

BRISTOL SUPERIOR COURT
FILED

#464

MAY 05 2017

COMMONWEALTH OF MASSACHUSETTS

MARC J. SANTOS, ESQ.
CLERK/MAGISTRATE
BRISTOL, SS

SUPERIOR COURT DEPARTMENT
INDICTMENT No. 2013-CR-00983

COMMONWEALTH

v.

AARON HERNANDEZ

SUPPLEMENT TO MOTION AND MEMORANDUM IN OPPOSITION TO
DEFENDANT'S MOTION TO ABATE PROSECUTION

NOW COMES THE COMMONWEALTH in the above-captioned matter and respectfully supplements it's filing of May 1, 2017. By this supplement, the Commonwealth provides two additional documents: Report of Kyle Sheldon (3 pages); and Excerpt from note left by defendant (1 page).

RESPECTFULLY SUBMITTED,

THOMAS M. QUINN, III
DISTRICT ATTORNEY

BY: 

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Dated: May 5, 2017



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Karyn Polito
Lieutenant Governor

Daniel Bennett
Secretary

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Deputy Commissioners

Steven Silva
Superintendent

TO: Steven Silva, Superintendent

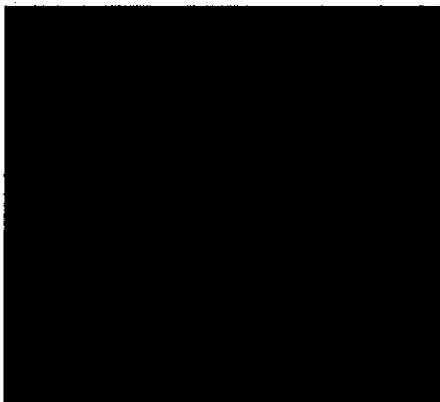
THRU: Keith Nano, Deputy of Operations; George Hutchinson, Deputy of Reentry; Christopher Phelps, Director of Security; Michael Rumery, Inner Perimeter Security Commander; Dustin Belland, Inner Perimeter Security Sergeant

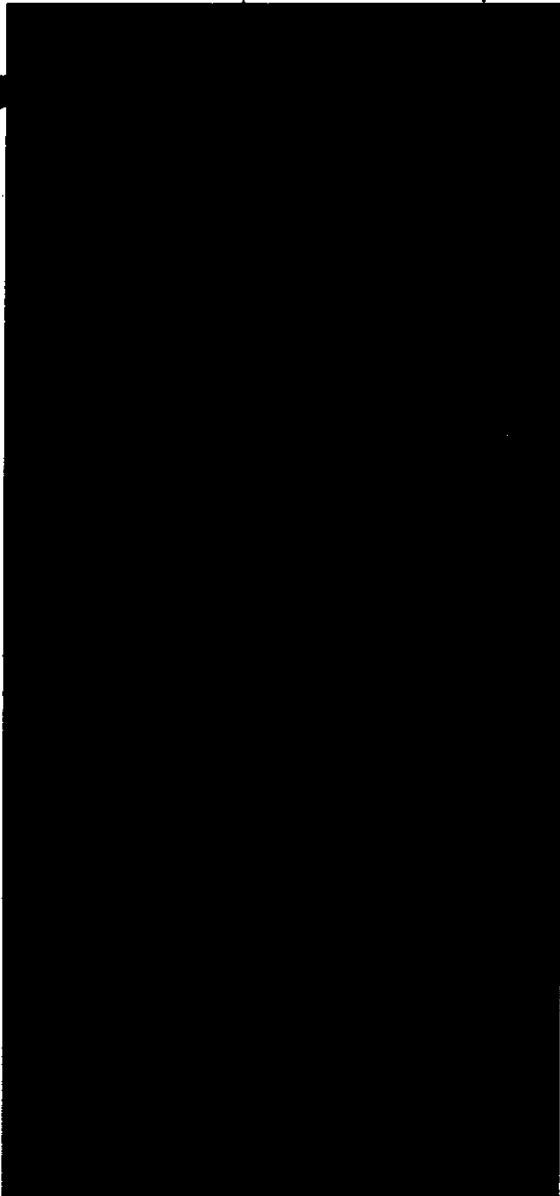
FROM: Kyle Sheldon, Inner Perimeter Security

DATE: April 19, 2017

RE: G2 Unit Interviews Following the death of Aaron Hernandez W106228

On April 19, 2017 Inner Perimeter Security Officers Kyle Sheldon and James Cornwell, along with Office of Investigative Services Sergeants Scott Black and Todd Smith reported to the G2 housing unit to conduct unit interviews and assess the unit climate following the death of inmate Aaron HERNANDEZ W106228. The following inmates were interviewed by Inner Perimeter Security Officers;





The summaries of unit interviews conducted by Inner Perimeter Security Officers are as follows;

Out of the inmates that were interviewed many inmates claimed to have no or very little interaction with HERNANDEZ. Those inmates stated HERNANDEZ was a private inmate who was approachable but felt it was their business to get involved with him and they would rather keep to themselves. Few inmates brought up what was being said on the news and on radio stations they had been listening to. One inmate stated specifically that the 98.5 radio broadcast had been disrespectful saying he deserved what he got and had also mentioned that they had brought up the fact that HERNANDEZ may be gay. Multiple inmates stated they had interactions with HERNANDEZ on a daily basis but it was more of a respectful relationship with

only "Hi" and "Bye" type conversations in passing. Many inmates stated that they had congratulated HERNANDEZ on his recent court decision.

