

DeAngelo left the bedroom and can be heard going through the house, opening drawers, closing the drapes and opening the sliding glass door. DeAngelo returned to the bedroom and forced Jane Doe Number 8 to get up and go into the living room. She saw that he was pointing a gun at her and did as she was told. When they got to the living room, he told her to lay face down on the carpet. She noticed that the living room lamp was on and her boyfriend's robe had been draped over it. She heard a ripping sound and then DeAngelo placed a towel around her eyes. He held a gun to her head, saying, "Don't move. Don't even breathe or I will blow your brains out." Joseph DeAngelo unlawfully kidnapped and carried away Jane Doe Number 8 with the intent to commit robbery, within the meaning of Penal Code Section 209, using both a gun and a knife to do so. His decision to move her away from her boyfriend was more than merely incidental, as it substantially increased the risk of harm to her, above and beyond the crime of robbery itself. John Doe Number 7 called out from the bedroom, asking if she was okay. DeAngelo told her to say yes, and she did. DeAngelo went into the bedroom and placed dishes and a salt shaker on John Doe Number 7's back and told him not to move or he would kill him.

DeAngelo returned to the living room and straddled Jane Doe Number 8's back, putting his penis in her hands and forcing her to masturbate him. He then rolled her over and vaginally raped her and forced her to change positions, raping her again while holding a knife to her neck. When he was done, he re-tied her feet and eventually left. DeAngelo took her wallet, money and driver's license.

In addition to the kidnapping for robbery that was charged, the defendant's conduct also was a violation of Penal Code section 261 (rape) and sections 211 and 236, robbery and false imprisonment of Jane Doe #8 and John Doe #7, which defendant admitted. (R.T., pp. 138-139.)

INCIDENT 66: The 7/6/78 rape and false imprisonment of Jane Doe #44 in Davis, Yolo County

Jane Doe Number 44 lived with her two young children on Amador Drive in the City of Davis, County of Yolo. Around 3:00 a.m. on July 6th, 1978, Joseph DeAngelo came through her bedroom door and shined a flashlight in her face. He told her, "Don't move or I'll blow your fucking head off, and I'll kill your boys. You see this?" as he pointed to the handgun. DeAngelo ordered the victim to roll onto her stomach, after which he bound her wrists with shoelaces. After he wiped lotion on his penis, he forced the victim to masturbate him with her hands bound behind his (sic) back, and then he vaginally raped her.

After sexually assaulting the victim, he ransacked the house, ate their food and stole their money. But he wasn't done. Joseph DeAngelo returned to the victim and forced her to orally copulate him before sodomizing her. He forced her into multiple positions as he sexually assaulted her. At one point during the night Joseph DeAngelo started saying, "I hate you. I hate you, Bonnie." Joseph DeAngelo was previously engaged to a woman named Bonnie, and she broke off the engagement with him because of his controlling nature. He showed up at her window and tried to kidnap her at gunpoint. (R.T., pp. 210-211.)

INCIDENT 67: The 11/4/78 rape and false imprisonment of Jane Doe #45 in San Jose, Santa Clara County

Jane Doe Number 45 lived on Havenwood Way in the City of San Jose, County of Santa Clara, with her one-year-old baby. On the night of the incident, she was home alone with her baby around 3:45 a.m. on November the 4th of 1978. She felt pressure on top of her and opened her eyes to see a stranger pressing against her body in the dark. It was Joseph DeAngelo. He told her, "Don't make any sound. If you do I'm going to kill you. I have a knife." She felt a sharp

Number 9 to orally copulate him and then he untied her feet and vaginally raped her and sodomized her. Three rings were taken from her hands, along with a cap and beer.

In addition to the kidnapping for robbery that was charged, the defendant's conduct also was a violation of Penal Code section 261 (rape) and sections 211 and 236, robbery and false imprisonment of Jane Doe #9 and John Doe #8, which defendant admitted. (R.T., p. 142.)

COUNT 23: The 10/7/78 kidnapping for robbery of Jane Doe #10 in Concord, Contra Costa County

On or about October 7 of 1978, in the City of Concord, in the County of Contra Costa, Jane Doe Number 10 and her husband, John Doe Number 9, went to bed at approximately 11:30 p.m. John Doe Number 9 recalled being awoken by a sound and seeing a male standing at the foot of his bed. That male was the defendant, Joseph DeAngelo. DeAngelo was holding a flashlight in his left hand and pointing a revolver at John Doe Number 9, which was held in his right hand. The defendant then said, "I just want food and money. That's all. I'll kill you if you don't do what I say." Jane Doe Number 10 woke up at this point, and the defendant told her husband to turn over and put his hands behind his back. He then threw several shoestrings at Jane Doe and told her to tie up her husband. She wasn't moving fast enough for his liking, so the defendant took over and finished the job. The defendant then went into their closet and retrieved more shoestrings from the shoes that he found. He then used those shoestrings to tie up Jane Doe's hands and her feet while pointing a knife at her throat and saying, quote, "I'll kill you if you don't do everything I say." He then told Jane Doe and her husband to remain lying face down and stated, "If you see me, I'll have to kill you."

The defendant then began going through dresser drawers, jewelry boxes and their respective wallet and purse. He continued to rummage through the house for another half hour,

bound behind her back. DeAngelo then forced her to orally copulate him. He placed a knife to her throat and told her she better make it feel nice, or he would cut her throat. After a few moments, the defendant vaginally raped the victim as he held a gun up against her head and told her not to scream or he would blow out her brains.

