

**Drew Peterson Trial 2012 - Murder of Kathleen Savio  
People of the State of Illinois v. Drew Peterson (09CF-1048)  
Will County, Joliet, Illinois**

**Steve Maniaci Testified August 10, 2012**

**A Personal Collection of Found Materials ("as is")  
(Note: This is "not" an official legal court transcript)  
(Dialog spacing done below for format and reading ease)**

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In Session  
<https://www.facebook.com/InSession>

August 10

**ATCH THIS THREAD FOR LIVE UPDATES FROM THE DREW PETERSON MURDER TRIAL!**

The first witness today is expected to be Steve Maniaci, Kathleen Savio's boyfriend.

Other potential witnesses are Susan Doman (Savio's sister), Susan McCauley (a Suds Pub employee who worked for Peterson and had an affair with him – although we'll probably not hear about the affair), Teresa Kernc (a Bolingbrook police officer – her last name is pronounced "Kurnk"), and Dominick DeFrancesco (a Savio neighbor – his last name is pronounced DeFranCHesko").

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In Session

Kathy Hoffmeyer, one of the media coordinators with the Will County Sheriff's Department, says that 50 people showed up at the courthouse this morning to try to get into the Peterson trial, a new record. I subsequently asked Spectator #1 what time she had to arrive to score that first seat, and she told me she got here at 4:45 this morning (the courthouse doesn't open until 8:30).

August 10 at 10:13am · Like · 4

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In Session

The parties are gathering inside the courtroom. There is a long line of public spectators outside in the hallway, hoping to get into the trial if and when somebody else vacates his/her seat.

Judge Burmila has just taken the stand.

“The news media will be happy to know that they have legions of followers in the Department of Corrections. I received two more letters from inmates . . . Abraham Lincoln is not involved in these. They want to share information they have with me. These letters will become part of the record. As I said yesterday, I will not be communicating with them, either.”

The prosecution confirms that its first witness is ready to go.

The judge sends for the jury.

August 10 at 10:17am · Like · 2

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## **08/10/12: Prosecutor Chris Koch on direct examination**

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In Session

The jurors are now in the courtroom.

The Sate calls its first witness of the day: Steve Maniaci (questioned by prosecutor Koch).

He is 52, and describes himself as “a small business owner . . . light manufacturing.”

He currently has 11 employees. “Have you ever been married?”

“No.”

“Do you know who Kathleen Savio is?”

“Yes . . . I met her back in the early ‘80s; we worked together.”

He identifies a photograph of Savio.

“That’s Kathy.”

August 10 at 10:20am · Like · 6

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In Session

He believes he first met Savio in 1984.

“There were a bunch of us at the company that we worked at that used to get together after work and on weekend. She became part of that group.”

He kept in touch with her “into the early 90s.”

At some point, he came to know that she married Drew Peterson, whom he met in the early 90’s, at a company reunion. He identifies the defendant in the courtroom.

“Did you continue your acquaintance with her in the 90s?”

“No . . . in late December, 2001, she got into contact with some friends we used to hang around with . . . we were going to a Christmas party, and she came to that party . . . she called a couple of my friends, and they called me and said, ‘Guess who’s coming to the party tonight?’ And it was Kathy.”

“Were you glad to see Kathy?”

“Certainly . . . it was December 22 . . . it just became sort of an anniversary date.”

August 10 at 10:24am · Like · 5

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In Session

Following the party, Maniaci, Savio, and some of their friends went out and went dancing.

At the time of this party, Savio was still married.

“Did you come to learn the status of her marriage at that time?” Objection/Overruled.

Koch asks for a sidebar.

August 10 at 10:25am · Like · 3

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In Session

The sidebar ends.

“We exchanged numbers” at the end of the evening.

“We contacted each other maybe two weeks later. And I saw her maybe three weeks later.”

“Was she still married?”

“Yes.”

“Was the defendant residing in the house?”

“He was . . . he was staying in the basement.”

“Based on meeting up with her, did you begin to see her more often?”

“Yes.”

“Did this continue into February and March of 2002?”

“Yes.”

“Did you continue to see her?”

“Yes.”

“And did there come a time when you learned the status of her marriage?”

“Yes . . . not good . . . I don’t remember if they had filed at that time, but I know that he was leaving the residence.”

“Were divorce proceedings ever filed?”