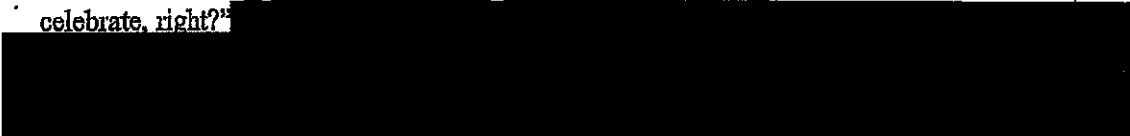
Inmates that had more frequent interactions with HERNANDEZ stated that he showed no signs of any trouble or depression and stated he carried on as normal. They stated HERNANDEZ had made multiple phone calls, including a phone call to his fiancé and daughter, and with positive feelings. No inmate stated he had any trouble within the unit or spoke of any other known problems.

Inmates that had stated they were close with HERNANDEZ stated that he was excited over the weekend after his verdict came down on Friday. They stated he was positive and even happily emotional, which was not usual of HERNANDEZ. Of these inmates some stated they had played basketball recently with HERNANDEZ and nothing seemed out of the ordinary. A couple of inmates stated he had come to their door before lock in and described their conversation as "nothing out of the ordinary."

Of the inmates that said they were "tight" or "real close" with HERNANDEZ they stated that he had been more and more spiritual as his time progressed in prison. They felt that his suicide had been some sort of religious message. One inmate stated he did HERNANDEZ's laundry and HERNANDEZ had requested his laundry been ready for the weekend because he was expecting a visit from his fiancé and daughter. He stated nothing seemed wrong with HERNANDEZ and he didn't seem upset. Another inmate stated that HERNANDEZ had talked to him more and more frequently with a religious tone. This inmate stated that HERNANDEZ came to his door before lock in and stated, "remember when you die your soul gets reincarnated." Another source stated that HERNANDEZ had recently mentioned a rumor. This rumor was that if an inmate has an open appeal on his case and dies in prison, he is acquitted of his charge and will be deemed not guilty.

A source who claimed to be one of HERNANDEZ's closest friends stated "Just spoke with him yesterday and he was in a great place." "He was a very spiritual guy who was always quoting the bible." "Since Friday's verdict he had been talking about the NFL and going back to play even if it wasn't with the Pats." "He talked about his daughter and spending time with her." "There was absolutely no indication that he would do anything like that."

One of the last inmates interviewed stated "what do you do when you get good news?" "You celebrate, right?"



Shay,

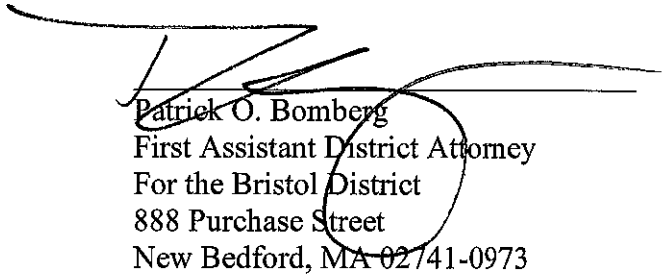
you have always been my soul-mate and I want you to live life and know im always with you. I told you what was coming indirectly! I love you so much and know you are an angel - Literally! We split into two to come change the world! Your characteristics is that of a true angel and the definition of Gods love! Tell my story Fully But never think anything besides how much I love you. This was the Supremes, the almighty's Plan, not mine! I love you! LET [REDACTED] KNOW HOW MUCH I LOVE HER! LOOK after [REDACTED] and [REDACTED] for me - those are my boys (you're rich).
I KNEW I LOVED YOU = SAVAGE GARDEN

CERTIFICATE OF SERVICE

I, Patrick O. Bomberg, certify that I have served a copy of the Commonwealth's Supplement to Motion and Memorandum in Opposition to Defendant's Motion to Abate Prosecution via email to Counsel for the Defendant as follows: John M. Thompson, Esq. and Linda J. Thompson Esq., at habeasjohn@ttpclaw.com.

Signed under the pains and penalties of perjury this 5th day of May 2017.

COMMONWEALTH OF MASSACHUSETTS,



Patrick O. Bomberg
First Assistant District Attorney
For the Bristol District
888 Purchase Street
New Bedford, MA 02741-0973