testimony materially different from the attached Statement of
12 Facts, which is -- attached Statement of Facts attached; and
13 be part of the record thereof; or if the facts in the case
14 prove greater culpability on her part, in which case the plea
15 agreement would become voidable upon the discretion of the
16 People and that no other threats or promises expressed or
17 implied, other than stand in the plea agreement have been made.

18 THE COURT: Do you concur?

19 THE DEFENDANT: Yes, I do.

20 THE COURT: Do you want to state your full name for the
21 record?

22 THE DEFENDANT: Debra I. Rienbolt.

23 THE COURT: How old are you?

24 THE DEFENDANT: Thirty-one.

1 THE COURT: What education have you had?

2 THE DEFENDANT: I've went through high school and about
3 two years of college.

4 THE COURT: Now, are you under the influence of any
5 type of drug or alcohol as you appear here this morning?

6 THE DEFENDANT: No.

7 THE COURT: Are you under any counseling at the present
8 time?

9 THE DEFENDANT: Yes, I am.

10 THE COURT: And are you aware of her counseling?

11 MS. OCHS: Yes, your Honor, I've spoken with her counselor
12 who is Lee Chambers of the Human Resources Center and she
13 indicates that her thought processes, in her opinion, are okay,
14 and she is on some medication, but that would not, in any way,
15 affect her judgment, and additionally, I've spoken with her at
16 length about this, and in my opinion, she knows what she's doing.

17 THE COURT: Do you feel you know what you're doing, Debbie?

18 THE DEFENDANT: Yes.

19 THE COURT: You heard the statement of Mr. McFatrige, the
20 Plea Agreement, is that the way you understood it would be?

21 THE DEFENDANT: Yes.

22 THE COURT: All right, now, there's been an information
23 filed in this case, that charges that you, on the sixth day of
24 ~~July 1986, within Edgar County, Illinois~~ committed the offense

1 of Concealment of Homicidal Death, and that you, with knowledge
2 that Dyke and Karen Rhoads had died by homicidal means, concealed
3 their deaths by destroying or altering physical evidence in
4 violation of §9-3.1(a) of the Criminal Code. Any question
5 at all about what you're charged with?

6 THE DEFENDANT: No.

7 THE COURT: Now, that particular statute provides:

8 A person commits the offense of concealment of homicidal
9 death when he conceals the death of any other person with
10 knowledge that such other person has died by homicidal means.
11 Now, nothing in this section prevents the defendant from
12 being charged with or tried for the murder or manslaughter of
13 the person whose death is concealed. If a person convicted under
14 this Section is also convicted of first degree murder,
15 second degree murder or involuntary manslaughter, the penalty
16 under this Section shall be imposed separately and in addition
17 to the penalty for first degree murder, second degree murder
18 or involuntary manslaughter. Any question about the statute?

19 THE DEFENDANT: No.

20 THE COURT: The possible penalties for a Class III felony
21 could be a penitentiary sentence from two to five years,
22 and if you receive a penitentiary sentence in addition to
23 the time spent inside, a period of mandatory supervised release
24 after you get out. It's commonly called parole, of one year
or a fine up to \$10,000 or both fine and imprisonment or

1 probation up to 30 months of a periodic imprisonment up to
2 18 months. Any question about the possible penalties under
3 the statute?

4 THE DEFENDANT: No.

5 THE COURT: All right. Now, first, on a charge of this
6 nature, you're entitled to what is known as a Preliminary
7 Hearing. This would be a Hearing in which the State is
8 required to present sufficient evidence to show probable cause
9 that you should be held for trial on the charges. In this
10 Hearing, you're not found guilty or not guilty, only that there
11 is enough evidence to have a trial. If the State fails to
12 present sufficient evidence to show probable cause, the charge
13 would be dismissed. If they did show probable cause, then
14 the case is set over for trial.

15 You do have a right to this hearing, but you may waive
16 the preliminary hearing if you so desire. Have you discussed
17 this with Miss Ochs?

18 MS. OCHS: Yes, we have, your Honor.

19 THE COURT: What is your desire?

20 MS. OCHS: She waives preliminary hearing.

21 THE COURT: Show the defendant knowingly and understandingly
22 waives preliminary hearing.

23 THE COURT: Is that your understanding?

24 THE DEFENDANT: Yes.

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THE COURT: Now, on a charge such as this, you're entitled to have a trial, either by a judge or a jury. This is a right that's guaranteed to you by the constitution and laws of this state. It's a right that nobody can take away from you. You're the only person that can give up your right to a trial; however, if you plead guilty here this morning, you're giving up your right to a trial. There won't be any trial, this is it. You understand that?