“Yes, they were.”

August 10 at 10:27am · Like · 4

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In Session

IN the early months of 2002, he was seeing Savio “a couple of times a week.”

‘Did there come a time when the defendant moved out of the house?’

“Yes, March or April, I believe, of ’02.”

He met Tom and Kris, Savio’s children.

“I was introduced to them pretty early. They were around often.”

“Would you do things with the children?”

“Sure, we went out to dinner quite a few times.”

August 10 at 10:28am · Like · 5

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In Session

The witness identifies a photograph of “Kathy’s house . . . Kathy and Drew’s house.”

“Back in 2002, what did you do with regard to any kind of changes to the house?”

“I don’t understand.”

“Did you do something with the garage door?”

"Yes . . . I had changed the codes for the garage door openers . . . I can't recall exactly, but I'm guess sometime in maybe February or March of '02."

"Would you see the children come and go from the house?"

"Occasionally."

"Would you see them enter the house?"

"Yes."

"When they came home, did you observe them?"

"Yes." Objection.

The parties approach for a sidebar.

August 10 at 10:30am · Like · 4

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In Session

The sidebar ends.

"How many times would you say you'd be over at the house during the month of March, 2002, on average?"

"I'm guessing an average of two times a week . . . I can't be positive, though."

"Where would you park your vehicle?"

"In the driveway."

"How did you enter the house?"

"Through the garage."

"Were there other doors you used to enter the house?" Objection.

The attorneys go to another sidebar.

August 10 at 10:33am · Like · 4

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In Session

The sidebar ends.

“What door would you have to use if you couldn’t access the garage?”

“The front door . . . there was a front door and a storm door. They were both locked. I would have to ring the doorbell and waiting for somebody to answer.”

“Do you know what type of car Kathy drove back in 2002?”

“Yes.”

He is then shown a photograph.

“That’s a Mercury Mountaineer . . . that’s Kathy’s.”

August 10 at 10:34am · Like · 5

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In Session

“How long did you have a relationship with Kathy?”

“Two and a quarter years.”

“Did she sometimes spend the night at your house?”

“Yes.”

“And you would sometimes spend the night at her house?”

“Yes.”

“Did she wear any jewelry?”

“Yes, she did.”

“How often would you spend the night at her house?”

“Maybe two times a month.”

“And how many times did she spend the night at your house?”

“Maybe two times a month.”

“Based on your observations, what did she do with her jewelry at night?”

“She would take it off, put it on the headboard or the dresser.”

“Did you observe her take a shower?”

‘I did . . . half a dozen [times] . . . generally, she would take it [her jewelry] off . . . I can’t say she did every time.’

“Did you observe her take a bath?”

“A few times.”

“Did you ever take a bath with her?”

“Yes.”

“What did she generally do with her hair?” Objection.

The attorneys go to another sidebar.

August 10 at 10:37am · Like · 4

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In Session

The sidebar ends.

“When she took a bath, what did you observe about her hair?”

“She would put her hair up . . . with a clip.”

When he took a shower at Savio’s home, he got a towel “from the vanity . . .when you came into the bathroom, to the left was the vanity.”

“What would she have in the bathroom?”

“Around the bathtub, she had it decorated with . . .” Objection.

The parties go to another sidebar.

August 10 at 10:40am · Like · 3

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In Session

We are going to start a new thread for the live updates.

August 10 at 10:41am · Like · 8

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In Session

August 10

WATCH THIS THREAD FOR LIVE UPDATES FROM THE DREW PETERSON MURDER TRIAL!

Kathleen Savio's boyfriend Steve Maniaci is on the witness stand being questioned by prosecutor Chris Koch.

The sidebar ends.

“When you would be at her house, would you have occasion to use her bathroom?”

“Yes.”

“Can you tell me what you’d see regarding any type of carpeting in the bathroom?”

“Usually there was a floor mat . . . one in front of the vanity, and one in front of the bathtub.”

“When you would spend the night at her house, where would you stay?”

“In the bedroom . . . her bedroom.”

“Would you have occasion to see her bedroom door?”

“Yes.”

The witness is then shown a photograph of the master bedroom door.

“Did that door always appear the way it does?”

“No.” Objection/Overruled.

“How did the door appear?”

“It didn’t have that hole in it.”

