

MEMORANDUM

LOUISVILLE METRO POLICE DEPARTMENT

JERRY E. ABRAMSON
MAYOR

ROBERT C. WHITE
CHIEF OF POLICE

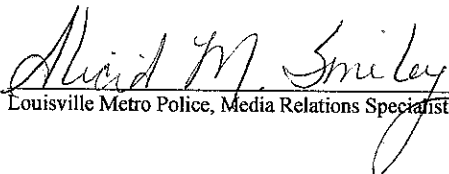
INVOICE

Payable To: Louisville Metro Police Department

For: 159 page Sex Crimes Unit Investigation for Karen Sypher

Terms: *Due within 30 days upon receipt*

Amount Due: **\$23.65** (\$.15 per page)


Louisville Metro Police, Media Relations Specialist

8/12/2009
Date



LOUISVILLE METRO POLICE DEPARTMENT
OFFICE OF THE CHIEF
LOUISVILLE, KENTUCKY

JERRY E. ABRAMSON
MAYOR

ROBERT C. WHITE
CHIEF OF POLICE

August 12, 2009

Andrew Goldberg
The Smoking Gun – Court TV
600 3rd Avenue, 2nd Floor
New York, NY 10016

Dear Mr. Goldberg:

This is in response to your Open Records Request to the Louisville Metro Police dated August 12, 2009. Your request, in part, was as follows:

....I am making a request....for any and records maintained by the Louisville Metro Police Department Pertaining to Karen Cunagin Sypher and Rick Pitino. More specifically, I am requesting copies of Records, reports, and interviews released to The Courier-Journal under their open records request....

Please find enclosed copies of the Sex Crimes Unit's investigative file involving Karen Sypher and Rick Pitino. These documents include 159 pages for which we are charging \$.15 per page for a total of \$23.85. Our Video Forensics Unit is in training this week and we are unable to reproduce any audio or video recordings from the file at this time. Due to the lengthy nature of these recordings and the number of requests received for this file, it may take two to three weeks before these records are available. Please contact the undersigned at (502) 574-7761 if you are interested in receiving these recordings and they will be made available to you by the end of August.

Sincerely,

A handwritten signature in cursive script that reads "Alicia M. Smiley".

Alicia M. Smiley
Public Information Specialist

C: Wm. D. Sims
ORR 09-111

Encs.

see that over there it looks like a regular alarm sensor, that's a camera.

Sypher

Okay.

Abbott

This is video taped, not really taped it's digital. And, the reason for that is so that there's no confusion over what was said. And, I'm not sittin' here.

Sypher

Um-hum.

Abbott

Trying to write down every word.

Sypher

I understand.

Abbott

I can go back to this tape and that DVD that's being made.

Sypher

(Inaudible)...

Abbott

So, there's not question you know, well did she say it this way, or did she say it this way. No ambiguity where it's, it's on the record. Uhm, I'm, I'm probably gonna start out asking you very broad questions. And, when I get to something that I need a more pointed explanation for, then I'll do that. Might ask you questions that you aren't gonna like. Uh, that's my job, you'd rather have me asking those questions, than somebody else, okay. Uhm, I've worked these types of cases for 6 years. Uh, many high profile cases, I'm not intimidated..., and not intimidated by high profile cases at all.

Sypher

Yes.

Abbott

Uh, I treat 'em like any other, okay. N....,

nothing special here of there. It, it is what it is, we've got a job to do. And, and we're going to do it, okay.

Sypher

Okay.

Abbott

Uhm, like I said I'm just gonna start out by asking basic questions. And, wanna get into the meat and potatoes of what you're here for. And, and uh, find out what happens, okay? Can you for the record state your full name?

Sypher

Karen Cunagin Sypher, K-A-R-E-N, C-U-N-A-G-I-N, S-Y-P-H-E-R.

Abbott

What's your date of birth?

Sypher

[REDACTED]

Abbott

Your address?