After sexually assaulting the victim he started eating a box of crackers and drinking beer from the refrigerator. The victim thought the defendant had left the house, but then he called out and came back. Like several of the sexual assaults in Contra Costa and in the East Area Rapist series, the defendant used shoelaces as bindings, stole wedding bands from the victims, ate their food and drank their beer after he terrorized them. (R.T., pp. 213-215.)

INCIDENT 70: The 12/9/78 rape and false imprisonment of Jane Doe #47 in Danville, Contra Costa County

On or about December 9th of 1978, Jane Doe Number 47 was home alone. She lived in the City of Danville, in the County of Contra Costa. She'd gone to bed around 12:30 a.m. that morning, normally slept on her stomach. She was awoken out of her sleep by the touch of a male's hand on the nape of her neck. The male was Joseph DeAngelo. Still holding her head down, he also held a long blunt-tipped object perpendicular to her throat and said, quote, "Don't scream. Don't make a noise. I won't hurt you. All I want is money and food for my van." He continued, "Where's the money? Where's the money?"

He then told her to put her hands behind her back, which she did. He then pulled the covers off of her and told her to put her hands up high, high enough behind her back, which she did. He then tied her hands behind her back and pulled the bed covers over her head. He then pulled the bed covers up from the bottom, exposing her feet, and told her to cross them, which she did. He then tied her feet together and left the bedroom.

The defendant then continued to rummage through the house, continued to check on John Doe, the husband, threatening that he would kill everyone in the house if he moved. He continued to tell both Jane Doe and her husband that he wanted gold and silver. He continued rummaging through the house for some time, until he finally left and never returned. Numerous pieces of jewelry and money were taken that night. The defendant was described as wearing a face mask, with the eyes and the mouth cut out and brushed suede boots.

In addition to the kidnapping for robbery that was charged, the defendant's conduct also was a violation of Penal Code section 261 (rape) and sections 211 and 236, robbery and false imprisonment of Jane Doe #10 and John Doe #9, which defendant admitted. (R.T., pp. 62-63.)

COUNT 24: The 10/13/78 kidnapping for robbery of Jane Doe #11 in Concord, Contra Costa County

On or about October 13th of 1978, in the City of Concord, in the County of Contra Costa, at approximately 4:30 a.m., Jane Doe Number 11 and her roommate and significant-other, John Doe Number 10, were awoken by their room door being swung open and a flashlight illuminating the room. The male shouted for them not to move or he would kill them. The male, Joseph DeAngelo, then directed John Doe Number 10 to lie face down and threw shoestrings at Jane Doe 11, directing her to tie him up. She complied. He then told her to lie face down and he tied her hands and legs and John Doe Number 10's legs as well. At this point Jane Doe's daughter came running into the bedroom at her mother's side, screaming. The defendant directed Jane Doe to shut her daughter up or he would kill them all. The defendant subsequently put the daughter in a bathroom, pushing a dresser in front of the door to prevent her from escaping.

After approximately 30 minutes of listening to the defendant rummage through their home, where he intermediately checked on the bindings of both victims and ordered them to stay

complete, he got up, rubbed his hands on a sheet, re-tied her feet and left the room. She then heard a screen door open and waited for the defendant to leave.

After waiting for a period of time, she began to try to untie herself. She was able to get to the kitchen to retrieve a knife to cut the ties and at that point she noticed that it was about 5:00 a.m. She went to a neighbor's house for help. She was taken later that morning to the emergency room at John Muir Hospital for a sexual assault examination.

After a search of her home it was discovered that money, approximately \$25, and her driver's license were taken from her wallet. Additionally, five pieces of jewelry were missing, which had been taken from the jewelry box: A yellow gold ring with a jade stone, a yellow gold ring with an aquamarine stone, a yellow gold stick pin with an opal stone, a white gold pendant with an opal stone and two small diamonds with a gold chain and a yellow gold antique pendant with a pink stone with seed pearls and a yellow gold chain. The defendant had also taken a bottle of beer from her refrigerator, consumed it and left it in the rear of her yard.

A sexual assault evidence kit was collected from the victim. A vaginal sample was analyzed for DNA. The DNA profile from the sperm fraction of the vaginal swab generated a single male donor consistent with the single male donor from charged Count Twenty-five, Jane Doe Number 12, and charged Count Number Twenty-six, Jane Doe Number 13, both of which are Contra Costa cases, in addition to Orange County, Ventura and Santa Barbara cases. In May of 2018 the California Department of Justice notified Contra Costa Sheriff's Department Crime Laboratory of a DNA match to the defendant, Joseph DeAngelo. (R.T., pp. 75-79.)

In addition to the kidnapping for robbery that was charged, the defendant's conduct also was a violation of Penal Code section 261 (rape) and sections 211 and 236, robbery and false imprisonment of Jane Doe #11 and John Doe #10, which defendant admitted. (R.T., pp. 66-67.)

COUNT 25: The 10/28/78 kidnapping for robbery of Jane Doe #12 in San Ramon, Contra Costa County

On or about October 28th of 1978, Jane Doe Number 12 and her husband, John Doe Number 11, were in their bedroom asleep when she was awoken by the defendant standing in her bedroom shining a small pen-like flashlight in her face. He instructed her not to say a thing or he would kill her. He then instructed her to wake up her husband. She did as she was told and was given two pieces of rope from the defendant to tie her husband's hands behind his back. Joseph DeAngelo then tied her husband's feet, and her hands behind her back and then tied her feet together as well. They were both left face down on the bed. The defendant then asked both of them several times where the money was. Jane Doe Number 12 told him that she had about \$50 in her purse and directed him to some coins in a closet. The defendant responded several times that he would need more than that.