“Did there come an occasion that the door’s physical condition changed?”

“Yes.”

“Approximately when that appearance changed?”

“I think it was March or April of ’02.”

“Did anybody ever fix that door?”

“No.”

“Can you describe what’s in that picture?”



"A deadbolt, with a hold drilled above it . . . and a handle, with a lock."

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In Session

"I want to ask you about the weekend of February 27 ... "Did you have any plans with Kathy on that particular Friday night?"

"Yes ... we were going out to dinner in Naperville, with another couple ... a restaurant in downtown Naperville ... Kathy and I met them there."

"Who drove?"

"I did ... a Cadillac."

"Did you pick up Kathy?"

"Yes ... from her home."

"How long did you stay at the Samba Room?"

"A couple hours."

"What did you do after that?"

"Went to a bar across the street, the Lantern ... [for] an hour and a half or two hours; it was late."

Both he and Savio were drinking that evening; when they left the bar, Savio drove.

"Where did you end up going?"

"Back to her home."

"Were you going to spend the night there?"

"Yes."

"When you got back home, where did you go?"

"I went into the living room; she went upstairs to change . . . I just waited for her in the living room."

He describes the layout of the first floor of the Savio house.

August 10 at 10:49am · Like · 6

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In Session

When Kathy came downstairs, she was wearing a robe.

“She took a piece of the fish from the to go bag, and came into the living room.” Objection.

The attorneys go to a sidebar.

August 10 at 10:50am · Like · 4

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In Session

The sidebar ends.

The witness says that the living room lights were off, but the kitchen lights were on.

“Could you see Kathy from where you were sitting?”

“Yes.”

“What happened after that?”

“Well, we started fooling around, and eventually had sex.”

“When you had sexual intercourse with her, was she clothed or unclothed?”

“Unclothed.”

“Were you able to observe her body?”

“Yes.”

“Were you able to make any observations about her back?”

“Yes ... it was perfectly normal.”

“Able to make any observations about her buttocks?”

“Yes, Sir ... perfectly normal.”

August 10 at 10:51am · Like · 7

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In Session

The witness is shown a photograph.

“On that Friday night, while you were having sexual intercourse with her, did you see any type of mark on her buttocks that appears [in this photo]?”

“No.”

August 10 at 10:52am · Like · 5

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In Session

“What did you observe about her arms?”

“They were normal.”

August 10 at 10:52am · Like · 4

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In Session

The witness is shown another photograph.

“What do you see?”

“Bruising.”

“On February 27, that Friday night, when you were having sexual intercourse, did you see any mark on her that’s depicted [in this photo]?”

“I did not.”

The judge calls the attorneys to a sidebar.

August 10 at 10:53am · Like · 4

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In Session

The sidebar ends.

The jurors are excused from the courtroom.

Judge: “We’ll take a brief recess.”

The judge leaves the bench, and the trial is in recess.

August 10 at 10:53am · Like · 4

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In Session

The judge is back on the bench.

He sends for the witness and the jurors.

August 10 at 11:12am · Like · 3

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In Session

The witness and jury are back inside the courtroom.

Prosecutor Koch resumes his direct examination, but once again showing the witness a photograph.

“You indicated this was her arm. How do you know that’s her arm?”

“I guess I wouldn’t be able to tell you, other than the fact that I was told it was.”

The defense stipulates that the arm in the photograph is indeed Savio’s.

“Did you use any kind of protection when you had sexual relations with Kathleen Savio?”

“Yes . . . a condom.”

“Where did that condom end up?”

“In the kitchen waste basket.”

“After you finished having sexual relations, what did you and Kathy do?”

“Went upstairs and went to bed.”

August 10 at 11:21am · Like · 5

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In Session

On Saturday morning, the 28th, they woke up, got dressed, and went to breakfast at Steak ‘n Shake in Bolingbrook. After breakfast, he took her back home, and they discussed what they might do later that day.

“During the time you were with her on Friday and Saturday, did you ever see her fall down?”

“NO.”

“Ever see her bump into anything?”

“No.”

‘She ever complain of any injuries?’

“No, other than a little soreness from working out.”

The witness says he had a band practice Saturday afternoon (“a rock band”) and he said she might want to come over to his house.

“She said she’d think about it.”

He subsequently went to band practice, which lasted “about three hours.”

“What happened after band practice?’

