

Bill Little, from stopping there during my patrols to buy cigarettes. As I drove by, I looked into the gas station and saw Bill Little with two other people in the gas station. At that time, everything looked routine to me. I slowed down as I drove by, thinking about whether I should stop to buy cigarettes or a candy bar. I decided not to stop, and kept driving.

7. A few minutes later, when I was about eleven or twelve blocks from the gas station, a "1090" call came over the radio for the Clark Oil gas station. From my experience, I knew this was a hold-up/panic alarm for the gas station.

8. When I got the 1090 call, I turned on my overhead lights and headed back to Empire and Linden. When I got to Locust approaching Linden, I turned off all my lights and headed onto Linden. I pulled into ^{a drive south of the} the old credit union on the southeast corner of Empire and Linden. I parked the car, said "1023" to the radio, and got out of the car.

9. When I got out of the car, I looked over at the gas station. From the corner of the credit union property I couldn't see anyone, including Bill Little, in the gas station. I saw a blue Chevy parked by the gas station air pump in the southeast corner of the gas station parking lot. I saw a person, who I know now as Danny Martinez, on the driver's side of the car. I saw him walk around the front of his car, which was facing north, and squat down by his front passenger side tire. It looked like he was putting air in the tire.

10. As he was crouched down I crossed in front of the credit union to see what he was doing, still keeping an eye on the gas station.

11. At some point, Danny Martinez stood up and walked toward the station. He paused about 10 feet from his car and looked back at his car. He then walked toward the station, and within seconds was walking back to his car.

12. As he was walking in the parking lot, I was constantly looking between him, the

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surroundings, and the front of the station. From the time I arrived across the street to the time I entered the gas station, my gaze was never off the front of the station for more than a few seconds.

13. As Martinez walked back to his car he paused, looked back at the station, and then got in his car and drove west on Empire. I saw him go west on Empire past Linden at least a few blocks. As his car went west on Empire, I looked at his plate to memorize the number.

14. At some point, I had an exchange with dispatch about running the Chevy's plate. There was no reason to run the plate other than that Danny Martinez was leaving the lot. I remember thinking it was strange that he went back to his car without going into the station.

15. Up to this point, I had not spoken to Danny Martinez. I did not tell him to leave the gas station. I did not tell him to move his car.

16. Danny Martinez did not speak to me at the gas station. He did not back out of the gas station parking lot and park his car across the street from his house, which was next door to the gas station. Instead, he drove west on Empire.

17. I am absolutely positive that from the time I arrived at the Empire and Linden intersection in response to the 1090 call to the time that I eventually entered the gas station, no one other than Bill Little was either in the gas station or entered or exited the gas station. I had a clear, unobstructed view of the gas station door and was focusing on the station because I was concerned about the 1090 call and the fact that I couldn't see anyone inside. Had someone left the gas station, I would have seen them. Had someone left the gas station, I would have called that information in so that someone could have tracked that person down.

18. After Danny Martinez drove away, I started to cross Empire to go to the gas station. I looked at the road to make sure I could cross and saw a brown car drive by on Empire. There

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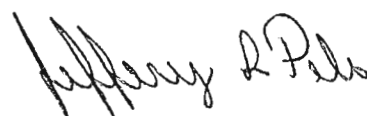
were two or three people inside, with a white female driver and a white male passenger. I think there was also someone in the back seat. I saw this car within seconds of Martinez driving away. I made contact with the female driver and she had a look on her face like, "Oh shit, it's the police." I do not think that Susan Claycomb was in the car. I tried to grab the plate number as the car drove by, but couldn't. It passed, and I crossed over Empire and walked past the air pump where Martinez's car had been parked.

19. As I was walking on the east side of the lot, a pickup truck pulled into the lot. The passenger got out, and the driver started to get out. I walked toward the station door, asking them to go across the street. As I was talking, I looked through the gas station window and saw Bill Little's foot sticking out from behind the counter. I pulled out my gun, and told the two people to go across the street and wait for me. They went across the street.