THE DEFENDANT: Yes.

THE COURT: Do you know what we mean by a trial?

THE DEFENDANT: Yes.

THE COURT: Let's go through it just to be sure. If you were to have a trial in this particular case, there would be jurors called in from throughout Edgar County. They'd be placed under oath, maybe asked questions by the Court, by your lawyer, by the State's Attorney; questions to determine whether they could be fair and impartial in your particular case. If, by their answers they indicated they could not be fair, they would be excused and other jurors called in their place. During the questioning process, you would have a right to excuse up to five of these prospective jurors without giving any reason at all why you wanted them excused. You might not like their looks, the tone of their voice, anything. This selection process would continue until we had

1 twelve people who by their answers had indicated they could
2 be fair and impartial and had not been excused. Once the
3 jury is selected and the People present their evidence first,
4 because the People have the burden of proving you guilty
5 beyond a reasonable doubt, you do not have to prove your
6 innocence. You don't have to prove anything. You're
7 presumed innocent of the charges throughout every stage of the
8 trial. As the People's witnesses are called to the stand,
9 you would have a right to see and confront them in open Court
10 and have your lawyer cross examine. After the People have
11 presented their evidence, you would have a right to present
12 evidence in your own behalf, to have witnesses called,
13 subpoenas issued to be sure they show-up. You, yourself, would
14 have a right to remain silent throughout the trial; in other
15 words, you do not have to testify. If you exercise that
16 right, the jury would be instructed that they can't hold that
17 against you. On the other hand, if you wish to testify,
18 the jury would be instructed to consider your testimony the
19 same as any other witness in the case. After both sides have
20 presented their evidence, the lawyers would argue the case
21 to the jury. The Court would instruct the jury as to
22 the law that applies to our particular case. The jurors then
23 go out and they vote in secret whether to find you guilty or
24 not guilty of the charges. It takes a unanimous vote of all

1 twelve to find you guilty. If they find you not guilty,
2 you walk out of here free. If they find you guilty, then
3 it's up to the Judge to impose a penalty within the possibilities
4 that I told you about awhile ago. That's a jury trial.
5 Any questions at all how that works?

6 THE DEFENDANT: No.

7 THE COURT: You also have a right to a trial before a
8 Judge without a jury. That works just the same way, except
9 at the end, you have one person rather than twelve deciding
10 guilty or not guilty. The People still have to prove you
11 guilty beyond a reasonable doubt. You have the same pre-
12 sumption of innocence throughout the trial -- your right to
13 see and confront the witnesses against you, have them cross-
14 examined, right to call witnesses in your own behalf, either
15 remain silent or testify as you should decide, except at the
16 end of all the evidence and the arguments, it would be the
17 Judge deciding guilty or not guilty rather than twelve people.
18 Any questions how that would work?

19 THE DEFENDANT: No.

20 THE COURT: Is it your desire to give up your right to
21 a trial either before a judge or a jury in this case?

22 THE DEFENDANT: Yes.

23 THE COURT: Very well. Let the record show the defendant
24 knowingly and understandingly waives her right to trial by

1 jury or trial before the Court.

2 Debbie, has anyone mistreated you in any way to get
3 you to enter this plea?

4 THE DEFENDANT: No.

5 THE COURT: Has anyone made any promises to you other than
6 the negotiations between your lawyer and the State's Attorney?

7 THE DEFENDANT: No.

8 THE COURT: You're doing this of your own free will?

9 THE DEFENDANT: Yes.

10 THE COURT: You have discussed this matter with Mrs.
11 Ochs before coming in here this morning?

12 THE DEFENDANT: Yes.

13 THE COURT: What is your factual basis?

14 MR. MCFATRIDGE: Well, your Honor, I think, in this
15 particular case, I think there's a six-page factual basis,
16 which has been made part of the record and sworn to by the
17 defendant, that is incorporated as the factual basis. The Court
18 may review it.

19 THE COURT: Have you both gone over this prior to the
20 execution?

21 MRS. OCHS: Yes, we have.

22 THE COURT: Debbie, you have read this document through
23 entitled "Plea Agreement" as well as the Statement of Facts
24 that's attached to the Plea Agreement?