“We quit, and right after we stopped she called me.” Objection/Overruled.

“What did you say to her?”

“I asked her if she was at my house, and she was not.”

“Was there a discussion of whether you were going to see each other?’

“Yes, she asked me if I was coming over, and I said no, I was too tired . . . I went home . . . I think it was roughly 9:30.”

“What did you do the rest of Saturday night?”

“I went to bed . . . I got a phone call at midnight . . . it was Kathy . . . it was almost straight up midnight.”

“How long was the conversation?”

“Less than a minute . . . she was venting; she was upset with me for not coming over. I said ‘I’m sleeping, can we talk about it tomorrow?’.”

“Was she upset with you?:”

“Yes, for not coming over. I asked, ‘Please, can we talk about it tomorrow?’ . . . and I went back to sleep.”

August 10 at 11:24am · Like · 4

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In Session

On Sunday morning, Feb. 29, he woke up around 8:00.

“It was unusually warm . . . I went to my shop, got my motorcycle, and drove it to my father’s. We went out for lunch, or breakfast . . . I went for a little ride, took the motorcycle back to my shop, and went home. I don’t remember what I did that Sunday night.”

He went to bed “probably at 10:00 or 11:00,” but isn’t sure.

“Did you try to contact Kathy that day?”

“No, I didn’t . . . I thought I’d give it a day.”

August 10 at 11:25am · Like · 4

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In Session

On Monday, March 1, he went to work. When he returned home,

“I discovered that somebody had broken into my house.” Objection.

The attorneys go to a sidebar.

August 10 at 11:25am · Like · 4

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In Session

The sidebar ends, and the comment about the witness’ home being broken into is stricken.

“Were you able to contact Kathy on Monday?”

“No.”

‘On Monday evening, what did you do?’

“Well, due to the situation, I had a couple of friends call me and say, ‘Let’s get you out of the house, for a couple of beers.’”

He went to the Lunar Brewing Company “for two hours, a couple of hours.”

While there, ‘I got a phone call . . . from Mary Pontarelli.’

“Did you have a cell phone?”

“Yes.”

He gives the last four digits of his cell and house phones.

“You received a phone call from Mary Pontarelli?”

“Yes . . . Kathy’s neighbor.”

“Had you met her?”

“Many times.”

“Anybody else in her family?”

“Everybody” (he names them).

“She asked me if Kathy was with me. I said, ‘No, she’s not; I’ve been trying to get a hold of her all day.’”

The witness says he had tried to call Savio six times that day (both her cell and her home phone).

“Did you leave any messages?”

“Yes, I did.”

August 10 at 11:29am · Like · 4

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In Session

After he left the bar, he went home.

“I said, ‘Call me as soon as you find out what’s going on.’”

When he got home, “I called Mary immediately. She told me Kathy was dead . . . I said, ‘I’ll be right over.’”

“How long does it take you to get from your house to Kathy’s house?”

“At that time of night, about 25 minutes.”

He describes the route he drove that night.

“Did you get to Kathy’s house?”

“Yes . . . there were squad cars in the driveway, in the street, and people gathered around between the Pontarellis’ and Kathy’s house . . . I believe Drew was there.”

He identifies that defendant in the courtroom.

“Where was he at?”

“Underneath the street light. He seemed to be writing out a report . . . he was writing something.”

“Where did you go?”

“I went up and asked him what the hell happened . . .he said he didn’t know.”

“What did you say to him?” Objection.

The attorneys go to a sidebar.

August 10 at 11:33am · Like · 4

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In Session

Later that night/morning, he was interviewed in Steve Carcerano’s basement by the Illinois State Police. He was the last one to be interviewed that morning.

“Did you ever speak to them again in the year 2004?”

“Those particular men, I don’t believe so; they may have called me to get a phone number.”

‘Did you ever give another interview in 2004 to the police?’

“No.”

“Did you have a key to Kathy’s house?”

“No.”

“Did you ever have a garage door opener?”

“One time . . . she was working late . . . [afterwards] I gave it back.”

“When you spent the nights, what would you guys do in the morning with regards to the bed?”  
Objection.

The attorneys go to a sidebar.

August 10 at 11:39am · Like · 4

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In Session

The sidebar ends.



“During the time you were dating Kathy, did the defendant ever contact you?”