Sypher

[REDACTED] Louisville, Kentucky, [REDACTED]

Abbott

Okay. How long have you lived there?

Sypher

Um, approximately uhm 2 years.

Abbott

Okay. Now, you came into my office yesterday, is that correct?

Sypher

That is correct.

Abbott

Okay. And, yesterday we did not really talk about any details, really any details about anything. I just gather basic information and so.

Sypher

No, sir.

Abbott: Is that correct.

Sypher: Correct.

Abbott: Is that your recollection of what happened yesterday?

Sypher: That's correct.

Abbott: Okay. And, uhm you had just mentioned uh, yesterday that there were 2 uh, 2 incidents. That you would like to bring to our attention, is that correct?

Sypher: Yes, sir.

Abbott: Okay. Why don't you start by telling me about the, the first one? Just from the beginning, now there's gonna be a temptation to uh. Get on a bunch of tangents and chase a lot of rabbits. But, let's try to stick to.

Sypher: That's fine I'd prefer to (inaudible)...

Abbott: What your actual allegation is, okay.

Sypher: Okay.

Abbott: So, tell me what happened on the, on the first one. We'll get to the second one later, but.

Sypher: The first one I was raped by uh, Richard I think his middle initial is "A," Petino. The head of Louisville Men's Basketball. And, sigh..., around the very first of August, of '03 at Porcini's.

Abbott: What is Porcini's?

Sypher A restaurant.

Abbott Do you know where it is?

Sypher Off Frankfort Avenue, don't remember the exact address.

Abbott Okay. Do you remember uhm what day of the week it was?

Sypher It was either Friday or Saturday, I think, a Friday.

Abbott Okay. What may there, what happened?

Sypher It may have been a Thursday, it was towards the end of the week. I was looking for a job and I met uhm, I can't recall his name right now. But, was higher up in uh, the at the Courier Journal. To hand him my resume, my updated resume. And, that is the reason why I was there. And, I drove separately, of course. And, because I don't go to Porcini's uh.

Abbott Drove there to meet him?

Sypher Yes.

Abbott Okay.

Sypher Yes, to have a small uhm, meeting of, because I had about 6 interview with the Courier. And, I was looking for uhm, a full-time job there. Which I did get afterwards.

Abbott So, you're okay, so you're there.

Sypher (Inaudible)..., dating.

45 minutes. No longer than an hour at the most. So, uhm uhm he ordered a drink and uh, and I remember and I had a glass. Uh, I had a glass of uh red wine, I'm not a big drinker.

Abbott

Okay, what happened next?

Sypher

Uhm, we just dis..., discussed uh the situation and how long it took to get in. And, how many more interviews I needed to go through. And, which they put me through quite a, quite a bit. Uhm, I wanted to be in outside sales, and I wanted to try to reiterate that to him. On the those uhm, what positions were opened at that time. And, I had gone to a couple of interviews uhm, and they were going to call me back. It's always call you back, call you back. But, I understand why that's the way that they work. So, I did wanna make sure he had my updated resume. That is what I can remember, and that was pretty much it.

Abbott

Okay. And, what happened after that?

Sypher

That was in uhm, the back room when you come in the doors, to the left. These are details that have come up from the back of my mind, to the front of my mind. Uhm, after approximately 5½ years going on 6 now. Because, I've seen a psychologist and I have seen a psy..., uh chiatrist uhm, a couple of them. Which have helped me?

Abbott

So, you.

Sypher

Okay, so then.

Abbott

You, you said something about a back room?

Sypher

I'm sorry.

Abbott

Describe to me and where is.

Sypher

Well, just a back, it wasn't a back back room.

Abbott

Yeah.

Sypher

It was when you walk out and it was actually uhm, when you walk in and you turn left. And, you go past the bar, and then there's a little area where there are some small tables. And, they're still uhm, if you look to the left side there are uhm. The big glass windows, so it wasn't secluded.

Abbott

Okay. Glass windows that go to what the sidewalk?