1 THE DEFENDANT: Yes.

2 THE COURT: Are there any additions or corrections that
3 you wish to make in the Statement of Facts?

4 THE DEFENDANT: No.

5 MRS. OCHS: No, your Honor.

6 THE COURT: This is your signature that was sworn to
7 on the second page?

8 THE DEFENDANT: Yes, sir. Yes, it is.

9 THE COURT: Very well, let the record show the Court
10 finds there is a factual basis for the plea as set forth in
11 the written document on file here entitled, "Plea Agreement"
12 with the Statement of Facts attached thereto.

13 Debbie, is it still your desire to enter a plea of
14 guilty to the offense of Concealment of Homicidal Death, as
15 stated in this information?

16 THE DEFENDANT: Yes.

17 THE COURT: Do you have any question at all about it?

18 THE DEFENDANT: No.

19 THE COURT: Let the record show that the Court accepts the
20 plea of guilty to the offense of Concealment of Homicidal
21 Death as stated in the Information.

22 Judgment is entered on the plea. Matter will be referred
23 for Presentence Investigation and Report. Is there to be an
24 amount fixed for the recognizance?

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MR. MCFATRIDGE: That would be up to the discretion of the Court.

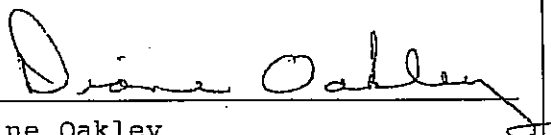
THE COURT: I'll fix the bond in the amount of \$20,000 as a recognizance bond which she can execute.

MRS. OCHS: Okay, right.

MR. MCFATRIDGE: Thank-you, your Honor.

Which were all of the proceedings
had and entered of record at
said hearing.

1 I, Diane Oakley, an Official Court Reporter for the
2 Circuit Court of Edgar County, Fifth Judicial Circuit of
3 Illinois, do hereby certify that I reported in shorthand the
4 proceedings had on the hearing in the above-entitled cause;
5 that I thereafter caused the foregoing to be transcribed into
6 typewriting, which I hereby certify to be a true and accurate
7 transcript of the proceedings had before the Honorable Ralph S.
8 Pearman, Judge of said Court.

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11 Diane Oakley
12 Official Court Reporter

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20 Dated this 22nd day of
21 April, 1988

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 25

FILED

APR 29 1987

Clayton A. Sproule
Clerk of Court, 5th Judicial Circuit Edgar County

IN THE CIRCUIT COURT

FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS

EDGAR COUNTY

PARIS, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS)
Plaintiff)

vs.)

HERBERT R. WHITLOCK)
Defendant)

NO. 87 CF 21

SUPPLEMENTAL ANSWER

Come now the People of the State of Illinois by Michael M. McFatrige, State's Attorney for Edgar County and hereby answers defendant's motion for discovery as follows:

2) Debra I. Rienbolt - See attached plea agreement.

Lester Wells - Our office has indicated to Wells through his attorney that Wells will be given consideration at his sentencing on his pending burglary charge for his voluntary testimony

Dated this 29th day of April, 1987.

Respectfully submitted,

Michael M. McFatrige
Michael M. McFatrige
State's Attorney

Michael M. McFatrige
Edgar County State's Attorney
Edgar County Courthouse
Paris, IL 61944
Telephone No. 217-465-8502

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 26

~~65417~~

IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT
EDGAR COUNTY, PARIS, ILLINOIS

FILED

OCT 20 1987

Clayton A. Sproles
CIRCUIT CLERK 5th JUDICIAL CIRCUIT EDGAR COUNTY

1 THE PEOPLE OF THE STATE)
2 OF ILLINOIS,)

3 Plaintiff,)

4 vs.)

5 GORDON "RANDY" STEIDL,)

6 Defendant.)

No. 87 CF 20

7 AND

8 THE PEOPLE OF THE STATE)
9 OF ILLINOIS,)

10 Plaintiff,)

11 vs.)

12 HERBERT WHITLOCK,)

13 Defendant.)

No. 87 CF 21

14 TRANSCRIPT OF PROCEEDINGS

15 BE IT REMEMBERED AND CERTIFIED that on, to wit: the
16 29th day of April, 1987, the following proceedings were held
17 in the aforesaid causes before The Honorable JAMES K. ROBINSON,
18 Circuit Judge.