“There was one time . . . he called me at my house . . . I can’t narrow it down, but it was sometime in 2002.”

“Did you have the same phone number then as you have now?”

“Yes.” Objection/Overruled.

August 10 at 11:39am · Like · 6

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In Session

The witness is shown a document.

“See your phone number on that?”

“Yes.”

“That is your cell or home?”

“Home.”

The witness is then shown another document.

“See your phone number on that?”

“Yes . . . my home phone.”

“Does that have a date on it?”

“Yes . . . April 2 . . . oh, I see, it’s 2/28/04.”

“And the duration?”

“41 seconds.”

August 10 at 11:41am · Like · 3

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In Session

The parties go to the bench for a sidebar.

August 10 at 11:41am · Like · 1

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In Session

The sidebar ends.

“Recognize the number that called you?”

“I do now.”

“And whose number is that?”

“Kathy’s.”

August 10 at 11:43am · Like · 2

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In Session

“Steve, on that particular weekend, were the children there when you went to pick up Kathy that Friday night?”

“No . . . they were with their father.”

That concludes the direct examination.

August 10 at 11:44am · Like · 4

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In Session The judge decides to call a five minute recess now, rather than interrupting the cross-examination later.

The jurors leave the courtroom, and the judge leaves the bench.

The trial should resume at about 11:50 CT/12:50 ET.

August 10 at 11:45am · Like · 4

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In Session

Judge Burmila is back on the bench.

He sends for the jurors and the witness.

August 10 at 11:59am · Like · 4

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In Session

There is a new thread!

August 10 at 12:05pm · Like · 1

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**08/10/12: Defense Attorney Joseph Lopez on cross examination**

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In Session

August 10

WATCH THIS THREAD FOR LIVE UPDATES FROM THE DREW PETERSON MURDER TRIAL!

Kathleen Savio's boyfriend Steve Maniaci is on the witness stand being questioned by defense attorney Joseph Lopez.

The jury and the witness are now in the courtroom.

Attorney Joseph Lopez begins his cross-examination.

“You and I have never met?”

“No, Sir.”

“I want to call your attention back to 1984 . . . that was the first time you met Kathleen Savio?”

“Yes.”

“At that time, Kathy was living alone?”

“I really don’t remember what she was doing at that particular time.”

When they met, both he and Savio were working at a company called Die Masters.

“You ran into her again at a company reunion party?”

“Yes.”

“You always like Kathy?”

“I did.”

“You learned she got married, and you saw her at this party, with her husband, Drew Peterson?”

“Yes.”

“And then you didn’t hear anything from her for a couple of years?”

“Not directly, no.”

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In Session

The witness repeats that he and Kathy reconnected in 2001 at a Christmas party.

“You were happy to see her, weren’t you?”

“Sure.”

“You’ve never been married?”

“Never have been.”

“You spoke, and you learned that she and her husband were having problems?”

“Yes.”

“You learned that Drew was staying in the basement?”

“Yes.”

“You ever go to Kathy’s house when Drew was there?”

“No . . . he was out of town.”

“You didn’t want to get too serious with her, because you didn’t know if she was going to go back to Drew?”

“Yes.”

“When did you actually start dating as boyfriend and girlfriend?”

“I would say the end of February, early March, 2002.”

August 10 at 12:07pm · Like · 8

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In Session

One night, while he and Kathy were out, they ran into an attorney that Maniaci knew. He introduced that attorney to Kathy, and he began to represent her. But there was some kind of conflict, so the original attorney’s partner, Harry Smith, took over.

“She would call him [Smith] a lot, wouldn’t she?”

“Yes.”

“Harry was working hard on her case, wasn't he?”

“I would think so.”

‘So from this point in 2002, we fast forward to where you have this relationship with her on a weekly basis?’

“Yes.”

“You'd go out together?”

“Yes.”

“Eventually there was a time when she'd actually bring the children to your house and stay overnight?”

“Yes.”

“And there were occasions where the children would be with Drew, and they'd call her at your house?”

“I don't remember that, but it wouldn't surprise me if the did.”

“You adored this girl, didn't you?”

“I really did.”

“But you didn't want to talk about marriage when she called you?”

“No.”

“She hung up on you?”

“Yes.”

“You didn't call her back on Sunday?”

“No.”

‘You didn't call her until Monday?’

“Yes.”