Sypher

Yes, sir.

Abbott

Or, the parking or what?

Sypher

The sidewalk by Frankfort Avenue.

Abbott

Okay. And, you were in there or were you in there? What was the deal with the back room, is that where you were or is that?

Sypher

No, that's just where they they appointed us to go to.

Abbott

Okay.

Sypher

To sit down, I think it was one of the taller.

Abbott

Is that where you sat?

Sypher

And, that's where we both sat, because it was

two.

Abbott

Okay.

Sypher

And, then there was like.

Abbott

Uh, this is you and the guy from the Courier Journal.

Sypher

Next to the window, yes sir.

Abbott

Sitting in this back room.

Sypher

Well, it wasn't a back back room.

Abbott

Well, sitting in this room that you all were in.

Sypher

In the room right next to the bar area, in the end. Which is they tried to separate several uh.

Abbott

Okay. Anyway what what happened next?

Sypher

And, then uhm the next thing that I remember uhm, we got up and left. And, uhm I was going to use the restroom. And, the g..., the g..., I can't think of his name right off. Anyway it's, it's listed uh I can let you know on that. And, then uhm passing by the bar there's a small area. And, Rick Petino was sitting there, and I recognized him. I had never met him before, and there was an open seat to the right side of him. And, a glass of red wine on the bar area. This is what I recall sigh..., I was walking past and he said, excuse me. And, he made sure that his confidants or whomever he has that take care of him. Had made sure, because a lot of people come up to him all the time. And, so I was just passing through. And, excuse me uhm, Miss would you like to uhm. Uhm, come

over here and, I'd like to introduce myself. And, of course being in outside sales and being the type of person that I am? Uhm, I love dealing with people and I wasn't going to be rude. And, I said well absolutely and uhm, he introduced himself. He was still sitting down at that time. And, I standing up and just, he we introduced our..., ourselves. And, I don't recall the exact talk uhm, or or uhm, the manner of the. Uhm, conversation except the I did talk about. He said would you like to sit down for a few minutes, and I said, sure. Divorced, being single and not thinking anything. It's still light outside still and uhm, I said sure. And, then obviously he noticed I had had still. That's what I was drinking, but I never finished it. And, he had a glass of red wine ready for me. And, uhm here's a glass of red wine, so I did sip on that, I said thank you. And, we talked about I, and the reason why I recall August the 1st? Is because, that is my son's birthday. And, my son, both of my other son's were with their father. And, uhm of course I was bragging on how good they were in basketball. And, being a typical mom, and they, they are very good in sports. And, in football and that's what we talked about. And, mostly it was basketball.

Um-hum.

Abbott

Sypher

And, I don't know if something was in my drink, the more that I talked to my psychologist? The more things come up from the back of my mind, to the front. Is getting uhm, it was in the late evening. So, of course the sun was going down. And, I remember it getting a little darker. Uhm, several people kept everyone away from Mr. Petino at that

time. And, uhm he asked me if I would like to have an appetizer. And, I said no thank you, I was fine. And, uhm actually we got uhm, I did ask him. So, there's a phone record somewhere uhm, if uhm I could call my son. Uh, Zachary that was very interested in basketball. And, and Jacob too, and wish him happy birthday. So, that's why I recall back, and he said absolutely. So, he got on the phone and talked about to my children.

Abbott

Your phone or his phone?

Sypher

It was I believe on my phone, which I cannot find the records now. They say it's way too long.

Abbott

Yeah.

Sypher

Well, it just and again I went back, I looked back I tried to do my homework and all. But, a lot of things have disappeared since this has all started. Approximately 4½, 5 months ago.

Abbott

Okay. And, what happened after that, you called your sons?

Sypher

Yes, and they and they they talked to him and, and uhm that was pretty much it. And, that's all I can recall uh, I never finished the glass of wine. I did drink probably half of that, probably a 1/3 of the glass. And, all of a sudden uhm, Tim Cory who owns Porcini's, we're good friends. He always sits in the back row during all the games.