19 APPEARANCES:

20 MICHAEL MCFATRIDGE
21 State's Attorney

22 MICHAEL ZOPF
23 Special Assistant State's Attorney
24 On behalf of the People

Edgar County Circuit Clerk
File
02784

FILED

NOV 13 1987

SUPREME COURT CLERK

R262

RECAPITULATORY, NURSIC, III 47302
SF-1L-24A

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(cont'd)

S. JOHN MULLER, Attorney at Law
Charleston, IL
On behalf of Defendant Steidl

RON E. TULIN, Attorney at Law
Charleston, IL
On behalf of Defendant Whitlock.

* * * * *

Proceedings reported and transcribed
by - Julie D. Shanks, CSR
Official Court Reporter
Vermilion County Courthouse

Pre-trial Motions

Edgar County Circuit Clerk
File
02785

R263

1 (Whereupon, proceedings in open court adjourned and the follow-
2 ing proceedings were held in chambers, counsel for the State,
3 defendant Whitlock, Mr. Tulin, Mr. Muller, and the Court being
4 present:)

5 THE COURT: Mr. Muller, I note on several occasions
6 you have adopted defendant's motion. Since we are sever-
7 ing, you are going to have to go back and you are cer-
8 tainly welcome to file by adoption, attach a copy of his
9 motion and adopt it; but I am going to have to have sepa-
10 rate motions filed and will consider only those motions
11 actually in your file.

12 MR. MULLER: I did that because we were still
13 joined.

14 THE COURT: It was done correctly at the time; but
15 if I am going to keep my sanity, I am going to have to
16 have in your file what I am considering.

17 MR. MULLER: Thank you, Your Honor.

18 THE COURT: While you are here, the State has fur-
19 nished to counsel --

20 MR. MCFATRIDGE: No, Your Honor. They do not have
21 it. This is the --

22 THE COURT: -- as additional discovery copies of a
23 plea agreement and statement of facts attached.

24 MR. MCFATRIDGE: That's the last one to give them.

Edgar County Circuit Clerk
File
02802

R280

SF-11-24A PENGAD/INDY. MUNCI. IN 47302

1 Here are the original fronts. There should be seven
2 copies of those. Do you have them all, Your Honor, or --

3 THE COURT: I am indicating to counsel that these
4 documents will be impounded as discovery, but they will
5 be furnished to you at this time.

6 MR. MULLER: Is this 87 CF 38?

7 MR. MCFATRIDGE: Yes.

8 THE COURT: You each have a copy and I have a copy.
9 The defendant, Mr. Whitlock, has furnished to the Court a
10 Supplemental Answer to Discovery. You've received a copy
11 of that, sir?

12 MR. MCFATRIDGE: Yes, Your Honor.

13 THE COURT: That goes in the discovery and is im-
14 pounded. I have on this date been furnished in 87 CF 20
15 an additional Motion to Suppress filed by counsel for
16 Mr. Steidl as well as an Amended Answer to Discovery.

17 MR. MCFATRIDGE: These are the original Supplemental
18 Answers evolving around the plea agreement we're discuss-
19 ing, Your Honor. The plea agreement is attached.

20 THE COURT: I have it.

21 MR. MULLER: I don't have an attached plea agreement.
22 Am I supposed to have an attached plea?

23 MR. MCFATRIDGE: Right. I thought I handed it to
24 you. It's right there.

Edgar County Circuit Clerk
File
02803

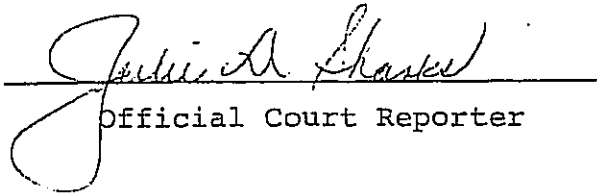
R281

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C E R T I F I C A T E

I, Julie D. Shanks, Official Court Reporter in and for the County of Vermilion and State of Illinois, do hereby certify the foregoing to be a true and accurate transcript of the proceedings held in the before-entitled cause on said date.

Dated this 1st day of September, 1987.