The defendant then went through the house for about 15 minutes and repeatedly told them not to move or he would kill them. The defendant then went to the bedroom and cut Jane Doe's 12's legs free and whispered to her, "Get out of bed. I want you away from him so you can't untie him." She managed to get out of the bed and the defendant pushed her down the hall. They got to the kitchen where he pushed her onto the floor and she lay on her stomach. Joseph DeAngelo unlawfully kidnapped and carried the victim away with the intent to commit robbery, within the meaning of Penal Code Section 209. With the victim still bound at the hands and her husband still bound by his hands and feet in their bedroom, Joseph DeAngelo's decision to move her was more than merely incidental, as it substantially increased the risk of harm to her above

masturbate him. He then reached under her shirt, ripped off her bra, pulled up her shirt and bit her breast four times, one of those times biting down extremely hard. He then penetrated her vagina with his penis without her consent and raped her. He continued to tell her not to make a sound, stroked the left side of her neck with a sheathe-like object which, again, she believed to be a large knife within that sheathe. He then told her not to move or he would cut her throat. He continued to rape her until he eventually stood up and bound her ankles once more.

He rummaged through the room for a short time and left through the sliding glass door at the rear of the residence. She eventually was able to work her ankles free, believing it to be around 11:15 or 11:30 p.m. at that time. She awoke one of the children she was babysitting and was eventually able to get someone to contact her parents and the Walnut Creek Police Department. (R.T., pp. 80-82.)

INCIDENT 72: The 6/25/79 rape and false imprisonment of Jane Doe #49 in Walnut Creek, Contra Costa County

On June 25th of 1979, in the City of Walnut Creek, in the County of Contra Costa, the victim, Jane Doe Number 49, was home with her sister and father. She and her sister went to bed at around 9:30 or ten o'clock, p.m., and her father had gone to bed a little later, around 11:00, all in their own respective bedrooms. It was customary for everyone to sleep with their bedroom doors closed. The victim indicated that she did sleep with her window open that evening. She wore a full-length nightgown to bed and cotton underwear. At some point in the middle of the night a man jumped on her back. She was asleep in her bed. He put his hand over her mouth and said, "Don't say a word. I'm not going to kill you. All I'm looking for is money. All I want is money." She could feel the sharp point of a knife being put to the side of her neck.

A sexual assault evidence kit was collected from the victim. A vaginal sample was analyzed for DNA. The DNA profile from the sperm fraction of the vaginal swab generated a single male donor consistent with a single male donor from charged Count Twenty-Six, Jane Doe Number 13, and from uncharged Count Seventy, Jane Doe Number 47, both of which were Contra Costa cases, in addition to the Orange County, Ventura and Santa Barbara cases as well. In May of 2018 the California Department of Justice notified Contra Costa Sheriff's Department Crime Laboratory of a DNA match to defendant Joseph DeAngelo.

In addition to the kidnapping for robbery that was charged, the defendant's conduct also was a violation of Penal Code section 261 (rape) and sections 211 and 236, robbery and false imprisonment of Jane Doe #12 and John Doe #11, which defendant admitted. (R.T., pp. 71-72.)

COUNT 26: The 6/11/79 kidnapping for robbery of Jane Doe #13 in Danville, Contra Costa County

On or about June 11th of 1979, in the City of Danville, in the County of Contra Costa, at approximately 4:00 a.m., the victim, Jane Doe Number 13, woke up feeling the presence of someone in her bedroom. She saw a male wearing a face mask with eyes and the mouth cut out and also wearing gloves. That male was the defendant, Joseph DeAngelo. The defendant then said to her, "Don't move. All I want is your money." He then told her to wake her husband, John Doe Number 12 and directed both of them to roll over face down on the bed. He then told Jane Doe Number 13 to tie up her husband, which she did. He then tied her up and gagged her and blindfolded her and carried her to the front room of the home and laid her face down on the floor.

The defendant unlawfully kidnapped and carried the victim away with the intent to commit robbery, within the meaning of Penal Code Section 209. With the victim still bound, blindfolded and gagged and her husband still bound by his hands and feet, lying face down in

covered by a shirt that the defendant had put over her face and gave her the following command: I want you to spread your legs apart. She complied. He got on his knees and maneuvered her legs on each side of his body and then penetrated her vagina without her consent with his penis and raped her. He continued thrusting against her body and then eventually pulled his penis out. He then re-tied her feet together, her hands still bound behind her, still gagged, face still covered with a shirt.

He then put his mouth close to her ear and said, quote, "I'll kill you while I'm looking, looking, looking for money, money, money." He then left her bedroom, closing the door behind him. She waited for about 15 minutes until she believed the defendant was gone and went to her father's room screaming on the way there, "I was raped." The police arrived and she was ultimately taken to John Muir Hospital with her sister and mother for a sexual assault examination. (R.T., pp. 83-86.)

INCIDENTS 73 & 74: The 4/4/79 kidnapping for robbery, rape, robbery and false imprisonment of Jane Doe #50 and the robbery and false imprisonment of John Doe #22 in Fremont, Alameda County

On April 4th, 1979, Jane Doe Number 50 and her boyfriend, John Doe Number 22, were asleep in their home on Honda Way in the City of Fremont, in the County of Alameda. Just after midnight they were awakened and saw a male pointing a flashlight and handgun at them in their bedroom. He told them not to move or he would blow their heads off. The man in their bedroom holding the gun was Joseph DeAngelo.