Abbott

Um-hum.

Sypher

Uhm, was was whispering back and forth, back

and forth. Uhm, to him different, different questions. But, obviously I was the the main target, and during this evening?

Abbott

What do you mean whispering back and forth different questions?

Sypher

Yes, but he would talk to uhm, I don't know, maybe I thought was business.

Abbott

Okay.

Sypher

I didn't ask.

Abbott

Whispering to who?

Sypher

To Rick Petino.

Abbott

Okay, okay you said that you thought it was business. But, you also said that it was obvious that you were the main target, which?

Sypher

Absolutely because so many people come up to Rick Petino, and so many people were trying to come up to him. And, they he had about 3 or 4 people that were blocking them off. That I could tell that they were being just, stay away, just kind of just. And, it was very very busy.

Abbott

Okay, and what happened next?

Sypher

And, then uhm suddenly uh, slowly I remember it got dark. I don't remember a lot about that, and I did not have anymore to drink. So, I, I'm wondering if something was in my drink. I, I cannot recall I, I absolutely do not know that. All I know is what I'm telling you. And, uhm all the customers started leaving, especially at the bar. Slowly and uhm

Rick was busy talking to Tim Cory quite a bit (inaudible)... And, uhm a couple of, of other people I did not know at that time.

Abbott

Okay.

Sypher

And, I said uhm, I I need to go, he said no let's stay and have a, an appetizer. And, at that time I thought well, well that's fine. Go ahead and app..., order some appe..., and a, a appetizer if you'd like too. But, I never did eat uhm, I didn't know what was ordered. Uhm, so that's what I thought I was waiting for. In the meantime uhm, Porcini's started emptying out. So, this must've been around sigh..., because I know restaurant, they weren't taking anymore seats to the other side. All in there was around the bar area, which was always packed. Everyone seemed to be leaving uhm, that's what I remember.

Abbott

Okay.

Sypher

Then I remember he asked me to get up and sit down at a booth that was right next to. Right behind the bar, and it was a booth of leather. And, there was a chair and there's a table, and there was a chair on this side. Uhm, he walked me over and sat me down uhm, on the leather side. And, he got up and I sat there, and I was waiting for him to come back. Or, for the actually for the appetizers. And, uhm everyone quickly started leaving. Tim Cory came over to me to him. Well, Rick was walking around talking to a few people. It was none of my business and uhm. I did notice that Tim Cory gave him a big chain of keys. And, uhm I heard him say uhm, make sure that you lock up. I heard those words verbatim.

Abbott

Sypher

Okay.

And, I had at that time, a white Escalade that was sitting that, that was parked out front. And, I could see my car through the window uhm. Everyone left, the appetizers never came, he said I'll be right, right back. He came back with a uhm, he came back with a towel. And, several bottles of wine, of course you know we're, we're back there. He's a heavy drinker and obviously he can handle his liquor. Uh, uhm throughout those years I had found that out. But, during this time I did not know and he, I said I need to go everyone's leaving. They're closing up, and he said no you just sit right there. And, we we have our appetizers coming. And, I said no uhm, it must be closing time, I I would like to go. I would like to leave and he put his hand on my shoulder and said, no. You sit right there, there's something I wanna talk to you about. So, being in the modeling industry uhm, tray (inaudible)..., work, dealing with people? I was rather good at taking care of myself. Did not have the fear of never thought or considered that I was in danger. Until the keys were given to him and then my mind started thinking. And, when he walked Tim Cory to the door and locked the door. And, he came back with the keys, and sat the keys on the bar. I was still sitting on a leather chair. He pulled the table out and I said what are you doing? I need to leave, can you please let me out. No, we need to talk I said no. Then I realized I wanted out. He pulled his chair out, the table came out. And, it was uhm a long, just long lounge of uh, leather. You know at the end of that wall, and that's where I was sitting at at the end. He pulled the, the uh