Official Court Reporter

SF-IL-24A PENGAD/INDY. MUNCIE. IN 47303

Edgar County Circuit Clerk
File
02806

R284

WHITLOCK V. CITY OF PARIS, ET AL.
FEDERAL COURT NUMBER: 08 CV 2055

Exhibit 27

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF ILLINOIS
STATE OF ILLINOIS

GORDON RANDY STEIDL,

Plaintiff,

-vs-

No. 05 CV 2127

CITY OF PARIS, Present and
Former Paris Police Officials
Chief Gene Ray and Detective
James Parrish; former Illinois
State Trooper Jack Eckerty;
former Edgar County State's
Attorney Michael McFatrige;
Edgar County; and Illinois State
Police Officials Steven M. Fermon,
Diane Carper, Charles E. Brueggemann,
Andre Parker and Kenneth Kaupus,

Defendants.

HERBERT WHITLOCK,

Plaintiff,

vs.

No. 08 CV 2055

CITY OF PARIS, Present and Former
Paris Police Officials Chief Gene
Ray and Detective James Parrish;
former Illinois State Trooper Jack
Eckerty; former Edgar County
State's attorney Michael McFatrige;
Edgar County; and Illinois State
Police officials Steven M. Fermon,
Diane Carper, Charles E. Bruggemann,
Andre Parker, Kenneth Kaupus and
Jeff Marlow; and Deborah Rienbolt.

Defendants

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VIDEOTAPED DEPOSITION OF RONALD TULIN

February 17th, 2009
9:00 AM

Deann K. Parkinson: CSR 84-002089
Area Wide Reporting & Video Conferencing
301 West White
Champaign, Illinois 61820
(800)747-6789

1 A. Hospitals, and at that point the judge
2 didn't -- wasn't sure that I was entitled to them
3 so he sealed them. And then later on as I
4 remember I got it during the trial.

5 Q. Did you have the documents concerning
6 Miss Reinbolt's drug detoxification, mental
7 health, did you have that before you had to cross
8 examine her?

9 A. Probably. I'm not sure. Actually I
10 think when I started to cross examine her about
11 her drug history, that may have been when judge,
12 when the judge released that to me.

13 Q. Okay.

14 A. I can't say for sure.

15 (Whereupon, Deposition Exhibit No. 11
16 was marked for identification.)

17 BY MR. RAUB:

18 Q. Exhibit 11 for the people on the phone
19 is marked W 00245 and 246.

20 A. I have read this.

21 Q. Okay. Exhibit 11 appears to be a
22 continued or further docket entry made by Judge
23 Robinson in the Whitlock murder case on April
24 29th, 1987.

1 A. True.

2 Q. I'm particularly interested on the
3 second page, the very last paragraph, which the
4 docket entry states, and I quote: Court has
5 handed documents tendered by State's Attorney's
6 office to see whether or not we should get those.
7 I'm just, the phraseology is a bit unusual for a
8 docket entry. It almost looks like you wrote the
9 docket entry yourself, which obviously you didn't.
10 And further, the second sentence also I think I
11 want to ask you about. The court indicates these
12 are polygraphs, reports, and other suspects.

13 A. I think what they did is they put
14 polygraphs on other people who were suspects, and
15 I believe that that is what they're referring to,
16 those polygraph reports. And I guess it was
17 Court's Group Exhibit 1 were not ordered furnished
18 by way of discovery. And that was -- that was
19 polygraphs on different witnesses. But, that
20 wasn't the polygraph of Herrington.

21 Q. Was any, do you recall any statement
22 being made by the State of exactly what polygraphs
23 were involved in Court Group Exhibit 1?

24 A. No.

1 Q. You said it was not Herrington's. Was
2 there anything said by the State's Attorney which
3 would have told you that Herrington was not among
4 the polygraphs presented in Group Exhibit 1?

5 A. I never knew until after the trial that
6 there was a polygraph of Herrington.

7 Q. Did you know who had, you knew from this
8 docket entry and from being in court, that there
9 were some polygraphs involved in the case of
10 someone?

11 A. I knew that at the time, apparently, but
12 I don't have too much of a recollection. That was
13 on April 29th. And we covered a lot of ground
14 that day.

15 Q. It looks like it was a very busy day.
16 Do you have a recollection that you ever learned
17 before trial what polygraphs were included in
18 Group Exhibit 1?

19 A. It's been too long. I don't remember.

20 Q. And it also, in addition to the
21 polygraphs, Group Exhibit 1 includes quote,
22 "reports and other suspects". Did you believe
23 that refers to a different category of documents
24 or does it relate to the polygraphs, if you have a

1 recollection about what it means?

2 A. You know, that paragraph just doesn't
3 make much sense because it says whether or not we
4 should get those. And we, that would be my saying
5 that.