The suspect threw shoelaces at John Doe's back and told Jane Doe Number 50 to tie his hands behind his back. DeAngelo then tied her hands and feet, as well as John Doe Number 22's feet. He told them that, "We're going into the other room so you guys won't be together."

EXHIBIT 3

EXHIBIT 3

FACTUAL BASIS FOR SEPARATE UNCHARGED CRIMES OF FORCE AND VIOLENCE ADMITTED BY DEFENDANT

INCIDENT 27: The 12/10/75 attempted murder of Officer William McGowen in Visalia, Tulare County

The Visalia Ransacker committed over 100 burglaries between April of 1974 and December of 1975 in the City of Visalia. Following the murder of Claude Snelling, efforts to apprehend the ransacker increased and included a plan to trap him during a prowling incident based at locations where he might be expected to return. On the evening of December 10, 1975, in an area that had recent ransacker activity, the Visalia Police Department set up a perimeter and set out to wait and see if the ransacker would return. Detective William McGowen held a position in the garage of a residence where he believed the ransacker might make an appearance based on prowling incidents that had occurred at that residence in the recent past.

While positioned in the garage, Detective McGowen observed a subject walk down the side of the garage towards the rear of the residence. Detective McGowen described the subject as a white male adult, five-ten, with light-blond hair and a round babyface. Based on his observations, McGowen later assisted in the creation of a composite sketch that clearly resembled Joseph DeAngelo.

Detective McGowen approached DeAngelo from behind with a flashlight. When DeAngelo turned, Detective McGowen observed that he was wearing a black ski cap that was rolled up. Detective McGowen had his firearm out and announced himself as a police officer, stating, "Police, what are you doing here?" DeAngelo began screaming, "Oh, my God. Don't

In the fall of 2017 Contra Costa Assistant Chief Investigator Paul Holes asked District Attorney Schubert to assist in using a new DNA tool, investigative genetic genealogy, IGG, to possibly develop a lead in the case. Investigator Holes collaborated with the Ventura County District Attorney's Office, which had located an unopened sexual assault kit collected from the homicides of Lyman and Charlene Smith, in which Charlene was sexually assaulted. In January of 2018, semen from the vaginal sample in Charlene's kit was used to develop a specialized DNA profile intended for investigative genetic genealogy. The DNA profile can be uploaded to a publicly available genetic genealogy database where a list of names of potential relatives of the killer was provided. No DNA and no other genetic information from these potential relatives was shared with law enforcement.

A working group comprised of Paul Holes, Steve Kramer, division counsel for the LA field office of the FBI, Genealogist Barbara Rae Venter and Sacramento District Attorney's Office Lieutenant Kirk Campbell and Investigative Assistant Monica Czajkowski began the laborious process of building family trees. On March 18th, 2018, Sacramento DA Investigative Assistant Czajkowski notified the team, quote, "We just found another guy," and the answer to that one question that has gone unanswered for over 40 years revealed itself.

This investigation uncovered the following about Joseph DeAngelo: He grew up in Rancho Cordova. He served in the military. He was engaged to a woman named Bonnie, a name uttered during an EAR sexual assault in Yolo County. He was employed as a police officer near Visalia during the ransacking series. He left Tulare County after the McGowen shooting, and then he worked as an Auburn Police Officer during the same time period as the East Area Rapist series, but was fired for shoplifting dog repellent. The defendant then moved to Southern California before returning to Sacramento.

closet before returning to the bed, demanding that she roll onto her stomach. DeAngelo bound her hands tightly behind her back with a small rope. He again looked around the room and found a belt, which he also tied around her hands. He again ordered her to roll over and then vaginally raped her, while she lay on the bed and with her hands bound behind her back.

When he was done he wiped his penis clean with the bed sheet and asked her if she had any money. Each time DeAngelo spoke he used a low, guttural whisper through clenched teeth. She told him there was some change in her bedroom and money in her purse. Before leaving the room DeAngelo tied her feet together with a bra and an electrical cord from her hair dryer and gagged her, while placing a slip in her mouth. Once DeAngelo left her room she could hear him rummaging through the house. Eventually everything became quiet. She was able to free herself from her bindings, walk to her father's bedroom and knock the phone onto the floor to get assistance from the operator. DeAngelo fled with \$15 and two packs of cigarettes. (R.T., pp. 142-144.)

INCIDENTS 29 & 30: The 7/17/76 false imprisonment of Jane Doe #15 and rape and false imprisonment of Jane Doe #16 in Carmichael, Sacramento County

During the early hours of July 17th, 1976, two teenage sisters, Jane Doe Number 15 and Jane Doe Number 16, were home alone at their residence on Marlborough Way in the City of Carmichael, in the County of Sacramento. Their parents were out of town for several days. The sisters were asleep in separate bedrooms when Jane Doe Number 15 was awakened by a male straddling her back. The male was Joseph DeAngelo. He told her, "If you make a move I'm going to stab this right through your neck." She then felt a poke to the back of her neck several times with what she believed was a knife. DeAngelo then struck her several times in the head before grabbing her arms and pulling them behind her back, binding her hands and legs with

A short while later while sitting alone in the interview room on April the 24th, 2018, Joseph DeAngelo began to talk to himself and, among other things, said, I did all that. I didn't have the strength to push him out. He made me. He went with me. It was, like, in my head -- I mean, he's a part of me. I didn't want to do those things. I pushed Jerry out and had a happy life. I did all those things. I've destroyed all their lives, so, now, I got to pay the price.