August 10 at 12:08pm · Like · 4

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In Session

In addition to his motorcycle and his Cadillac, the witness has a classic Corvette.

“You referred Kathy to a dermatologist that you knew?”

“Yes.”

“She had some kind of red blotches”

“This was also your dermatologist, the brother of one of your band mates?”

“Yes.”

“You’d taken baths with Kathy?”

“Yes.”

“So both of you could fit in that tub?”

“It was kind of tight, but yes.” “

You’d sit there and enjoy each other’s company?”

“Yes.”

August 10 at 12:09pm · Like · 6

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In Session

The witness agrees that there were a lot of children in the neighborhood where Savio lived.

“The kids would play at the house all the time?”

“Yes.”

“Kathy wore glasses, right?”

“Yes, and contacts.”

“Wire frame glasses?”

“Sometimes . . . they were bent.”

“Yes.”

“You also have used spot carpet cleaner?”

“Yes.”

“You even suggested that Kathy get it, because she had a cat?”

“Yes . . . it’s possible that she may have taken the one I had . . . I said it was very good.”

“She had a cat?”

“Yes.”

“The cat lived downstairs?”

“There was a room downstairs with a litter box, and some food . . . it was a gray cat, charcoal.”

August 10 at 12:12pm · Like · 4

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In Session

“Kathy had a lot of matching towels, correct?”

“I don’t remember if they were matching.”

“She had different rugs she put on the bathroom floor, different colors?”

“Yes.”

“Sometimes there’d be a rug there, sometimes there wouldn’t?”

“I think that’s fair to say.”

“She had a lot of shampoo bottles?”

“She had a lot of shampoo.”

“Those kinds of things were around the tub?”

“Yes, decorative.”

August 10 at 12:12pm · Like · 6

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In Session

“Kathy also had a cabinet full of pills?”

"I don't remember if it was full of pills, but she did take some medication . . . she did have pills, yes."

"You previously described that Kathy bruised easily?"

"She told me that . . . I don't remember seeing them, but everybody has bruises occasionally . . . I can't tell you specific times."

"The picture you were shown with the hole in the door . . . that was never repaired, right?"

"No."

"And that was there for a long time, at least a year?"

"I believe longer than that . . . it was sometime in the beginning of 2002."

August 10 at 12:15pm · Like · 4

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In Session

The witness repeats and he, Kathy, and another couple went to the Samba Room in Naperville on the night of Friday, February 27, 2004. After dinner, they went to The Lantern Bar across the street.

"You got pretty drunk, didn't you?"

"It's a relative term . . . it was best that Kathy drove, because she didn't drink as much."

"You were pretty hung over the next morning, weren't you?"

"I was pretty tired."

"You went to Steak 'n Shake because you had a hangover, and you wanted a burger?"

"I don't remember saying that, but I wanted a burger."

August 10 at 12:18pm · Like · 5

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In Session

"You were pretty tired when you got up on Saturday?"

"I never slept all that well at her house."

The witness repeats that he went to play in his five-man rock band on Saturday afternoon.



“You guys have known each other for a long period of time?”

“Since high school, on and off.”

“Did you play in the garage that day?”

“No, in the basement.”

He had suggested that Kathy go over to his house while he practiced.

“And then I’d bring some dinner home, and we’d watch a movie.”

“There was no firm plan to do that?”

“No, right.”

“So later on in the evening you spoke to her . . . she didn’t want to go to your house, and you didn’t want to go to your house?”

“Yes.”

“She was studying for finals?”

“Yes.”

“And you knew she liked to study in bed?”

“Yes.”

August 10 at 12:20pm · Like · 5

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In Session

After band practice, he went home; his subsequent phone conversation with Savio was around 8:00 or 8:30 pm..

“This conversation you had with her about her coming to your house . . . she wasn’t angry at this time?”

“She was a little angry.”

“Because you wouldn’t come over?”

“Yes.”

Then, around midnight, she called him again.

“She was just mad at me.”

“She was kind of a fiery, feisty girl, wasn’t she?”

“She could be.”

“She was half-Italian, wasn’t she?” Objection/Sustained.

August 10 at 12:21pm · Like · 5

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In Session

“You thought she would call you the next day, didn’t you?”

“I did.”

“And you resisted the urge to call her?”

“Yes.”