6 Q. Right. Right.

7 A. The court indicates that there are
8 polygraphs and reports and other suspects. The
9 court indicates that there are other suspects.
10 Then why would I defend and object? That just
11 doesn't have any rhyme or reason. I think that is
12 an error, that paragraph. I just -- Judge
13 Robinson, I had a lot of respect for him. He did
14 things well. And that doesn't look like a
15 paragraph that -- perhaps he dictated it and maybe
16 the court reporter didn't get it down right or
17 something. But, that doesn't make much sense.

18 Q. Do you have a recollection of knowing in
19 pretrial proceedings that polygraphs of some
20 witnesses or suspects were tendered to the court,
21 refused in discovery and sealed?

22 A. No, I don't remember that at all. Well,
23 I shouldn't say that. I remember that some
24 polygraphs were run of, when they were just kind

1 of canvassing the neighborhood. What they do is
2 kind of canvas anybody, then they just start
3 running polygraphs. And they say this guy is
4 clear and this guy is clear. That's -- those are
5 the -- those are I think what they are referring
6 to.

7 Q. This docket entry, the very last
8 sentence says quote, "court can change its mind,"
9 unquote. Do you have a recollection of whether
10 you ever brought that up again either in pretrial
11 proceedings or during the trial in an attempt to
12 persuade Judge Robinson to change his mind?

13 A. I don't remember.

14 Q. If a document is, such as indicated in
15 the last entry of Exhibit 11, if documents are
16 tendered to the court marked as a court exhibit, I
17 assume you don't even get to see it?

18 A. True.

19 Q. Wouldn't do much good to seal it if they
20 have got to show it to you first?

21 A. Yeah.

22 Q. To your knowledge, whatever documents
23 the court sealed, remain sealed throughout your
24 involvement in the case?

1 A. I think that's true, yeah.

2 (Whereupon, Deposition Exhibit No. 12
3 was marked for identification.)

4 BY MR. RAUB:

5 Q. Exhibit 12 is Steidl 3908 and 3909.

6 A. Yes, I'm familiar with that document.

7 Q. And that is an affidavit which you
8 signed on August 5th, 2004?

9 A. Yes. It was a post-conviction hearing
10 of Herb and they had prepared another one --

11 Q. I have it here, I will get that to you
12 next. Who actually drafted this affidavit?

13 A. This one I drafted. They had given me
14 one before that I didn't think was accurate, so I
15 redrafted it, and signed it.

16 Q. Okay. In Exhibit 12 you indicate in
17 several respects in retrospect you think you might
18 have, perhaps should have done some things during
19 trial which you did not do, is that correct?

20 A. You can interpret it that way. I don't
21 interpret it that way.

22 Q. Okay. For instance, in exhibit or in
23 number three, you indicate that you failed to
24 consult with an independent forensic expert,

1 authored this memo?

2 A. Yes.

3 Q. I was wondering if you could explain to
4 me a little bit about the process that you go
5 through with regard to Exhibit No. 6/14 and some
6 of the other memos that are in the file. Did you
7 dictate them or did you write them out?

8 A. I dictated my -- the way I always work
9 in my office, is I just dictate it. And then the
10 secretary transcribes it.

11 Q. And if you would, on Exhibit No. 6/14,
12 do you see in the fourth paragraph, the
13 handwritten portion of that?

14 A. Yes, she did make that out. She left it
15 blank. I just wrote it in.

16 Q. Did you recognize that as your
17 handwriting?

18 A. It is.

19 Q. If I could take you back to Exhibit No.
20 11, which was the docket entry for 4-29-87.

21 A. Yeah, the long one. I have it before
22 me.

23 Q. Right. On the second page of Exhibit
24 No. 11, just before the two long paragraphs at the

1 bottom, do you see the handwritten entry there?

2 A. Yes.

3 Q. Does that look like your handwriting?

4 A. It is.

5 Q. Is it possible that Exhibit No. 11 was
6 actually authored by you as opposed to the docket
7 clerk?

8 A. No. I wouldn't -- I don't authorize, I
9 don't make docket entries.

10 Q. Is it possible that you went back to
11 your office and dictated what you recalled as
12 having occurred in court on April 29th?

13 A. No. This docket entry doesn't make too
14 much sense, unless, if this is part of the court
15 record; I certainly don't make docket entries.