COUNT 1: The 9/11/75 murder of Claude Snelling in Visalia, Tulare County

Claude Snelling was a journalism professor at the College of Sequoias in 1975 and the father of 16-year-old Beth Snelling, who had become a target of the Visalia Ransacker in the months and weeks leading up to September of 1975. Around 2:20 a.m. September 11, 1975, Beth Snelling woke up to a man covering her nose and mouth with his hand, whispering in a low raspy voice, "You're coming with me. Don't scream or I'll stab you." The man then pulled Beth from her bedroom using his right hand and pulled a revolver from his back using his left hand. She described the man as 5 foot 8 to 5 foot 11, a white male adult, with a stocky build and a round face wearing a ski mask with the eyes and nose cut out. Joseph DeAngelo was 5-11 at that time, weighed 205 pounds and was left-handed.

DeAngelo took Beth from her bedroom and into the family room, where he pointed the revolver at her and said, "Don't scream or I'll shoot you." DeAngelo forced Beth from the residence using the rear door located between the kitchen and the family room. At this point Beth heard her father, Claude Snelling, yell out, "Hey," and began running towards her and DeAngelo. Beth witnessed DeAngelo shoot her father twice from a distance of ten feet using his left hand. DeAngelo then turned and pointed the revolver in the direction of Beth and kicked her three times in the face before running out of the family's back yard.

On August 29th, 1976, three o'clock in the morning, Jane Doe Number 17 and her two daughters were asleep when Jane Doe Number 18 was awoken by the sound of chimes that were hung near her bedroom window. It was a warm evening, and many of their windows had been left open. When Jane Doe Number 18 looked toward the window, she saw a silhouette of a male trying to pry her window screen off. When she sat up, the male ducked down.

Jane Doe Number 18 ran to her mother's room and told her someone is trying to break into the house. The two of them went to her sister's room to wake her, but were unable to do so. They looked in the back yard and then quickly went to the kitchen to use the phone. As the mother was dialing the phone, they could hear the curtain rod crash to the floor. Shortly thereafter they saw a male standing directly in front of them. The man was Joseph DeAngelo. The first words he uttered were, "Freeze or I'll kill you all," and told her to hang up the phone. He was holding a gun in one hand and a club in the other hand and was naked from the waist down.

As DeAngelo drew closer to them, Jane Doe Number 17 grabbed him by the wrist to turn the gun away from her family. His response was to strike her in the head several times with the club he was holding. After beating her into submission, he told them all he wanted was their money. When he asked if there was anyone else in the house, Jane Doe Number 18 said that her sister was asleep in her own bedroom. He then tried to tie the mom, Jane Doe Number 17's, hands behind her back, but she struggled with him. DeAngelo struck her several more times in the head with the club. She was able to break free and ran out the front door to a neighbor's house. DeAngelo, in turn, fled the residence. Jane Doe Number 17's head injuries required multiple stitches. Their residence was located just around the corner from Jane Doe Number 14, who was actually assaulted two months prior. (R.T., pp. 147-149.)

of a house on the opposite side of the street. Benny kept jogging north. As Brian and Katie continued walking, they would have encountered this white male. Minutes later, Brian and Katie Maggiore ended up in the back yard of a home located on La Gloria Way being chased by the defendant, Joseph DeAngelo.

Thirteen-year-old David K. was hanging out on the second floor of his home when he heard a gunshot. Looking out his second-story window into his back yard, David saw Joseph DeAngelo run across an opening, where the fence had fallen because of a recent storm, into his neighbor's yard. The defendant fired his handgun as he ran towards the patio area, where he fired another shot that struck Brian. The bullet entered Brian's upper chest and tore through his trachea before entering the spinal canal and exiting the body. When the defendant fired this fatal shot, he did so unlawfully and with malice aforethought. The defendant's decision to kill Brian Maggiore was willful, deliberate and premeditated, as evidenced by his pursuit of the victims, the defendant firing multiple shots as he pursued them and his choice to target vital parts of Brian's body.

While her husband was being murdered, Katie fled down the east side of the house. The homeowner, Nicholas O., heard a woman screaming, "Help me. Help me." Katie reached the side gate, but it was locked. As she frantically tried to escape, the defendant caught up and shot Katie from behind to the top of her head. When the defendant fired this fatal shot, he did so unlawfully and with malice aforethought. The defendant's decision to kill Katie Maggiore was willful, deliberate and premeditated, as evidenced by the fact that he had already killed Brian, but he chose to also pursue and eliminate the only remaining person who had seen him. Joseph DeAngelo made the cold and calculated decision to kill Katie and chose to do so by selecting a fatal location to shoot, the top of her head.

her if it felt like the captain's and that she looked good at the club. Jane Doe Number 20's husband was a captain in the military and was assigned to a nearby base.

After the sexual assault she could hear DeAngelo walking around the house. When she could no longer hear him in the house, she was able to remove the blindfold and hop, still bound, to a neighbor's house for help. When asked to describe her assailant to law enforcement, Jane Doe Number 20 reported that he had a small penis, a fact that was consistently reported by the majority of the sexual assault victims. (R.T., pp. 150-151.)

INCIDENT 36: The 10/9/76 rape and false imprisonment of Jane Doe #21 in Rancho Cordova, Sacramento County

On October 9th, 1976, Jane Doe Number 21 was asleep in her bedroom on El Segundo Drive in Rancho Cordova, in the County of Sacramento, when she was awakened by a masked male. He put his hand over her mouth and poked her in the back with a sharp object. The man called her by name, told her not to scream or he would cut her. The man was Joseph DeAngelo.