table out, undid his pants. I, I r..., had a skirt on and I said, no. What are you doing, what are you doing, what are you doing, what are you doing? No one was you know, I have never been through this before. And, uhm he said, oh he said just shut up and just be quiet. And, I said no, I want out, I was pushing, I was screaming. And, I was screaming, and I was screaming, I was screaming. And, I was screaming and I was learning so much. I've learned so much since, things have been put in the back of my mind. And, I'll tell you that after, because I was so threatened after this. And, he uhm he pulled my, my uhm, underwear. My thongs which I always wear uhm, and pulled them down. Uhm, has my knees and somehow just pulled my skirt up. And, and inserted himself in, in me and I was pushing him off and screaming. No one was around and I was like. Going like stop this, stop this, stop this. Sorry, I I feel like I'm in therapy again, Uhm, it was very quick, by the time I realized, he had cum. He had inserted himself inside of me. And, he stood up, his pants weren't even all the way off. They were down past his knees, he said I'll be right back. And, I sat up no one was around, I was afraid to scream. I was afraid of this powerful man. I don't know why, but I knew he was powerful. And, I felt like, I was totally numb. And, he said I'll be right back, and he came right back. And, he gave me a towel, and I wiped myself off. And, he said now, I said I wanna go home. And, at that time I was purchasing a home. And, I was living in my, in my mother's basement. I was divorced and purchasing a home. But, I still had my stuff over in my, in my mother's house. And, I was glad to get home, and I just wanted to go

home. And, he said you have to take me home, and I said I can't take. I started shaking, my car was white, it felt like it. I was freezing, it felt like it was in the middle of the winter. I was shaking, I was shaking like I was in shock, I guess. And, I found out that that's what I was in. And, I'm still learning, I'm still going through this process of this. And, he said you have to take me home. I said I am not taking you home. I said don't you have anybody to drive you, he said nobody's here. And, he locked the keys to the car, to the uhm, Porchini's? And, you know and the car he seen was mine, which was right out front. And, being having children or, with my boys. Uhm, I'm used to opening double, double. Because, I've been asked questions of which did you allow him in the car, to drive him home? And, I said you're getting, I said can't you get a cab, can't you. I, I guess I don't remember saying a lot of things. Because, I must have been into in shock, I know I was in shock. I wanted that bastard away from me. And, automatically clicking the door, I've always done it twice. I don't know because, my children have always gotten in. And, that's what I figured out too. Why, how did he get in the car, I was in the driver's seat, and there he was. But, I had clicked it twice. So, the first door opened and then the other door. So, obviously he was in the car and I, I wasn't trying to, to kick him out. To, so I drove him home, he said I'm just right down the street. And, I wanted, I wanted that bastard out of my car so bad. I wanted him out of my life, I wanted him away from me. And, I just wanted to go home. I drove him home, he left me his card. Stop right here, here's my card if you need me. That's how I had his, his number, his card. I left it on the

seat, and he got out. And, I don't even know how I got home. I don't remember, I went straight in, went straight into the basement. I was staying like I said, my mother has a very small house. Downstairs is a bed, I crawled under the covers. And, I pulled 'em over my head. The next morning we're, was trying to recall everything. And, my mom, my mom knew what happened, it's wrong. And, my mom are like sisters, she's all I have. We're, we're, we're very close, we're very open. And, I've always told her everything, and I told her. And, I said mom I'm 42, 43 years old, and said, (inaudible)..., he was 43 at that time. Just turned 40, just turned 43 then, and I said, you know, forty. I may have been 42, I don't, I'm not 100% positive on that. And, I wanted to forget about it, because nothing like that has ever happened to me. Because, I was always a strong woman, I could handle men. And, what I dealt was in my modeling career, but I couldn't handle this, so.

Abbott

Okay.

