

STATE OF MASSACHUSETTS

County of Suffolk

AFFIDAVIT

BEFORE ME, the undersigned authority, this date personally appeared Daniel A. McGaughey, who after being sworn by me did state upon her oath the following;

1. My name is Daniel A. McGaughey. My current address is 1274 Broadway, Somerville, Massachusetts.
2. In March of 1997, I was working at 24-hour Video store, in Dallas, Texas on Industrial Blvd. A dirty-looking man with reddish hair and beard, who appeared to be drunk, came into the store and told me to call the police. I asked him why several times. He became very agitated and finally said "because there's been a murder." I asked Ken where the murder occurred and he said "DeSoto". He again told me to call the police and said "I can't live with myself anymore." He said he'd wait for the police outside and left the store.
3. At the time of this incident, I had recently been divorced and I was living at the Deluxe Inn in Garland, Texas. I was using my ex-mother-in-law's address on Arcady Drive in Garland for mailing purposes, and that was the address I provided to the police for mailing purposes. Sometime between Thanksgiving of 1997 and December 1, 1997, I moved in to my ex-mother-in-law's house on Arcady Drive in Garland, to the best of my recollection. Her name is Sandra Marceleno. I continued living at her house until approximately January of 1999.
4. Before I moved into Marceleno's house in Garland, anyone who knew me well, including my ex-wife Edyth Huskins, her mother Sandra Marceleno, and my mother Virginia McGaughey, as well as the police detectives working on this murder case, knew that I was staying at the DeLuxe Inn on Jupiter Road in Garland, Texas.
5. Starting in early 1994, possibly January of 1998, I started getting visits from representatives of the Dallas County District Attorney's office in preparation for trial of the one who had come into the video store and asked me to call the police. These visits took place at Sandra Marcefeno's house in Garland where I was living, I was given a subpoena to testify at this trial and on two consecutive days I appeared at court during the trial but was never called to testify. I spent both days waiting outside the courtroom with other prospective witnesses. I don't recall the dates of my appearances at the courthouse, but it's my recollection that the other man who also had been charged with the murder had already been tried and convicted.
6. At no time in 1998 was I out of touch with friends and family and in my opinion, it would have been a simple matter to contact me. The Dallas police and/or District Attorney's office knew at all times during 1997 how to contact me.
7. The above statement consisting of 7 numbered paragraphs, including this one, is true and accurate to the best of my personal knowledge. No threats or promises have been made to induce me into making this statement.

Daniel A McGaughey

SUBSCRIBED AND SWORN TO **BEFORE** ME **on** this 4th day of December 2001

Mary Ellen McKinnon

Notary Public, in and for the State of Massachusetts