DeAngelo had Jane Doe Number 21 turn over, tied her hands behind her back, gagged her and blindfolded her. He led her back to the patio outside, where he had her lie down on a rug. DeAngelo then tied the clothesline from Jane Doe Number 21's brother's bedroom door to a bathroom faucet in order to prevent him from opening his door. DeAngelo questioned her about where he could find the money. He went back inside, and she could hear him walking around the house and then in the back yard.

When he approached her it sounded as if he were masturbating. He told her, "Don't you dare scream," and he again poked her with the knife. DeAngelo then said, "You better let me do this," before straddling her back, putting his penis into her hands and forcing her to masturbate

Robert and Debra lie asleep. The defendant then pried open the rear sliding glass door that led into the living room. When the defendant entered the locked Offerman home, he did so with the intent to rape and murder Debra Manning, to murder Robert Offerman and to take items from the home.

The defendant found Robert and Debra asleep in bed. He tied both their wrists with white nylon cord. He inserted his penis into Debra's vagina without her consent and raped her. After raping her, the defendant fired his handgun into the back of Debra's head. The bullet entered the back of her head and lodged in her brain. The defendant left Debra lying face down on the bed with her arms behind her back and her wrists bound with a white nylon cord. When the defendant fired this fatal shot, he did so unlawfully and with malice aforethought. The defendant's decision to kill Debra Manning was willful, deliberate and premeditated, as evidenced by him firing his handgun at a vital part of Debra's body as she laid with her hands bound.

Robert was able to remove the bindings from his wrists and stood to confront the defendant. The defendant fired his handgun four times at Robert. Three bullets hit Robert. The first struck his lower neck and upper right chest and exited through his upper right back. As he started to fall, a second bullet struck Robert in the upper left chest area, lacerating his aorta, penetrating his right lung and lodged in the right side of his chest. This was a lethal wound. A third bullet struck Robert in the left lower back area and exited through his left buttocks. The defendant then fired a fourth bullet but missed Robert, and it lodged in a clothes dresser. Robert was found on the floor of the master bedroom with a nylon cord clutched in his left hand. When the defendant fired at Robert, he did so unlawfully and with malice aforethought. The

his mother said, "Don't make a noise. Every time you move a muscle it will take seconds off of your mother's life."

DeAngelo demanded money, and Jane Doe 22 told him there was money in her purse and an envelope with \$250, which was a donation for the Cancer Fund. He took all of it. Jane Doe 22 was forced to the ground on her back. DeAngelo covered her face with a towel, stuffed a rag in her mouth and untied her feet, removed her underwear and vaginally raped her. He then rolled her over and forced her to masturbate him while her hands were tied behind her back. DeAngelo then forced her to orally copulate him and raped and sodomized her several more times. In between the rapes he would wander around the house, eat food, open drawers, only to return and rape her again.

She heard DeAngelo go into the garage. After several minutes she was able to untie her bindings and go to a neighbor's house for help. Before leaving, DeAngelo took four rings off of Jane Doe Number 22's fingers, including her wedding ring and band. (R.T., pp. 155-156.)

INCIDENT 38: The 11/10/76 kidnapping, rape and false imprisonment of Jane Doe #23 in Citrus Heights, Sacramento County

On November 10th, 1976, Jane Doe 23, who was a teenager at the time, was home alone watching television. Her parents had gone out for the evening. She was in the family room in their home on Greenleaf Drive in the City of Citrus Heights, County of Sacramento. At 7:30 p.m. she heard a loud noise, and her dog, who was sitting on her lap, began to shake and bark. Moments later, a man entered the family room and grabbed her, told her to shut up or he would kill her. Her dog began to bark and the man kicked it viciously. The intruder was Joseph DeAngelo.

In the early-morning hours of July 27th, 1981, the defendant, Joseph DeAngelo, removed a screen from an unlocked bathroom window at the home where Cheri and Greg were asleep in the master bedroom. The defendant reached inside the window and unlocked a door that leads into the bathroom from the rear yard. When the defendant entered the locked home on Toltec Way, he did so with the intent to rape and murder Cheri Domingo and to murder Greg Sanchez.

As the defendant entered the master bedroom, he encountered Greg Sanchez, who was still in bed. The defendant fired his handgun at Greg. The bullet struck Greg's left cheek. This was a nonfatal wound. Greg, bleeding from the gunshot wound to his face, stood up to encounter the defendant. The defendant then forcefully beat Greg in the head with a blunt instrument, delivering 24 wounds and tears. None of these wounds was instantaneously lethal, and Greg later died due to massive brain damage and hemorrhaging from the blunt-force trauma. After beating Greg to death, the defendant emptied the hanging clothes from the closet on top of Greg to conceal his body. When the defendant savagely beat Greg 24 times in the head, the defendant did so unlawfully and with malice aforethought. The defendant's decision to kill Greg Sanchez was willful, deliberate and premeditated, as evidenced by beating him in the head at least 24 times causing massive brain damage and bleeding after shooting him once in the face was unsuccessful in killing him.

The defendant forced Cheri onto her stomach in bed. He tied her wrists together, then brought her ankles to her wrists and bound them to her wrists. The defendant inserted his penis into Cheri's vagina without her consent and raped her. The defendant then beat Cheri in the head more than ten times with the same weapon he used to kill Greg. One of the blows to Cheri's head caused a large gaping wound and massive skull fracture on the right side of her head which would have caused instantaneous death. The defendant removed the bindings from Cheri's

INCIDENT 39: The 12/18/76 rape and false imprisonment of Jane Doe #24 in Fair Oaks, Sacramento County

On the evening of December 18th, 1976, Jane Doe Number 4 was home alone with a cold. Her parents had gone to a Christmas party and her sister was at a friend's house. The teenager decided to practice piano in their Ladera Way home in Fair Oaks, in the County of Sacramento. As she played the piano she heard some strange noises, but didn't think anything of it. Moments later, she looked to her side and saw a man, who immediately held a knife to her throat and told her, "Make a move and I'll kill you." It was Joseph DeAngelo that held the knife to her throat.