16 Q. Do you know if it's part of the court
17 record? The Exhibit No. 11 as it sits before you
18 today?

19 A. No, I don't have a copy of the docket,
20 so I don't know.

21 Q. And you don't have any recollection of
22 having authored Exhibit No. 11?

23 A. No, I don't. The only thing that, the
24 type does look like what we -- looks like the same

1 font that we use in our office.

2 Q. Well, and in fact the last paragraph on
3 Exhibit No. 11 would make more sense if in fact
4 you had authored it as opposed to the clerk of the
5 court, isn't that true?

6 A. Yes.

7 Q. Did you ever in your practice have
8 occasion to, in any cases that you worked on, to
9 go back and make notations to the file of what had
10 occurred in court with regard to motions?

11 A. Yeah, I do that all the time. But, it's
12 handwritten on the left-hand side. I have a
13 docket sheet, and I write what's done at the time.

14 Q. Okay.

15 A. The answer to the question, just look at
16 the court file and you will find out whether
17 that's the docket sheet of the court's or not.

18 Q. In some of the memos that appeared in
19 your file there is a reference to a gentleman
20 named Bob, and I think you did give his name
21 earlier, but could you give me his full name
22 again?

23 A. Bob Brown.

24 Q. What was your relationship with Bob

1 Q. And if an alcoholic is deprived of his
2 addictive substance he goes into remission or --

3 A. Gets the shakes.

4 Q. Right. And in your practice, have you
5 ever had to allow an alcoholic to have a small
6 amount of alcohol just to avoid going into
7 remission?

8 A. I have never done that.

9 Q. Going back to Exhibit No. 11, which is
10 the document that may, or may not be a docket
11 entry, you said that, well, let's just find it
12 first.

13 A. You know, the more I look at that, what
14 I think may, might be, this is the first time I've
15 looked at it.

16 Q. Right.

17 A. I think what the, I think the first
18 three paragraphs are a recitation of the court's
19 docket. And then afterwards may have been this
20 was my record of it and I took the docket entry,
21 made a photocopy of it, then typed the rest of it
22 down below. That may be what that is.

23 Q. You were saying that it's your usual
24 practice, like most lawyers at hearings, you just

1 write down the court's ruling and then dictate
2 something on it later. But did you ever on a case
3 where you know that many, many rulings were going
4 to be made in a very short period of time, did you
5 ever take a secretary with you just to either
6 transcribe or take notes for you and type those up
7 later so you make sure that you got everything
8 correct?

9 A. I should have, but I haven't.

10 Q. Okay. But the type face on Exhibit 11,
11 if you compare it to, for example, Exhibit 6?

12 A. It's the same.

13 Q. It's the same, right. But it is
14 different from, I'm not trying to turn you into a
15 typewriting expert here, but if you compare it to,
16 for example, Exhibit 9, which we believe is a
17 docket entry, the type face appears to be a bit
18 smaller in Exhibit 9 than 11?

19 A. That's true, but every time --

20 Q. Well, some of it does anyway, I'll say.

21 A. Also, you have to understand that docket
22 may be typed up by one person in the clerk's
23 office one time, and then the next time it goes on
24 somebody else's typewriter.

1 STATE OF ILLINOIS)
) SS
 2 COUNTY OF CHAMPAIGN)

3 I, DEANN K. PARKINSON, a Notary Public
 in and for the County of Champaign State of
 4 Illinois, do hereby certify that RONALD TULIN, the
 deponent herein, was by me first duly sworn to
 5 tell the truth, the whole truth and nothing but
 the truth in the aforementioned cause of action.

6 That the foregoing deposition was taken
 on behalf of the Defendant on February 17th, 2009.

7 That said deposition was taken down in
 stenographic notes and afterwards reduced to
 8 typewriting under my instruction and said
 transcription is a true record of the testimony
 9 given; and that it was agreed by and between the
 witness and attorneys that said signature on said
 10 deposition would be waived.

I do hereby certify that I am a
 11 disinterested person in this cause of action; that
 I am not a relative of any party or any attorney
 12 of record in this cause, or an attorney for any
 party herein, or otherwise interested in the event
 13 of this action, and am not in the employ of the
 attorneys for either party.

14 In witness whereof, I have hereunto set
 my hand and affixed my notarial seal February
 15 27th, 2009.

17 _____
 DEANN K. PARKINSON, CSR
 NOTARY PUBLIC

18
 19 "OFFICIAL SEAL"
 DEANN K. PARKINSON
 20 Notary Public, State of Illinois
 My Commission Expires 11-16-2012
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