He repeats that he met his father for breakfast or lunch, took a motorcycle ride, took the bike back to his shop, dropped it off, and then went home.

“So during the evening and into the night, no word from Kathy . . . just went to bed, woke up the next day, and went to work?”

“Yes.”

“The next day, remember that Monday being a holiday?”

“Some people call it a holiday.”

Judge: “Sir, I call it a holiday” (LAUGHTER IN THE COURTROOM)

August 10 at 12:24pm · Like · 6

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In Session

The witness repeats that he tried to call Kathy “many times” during the day on Monday.

“You didn’t call Mary Pontarelli that day, and ask her to go check on Kathy?”

“No.”

“You didn’t call any of the neighbors that day?”

“No.”

“You were just waiting for Kathy to call you?”

“Yes.”

He repeats that he went out with some friends to the Lunar Brewing Company. He was still out when Mary Pontarelli called him “about 10:00” that night. He had gone home after work that day, then went to the brewery “when it was still light out . . . maybe 6:00.”

“How long did you stay there?”

“A couple of hours . . . I was there until Mary called . . . 9:00 or 10:00, I believe it was . . . it was a bad day.”

“It was a bad day because you hadn’t talked to her?” Objection.

The parties approach the bench for another sidebar.

August 10 at 12:29pm · Like · 5

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In Session

The sidebar ends.

Both the objection and the question are subsequently withdrawn.

Judge Burmila: “Then I guess I’ll take back my ruling.” (LAUGHTER).

The witness repeats that he told Mrs. Pontarelli that he would go home from the bar, and that she should call him as soon as she knew anything. Once he got home, “I hadn’t heard anything from Mary, so I called her back.”

“And that’s when you heard about Kathy?”

“Yes . . . I freaked out.”

“You loved the girl, right?”

“Yes.”

“You raced to her house?”

“Yes.”

When he arrived, there were a lot of neighbors on the scene, as well as a lot of police and a paramedic vehicle.

“The first thing I said was, ‘What the hell happened?’ . . . I believe that was directed toward Drew.”

“And you asked Drew if he had anything to do with it, and he said he did not?”

“Yes.”

“You saw him writing something down?”

“Yes.”

August 10 at 12:32pm · Like · 6

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In Session

“This weekend . . there were a lot of things going on in Kathy’s life at that time?”

“Yes.”

“You described it as a basket case?”

“Yes.”

“And she had chest pains?”

“She had been working out.”

“You told police she had been complaining of chest pains?”

“If I did, I did.”

“You also knew she was taking medication for a heart murmur?”

“No, I did not know that.”

August 10 at 12:33pm · Like · 5

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In Session

“I want to come back to Friday night . . .you had sex?”

“Yes.”

“You had sex from behind?”

“Yes.”

“And Kathy was on her knees?”

“Yes.”

“That was downstairs?”

“In the living room.”

“It wasn’t the first time you guys had sex?”

“No.”

“You wore a condom?”

“Yes.”

“Know what happened to that condom?”

“It was in the kitchen waste basket . . . I don’t know who put it there.”

“Did you have sex on the stairs?”

“No.”

The witness is asked if he knows that a condom was found upstairs, but I didn’t get his answer.

“It was dark in the room, wasn’t it?”

“Not really . . . the kitchen lights were on” [when they were having sex].

August 10 at 12:35pm · Like · 5

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In Session

There is a brief pause, as Lopez looks for an exhibit.

“Do you recognize that as a sketch of the house where Kathy lived at?”

“Yes.”

“Can you show where it was that you and Kathy were enjoying one another?”

Using a laser pointer, the witness indicates on the projected sketch where they had sex.

“You were both on your knees?”

“Most of the time.”

“Where did you discard the condom?”

“The waste basket’s right there.”

“In the kitchen, right next to the sliding door?”

“Next to the sink . . . right there.”

August 10 at 12:39pm · Like · 5

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In Session

“Kathy also took birth control, but for another reason?”

“Yes.”

“She liked orange juice?”

“Yes.”

“She liked tea?”

“Yes.”

“She would use the microwave to make tea?”

“Yes.”

“Sometimes in the morning, you and she would have fruit and tea up in the bedroom?”

“Occasionally.”

“Sometimes she’d go downstairs and make stuff, and then come back upstairs?”

“Yes.”