DeAngelo asked when her parents would be returning so he would know how much time he had. She said she didn't know. DeAngelo told her to get up and said, "Get moving. If you say anything or flinch, I'll push the knife all the way in, and I will be gone in the dark of night." DeAngelo then tied her hands behind her back with shoelaces that he had in his pocket and forced her outside into the back yard. Once in the back yard, DeAngelo forced her to take a seat on a picnic bench. He bound her legs, gagged and blindfolded her.

He walked back in and out of the house several times, and she could hear him opening cabinets and drawers. DeAngelo then asked her if she had ever fucked a man, and she replied no. DeAngelo took her hand and placed it on his penis. He forced her to masturbate him until he ejaculated. DeAngelo stood up, untied her leg bindings, pulled her jeans and underwear off. He cut her bra off with his knife and ripped her shirt off. He pushed her back on the picnic bench, binding her legs again. DeAngelo went back inside the house and returned several minutes later and forced her back inside the home to her parents' bedroom. He threw her onto the bed and

the door, got no answer, then entered through the unlocked front door. Gary saw couch cushions on the floor in the living room. Drawers were opened and the Smiths' normally well-kept home had been ransacked, or as Gary described it, made to look as though it had been ransacked. A carton of milk and a box of crackers were left out and open. Dirty dishes and a knife were on the counter near the sink. Gary walked to the master bedroom where an alarm clock was still beeping, and there he found his father and his stepmother bloody and still, lying underneath their covers. Young Gary called the police and waited outside for help to come.

A massive investigation led by the Ventura Police Department, which later included the Ventura Sheriff's Office, the Ventura County District Attorney's Bureau of Investigation and the Federal Bureau of Investigation, has determined that this defendant, Joseph DeAngelo, entered and burglarized the home of Lyman and Charlene Smith sometime between the late-night hours of March 13th, 1980, and March 16th, 1980. This defendant accosted the Smiths in their bedroom and either he tied Lyman Smith's wrists together behind his back and his ankles together with drapery cord or he forced Charlene Smith to do so, and then the defendant tightly tied Charlene Smith's wrists together behind her back and at some point also tied her ankles together, again with drapery cord.

That night while her husband was tied up, the defendant raped Charlene Smith against her will by means of force, violence, duress, menace and fear of unlawful bodily injury to herself and her husband. The defendant left his semen inside Charlene's vagina, two samples of which were later collected by Dr. Claus Speth during her autopsy. One of those samples ultimately led to the identification of this defendant as her rapist and killer.

That night, the defendant also ransacked the Smith's home and he stole jewelry that Charlene Smith was known to wear. During his commission of burglary that night, the

When DeAngelo returned to the bedroom, he blindfolded her. She could hear a popping noise and asked DeAngelo what the noise was. He told her to guess. She then realized he was masturbating. DeAngelo straddled her back and tried to place his penis in her hands, but was not able to do so due to her positioning. He rolled her over, untied her legs, told her to put her legs around his neck as if he were her husband. DeAngelo then vaginally raped her and ejaculated inside her.

DeAngelo left the room, continued to rummage through the home, broke a piggy bank and took loose change. He then returned to the bedroom, pulled her to the edge of the bed and forced her to orally copulate him. He pushed her back on the bed and raped her a second time. When he was ready to leave he asked her for her car keys. She eventually heard the car start and leave. DeAngelo took coins, cash, a photograph of the victim and several pieces of jewelry from the home. (R.T., pp. 162-164.)

INCIDENT 41: The 1/24/77 rape and false imprisonment of Jane Doe #26 in Citrus Heights, Sacramento County

Jane Doe Number 26 lived alone in a single-story house on Primrose Avenue in the City of Citrus Heights, County of Sacramento. On the evening of January the 23rd, 1977, the victim entertained some friends for dinner. Soon after midnight everyone left the residence, leaving her home alone. After falling asleep she was awakened at about 1:30 a.m. on January the 24th, 1977, by Joseph DeAngelo, who grabbed her by the arms. As she struggled to free herself, Jane Doe Number 26 felt something cold and sharp against her throat. The defendant told her, "Roll over on your stomach. Put your hands behind your back. All I want is your money." He threatened her with an eight-inch ice pick. She described her attacker as reeking from the smell of stale sweat.

COUNTS 10 & 11: The 8/19-21/80 murders of Patrice Harrington and Keith Harrington in Dana Point, Orange County

Keith and Patrice Harrington lived in a gated community in Dana Point, Orange County, California. The property was owned by Keith's father, Roger Harrington. Keith was a 24-year-old fourth-year medical school student. Patrice was a 28-year-old pediatric trauma nurse. They were newlyweds, having been married only three months. On Tuesday, August 19th, 1980, Roger spent all day at Keith and Patrice's home installing a sprinkler system. Roger left the house at approximately 6:00 p.m. At 11:00 p.m. Patrice's sister called. Patrice told her sister that she and Keith were already in bed. The call lasted approximately five minutes.