20. I went into the station, checked Bill Little's pulse, cleared the station, and came back out. As I was pushing open the station's door to exit, I called in over the radio and said the 1090 call was real. I then saw Paul Williams at the door, and he went into the station. That was the first time I saw him on the scene.

21. After I made the radio call, other units arrived and began securing the scene. Because I was the first officer to arrive I was initially in charge of the scene, but soon a sergeant arrived and relieved me. A few minutes after I'd made the call that the 1090 call was real, I heard someone say, "Is there a problem?" I saw that the person who had said this was Danny Martinez, who was standing on his property next door to the gas station. His car was now parked on Empire across from his house. I told another officer to speak to Martinez, and I radioed to say that we didn't need to search for the Blue Chevy because Martinez had come back.

22. I canvassed the street for witnesses later that night. I then didn't have any more



direct involvement in the investigation until I made detective in 1999. I did have several conversations with detectives over the years, telling them about the brown car and about what I'd seen. In 1991, I told Detective Barkes what I had seen, including that from the time I got to the corner to the time I went in the Clark Oil station, no one could have left the gas station. In 1999, I accompanied Detective Dan Katz and prosecutor Tina Griffin on a few witness interviews related to the case.

23. Originally Detective Rick Barkes worked on the investigation into whether Jamie Snow was involved in Bill Little's death. Sometime in the early 1990s I heard that Detective Barkes was taken off the Snow investigation because of things he had done on the case. I heard his wife had given him information about the case that she learned from confidential communications in her job as a crisis counselor at the McLean County Jail. I heard that Barkes was eventually sent back to patrol because he was caught doing his own investigation on the side into Jamie Snow's case.

24. Sometime in the early 1990s Detective Mike Fazio told me that he and Detective Barkes had visited Ed Palumbo's trailer to ask him a question about this case. They saw Detective Barkes' wife's car parked outside. When they knocked, Barkes' wife came to the door with her clothes in disarray. Fazio told me how funny this was. He told this story several times over the years.

25. Right before Jamie Snow's trial I had a few meetings with prosecutor Tina Griffin and Detective Katz. They talked with me about my testimony. I had never been told exactly what Danny Martinez said had happened, but I knew there was some kind of discrepancy between his version of events and mine. I had told Griffin and Katz what I told Barkes, that no one could have left the gas station while I was on the scene. Through Griffin's questions in



preparing me to testify, she implied that she wanted me to say the opposite. I told Griffin that I would not lie. She told me that she was not asking me to lie, but she instructed me to only answer the questions I was asked.

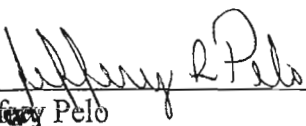
26. During the trial, I followed Griffin's instructions. I expected that Jamie Snow's lawyer might ask me questions that would bring out the fact that a person could not have come out of the gas station while I was on the scene. Although he asked me a few questions in this area, he did not really go into it. Had he asked me additional questions about what happened that night, I would have testified consistent with the information contained in this affidavit.

27. Until 2007, I never knew exactly what Danny Martinez's story was, or what he'd testified to at Jamie Snow's trial. Before I read his trial testimony in 2007, I did not know that he had testified I spoke to him before he left the Clark Oil lot, or that he testified that he had left the gas station by backing out to park on Empire in front of his home. These two things are false.

28. No attorneys for Jamie Snow came to speak with me before his trial, nor did anyone else acting on Jamie Snow's behalf.

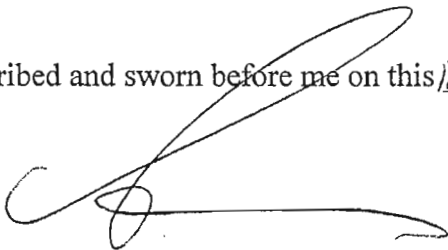
29. If called to testify, I would testify consistent with this affidavit.

Dated this 18 day of November, 2009:



Jeffrey Pelo

Subscribed and sworn before me on this 18 day of November, 2009



Notary Public, State of Illinois