“And then you guys would get ready, and go back downstairs?”

“Yes.”

“You don’t really know what times she would take her medications?”

“No.”

“You did tell police that it’s possible she had some bruises from having sex?”  
Objection/Overruled.

“It wouldn’t have been anything other than scuffs on her knees, or something like that. But that was nothing I did not see.”

“When you woke up the next day, your head was a little banged up?”

“I was tired.”

“Well, you were also a little hung over, weren’t you?”

“I guess you could say that.”

August 10 at 12:42pm · Like · 4

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In Session

There is another pause, as Mr. Lopez consults with his colleagues.

He then announces that he’s finished with his cross-examination.

August 10 at 12:43pm · Like · 5

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In Session Prosecutor Koch says he has no further questions.

The witness is excused.

The jurors are then excused, as the attorneys announce that they need to put some things on the record.

August 10 at 12:44pm · Like · 3

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## **08/10/12: Prosecutor on new information learned from Susan Doman**

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In Session

The jurors are now gone.

Prosecutor Connor announces that he learned some new information this morning from the next witness, Susan Doman (“something that had never before been brought up”).

“She indicated that her sister said Drew had asked her for the children on Monday, Casimir Pulaski Day, and she [Savio] had said no. I told her that she is not to discuss that . . . [but] I do not want any surprise from the defense.”

Joe Lopez: “Well, I was taken by surprise. The surprise has worn off. We’d like to think about that over the lunch hour.”

August 10 at 12:56pm · Like · 4

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## 08/10/12: Prosecutor on information allowed on Susan McCauley

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In Session

Prosecutor Kathy Patton then addresses the court about another upcoming witness Susan McCauley.

“The Court didn’t want to go into the fact that she was having an affair with the defendant . . . because of the prejudice it would bring in.”

Greenberg: “I won’t get into the affair . . . if they want to characterize them as ‘good friends’ . . .”

Patton: “Then I’d like to get in to what he said about the divorce.”

Judge: “I did not want there to be a situation where the defendant misled this witness about getting a divorce. Any questions you want to ask about that, they’re out.”

Patton continues, says while Peterson was married to Savio, he said to McCauley that Kathleen was not going to get any of his pension.

Greenberg: “We’re talking about 1997, these conversations . . . the relationship ended in 1998.”

Patton continues, says that McCauley should be allowed to say that Peterson told her “he would never leave. He would never get a divorce, because he didn’t want Kathleen to get half of his pension. And in another statement, he said that Kathleen would never get his pension . . . it was the end of 1997, 1998 when he said these things.”

There was also another conversation between McCauley and Peterson at a bowling alley, at which Peterson told her that Savio “was crazy.”

August 10 at 12:57pm · Like · 4

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In Session

According to Patton, McCauley told Peterson that “you must have a horseshoe somewhere . . . nobody gets that lucky.’ And they laughed about it. She didn’t understand how it happened, and he said that it was a newer type of bathtub, that after a while automatically drains. He said she was taking medication, and there was a wine glass. That was the sum and substance [of McCauley’s testimony].”



Greenberg: "I think you already ruled that the bowling alley conversation was admissible."

Judge: "Right . . . all of the information at the bowling alley stands on its own . . . the portion of the conversation from 1998 that I struck is still stricken. But the conversation from the bowling alley comes in."

Patton presses the judge as to why the other testimony can't come in, assuming the witness does not mention the affair.

Greenberg objects, says it's too remote in time, and it suggests that Peterson had a lifetime obsession with his pension.

"The Court ruled properly before.'

Patton: "We continue to believe he had preconceived ideas about what would happen if he had to go into this settlement . . . Drew had in his mind that he was going to lose this. It goes to his knowledge and his intent."

Judge: "He formulated this desire to commit this murder in 1998? . . . the conversation is remote, and I don't see how it's particularly relevant to the conversation from the bowling alley. I won't reverse my ruling, and the State will not be able to go into that."

August 10 at 1:02pm · Like · 2

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In Session

Finally, Patton moves to upcoming witness Teresa Kernc, a Bolingbrook police officer.

She then decides to withdraw the motion for now.

Judge: "If we have to discuss it at 1:15, we'll do so then."

The judge leaves the bench, and the trial is in recess until 1:15 CT/2:15 ET.

August 10 at 1:03pm · Like · 2

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