Between the evening hours of August 19th, 1980, and August 21st, 1980, at 6:30 p.m., Joseph DeAngelo unlawfully entered the Harrington residence with the intent to commit rape of Patrice Harrington, to kill both Patrice and Keith Harrington and to steal from them. DeAngelo bound the wrists and ankles of both and raped Patrice. DeAngelo then murdered both Keith and Patrice in the first degree by bludgeoning each of them multiple times in the head. Both Patrice and Keith died from brain contusions due to massive skull fractures and blunt-force trauma to the head.

DeAngelo's decision to kill Patrice and Keith Harrington was willful, deliberate and premeditated, as evidenced by the nature and extent of the fatal injuries inflicted and the fact that the defendant at the time had already committed numerous other killings in a similar fashion. DeAngelo's intent to steal and rape also was demonstrated by evidence found at the scene and the fact that he had already committed a very large number of rapes and thefts in a similar manner.

the kitchen table as he tied her hands behind her back with shoelaces that he brought with him. The defendant used granny knots, the same type of knots left at the scene of the Maggiore murders. When DeAngelo led her into the bedroom, she knew she was about to be raped.

He forced her to lay face down on the bed while he tied her ankles, placing a pillow over her head. DeAngelo sat on top of her with his hand cupped over her mouth. He told her to shut up. She felt the gun and reached for it. As the two began struggling over the weapon, DeAngelo began to hit the victim several times and told her to stop fighting or he would hurt her daughter, saying, "I'll go and cut her ear off and bring it back to you." Pressing his face against hers he said, "If you make one move, I'll kill you." He ran the cold sharp blade of his knife across her cheek, telling her to shut up or he would slice her face open. DeAngelo mostly talked through clenched teeth in a harsh whisper. He gagged and blindfolded her.

After removing the victim's pants, DeAngelo pressed the knife against her stomach and orally copulated her as he ran the blade across her abdomen and legs. He then vaginally raped her, but suddenly stopped after a few minutes. The victim was blindfolded, but she could sense that her six-year-old daughter was now in the room. DeAngelo forced the little girl into the bathroom, where he tied her up because she was crying. When the little girl continued to sob, DeAngelo placed her onto the bed next to her mother.

DeAngelo left the room and could be heard ransacking through the house. After a few minutes, the victim worked the gag out of her mouth and asked her daughter if she was okay. The little girl warned her mother to be quiet, because right at that moment DeAngelo pushed his weight down on the bed to let them know that he was there. They could hear his heavy breathing. When the little girl cried, the defendant held a knife to her throat and said, "Be quiet or else I'll cut you up."

neighbors that she was sleeping in a sleeping bag because she was cold without David being there and she was excited for him to come home from the hospital.

After Manuela had gone to bed that night, she was attacked by Joseph DeAngelo, who unlawfully entered her residence with the intent to rape her, to kill her and to steal from her. DeAngelo bound her wrists and ankles, and he raped her. DeAngelo murdered her in the first degree by bludgeoning her multiple times on her head, causing cerebral contusions and hemorrhage due to a depressed skull fracture.

DeAngelo's decision to kill Manuela was willful, deliberate and premeditated, as evidenced by the nature and extent of the fatal injuries inflicted and the fact that the defendant at that time had already committed numerous other killings in a similar fashion. DeAngelo's intent to steal and rape also was demonstrated by evidence found at the scene and the fact that he had already committed a very large number of rapes and theft in a similar manner.

David unsuccessfully attempted to contact Manuela on the morning of February 6, 1981. He became worried and he called Manuela's father, who called Manuela's mother. Manuela's mother went to the Witthuhn home and found her daughter murdered, face down on the bed. There were ligature marks on her wrists and her ankles. There was vomit on the bed and bruising on her body.

DeAngelo had removed the bindings and had taken them from the scene. Jewelry and other items were missing from the residence as well as the lamp next to her bed. The answering machine cassette tape was stolen from the answering machine.

Semen was found on Manuela's vaginal samples, bathrobe and sleeping bag. A partial DNA profile was generated from the sperm fraction of the vaginal sample. On March 12th,

When DeAngelo was done sexually assaulting the victim, he draped a blanket over her body and said, "If you don't do anything, I won't hurt you. I'll be gone." Before leaving he took a photo of the victim wearing a bikini and stole a ring, which was a family heirloom. After DeAngelo left, the victim's hands were still bound by shoelaces and she made her way to the door.

On April the 6th, 2001, Jane Doe Number 29 received a phone call at her residence. DeAngelo said, "Don't you remember? Don't you want to party again?" When she asked who the caller was, he hung up. (R.T., pp. 170-172.)

INCIDENT 45: The 3/18/77 rape and false imprisonment of Jane Doe #30 in Rancho Cordova, Sacramento County

Jane Doe Number 30 was 16 years old and lived on Benny Way in the City of Rancho Cordova, County of Sacramento. This location was approximately a mile away from where Brian and Katie Maggiore would be murdered less than a year later. On the afternoon of March the 18th, 1977, the Sacramento Sheriff's Department received several phone calls from an unknown caller who stated, "I'm the East Area Rapist. I have my next victim already stalked, and you can't catch me." Later that evening around 10:40 p.m., Jane Doe Number 30 came home from her shift at a local fast food restaurant. Her family was away for the evening. The porch light was supposed to be on, but it wasn't.

She sat down for dinner and called a friend who was supposed to spend the night. As soon as she dialed the last number on the phone, she heard a noise in the hallway. It was Joseph DeAngelo, wearing a mask and carrying a hatchet. He ran straight to her. "Don't scream or I'll kill you," he threatened. Using shoelaces he brought with him, DeAngelo tied the victim's wrists and ankles with granny knots. Blindfolded with strips of cloth and gagged, she laid on the floor.