Sypher

I don't recall what happened, I wanted to forget about it. I knew my schedule, I know the day I ovulate, I know my cycle like that. My nickname is actually "Fertile Myrtle," anyway I became pregnant. The fear of all fears, having his number, I don't know even why. The number I kept in the car, and anytime I was trying. I did get accepted at uhm, at the Courier. And, I was trying to focus on making money for my, for my boys and my family, I'm very independent. I knew before I took a pregnancy test, I was pregnant. Shows up very early on me, I didn't tell my mother. I took a urine test, it was positive. It was faintly

positive, it was positive. I knew I was pregnant, I took another test, it was positive. Faintly positive.

Abbott

(Coughing, excuse me)...

Sypher

I kept denying, there's just no way, but I know how fertile that I am. And, I knew it was my ovulating time and everything.

Abbott

Okay.

Sypher

And, I had not had sex with anyone uhm, 8 months prior to that. May have been longer.

Abbott

Okay, okay. Let me just ask you about some details here. What time did you meet with the fellow from Courier Journal?

Sypher

I wanna say it was approximately uhm, around 7:00, or 7, 7:30.

Abbott

Okay.

Sypher

But, it was still light I do recall, it was, it was starting to go down. The sun, the sun.

Abbott

Okay. You had told me first that it was early afternoon.

Sypher

6, 7ish, to me is early afternoon, early evening. Afternoon, that's afternoon, evening.

Abbott

Okay.

Sypher

Early afternoon, I'm sorry early it was definitely early evening. I, I meant to say evening, and if I said afternoon I was wrong, afternoon. It was, it was not afternoon, early

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

evening.

Okay.

Couple of hours before the sun went down.

Okay. What kind of things did you all talk about?

Uh, get a name from the Courier?

No, no.

Awe.

He didn't uhm, Mr. Petino.

During that time?

Um-hum.

Pretty much my boys, bragging on my boys. And, then then talking to him and uhm, just my family I, I love my boys. Uhm, there'd be nothing, nothing else, nothing sexual. Nothing uhm, uhm I think at a time that I was there for meeting uhm, this gentleman. That's why I had my car separately, 'cause uh I don't. I would never go in a place like that by myself. And, sit in a bar, I never have.

Abbott

Okay. How long did you talk to the fellow from the Courier?

Sypher

Approximately 45 minutes, less than an hour.

Abbott

Okay. And, got were you all finished or?

Sypher

Yes, yes I gave him my resume uhm, uhm we

were finished. And, he gave me another contact uh, then he would check in on it. To see where my status was, because I had gone a couple of times. Uhm, they make you come in for different interviews. And, do different sessions of, of uhm there are different things that they. Because, be in outside sales they like for you to do different act, you know re-enactments of different things.

Abbott

Okay,.

Sypher

I mean it was a tough job to get, but I uh, I got it. I got (inaudible)..., the day I got it, but I could (inaudible)...

Abbott

Okay. Uhm, how was your body positioned when this happened?

Sypher

I was sitting on the, the leather couch like this. And, this is like the edge of it, because this is, I was at the end. And, then there was a table and there was a chair. Like I said, and he pulled the chair and the table. And, then he came to me and turned and laid me down. And, even my legs were dangling down. Because, I was sitting so close to the edge, and.

Abbott

Hang on I'm, I'm trying to get.

Sypher

Uhm, I was laying on my back.

Abbott

Trying to get a visual of it, laying on your back?

Sypher

Yes.

Abbott

Was it like a couch?

Sypher

He, it was like, it was like, well it, it's like you know. When they have uhm benches of the leather, or benches of material, leather. It was leather I know it, I know at that time it was leather. I know, I know, I know it was the cushiony that went all the way across the back. And, then the tables, and then on the other side were chairs. And, then there was another table with chairs. Another table with chairs at that time.

Abbott

Okay.

Sypher

So, it was easy for him to pull that out, and get on top of me.

Abbott

Okay. So, it's kinda like you were settin', kinda like you're sittin' in my chair now?

Sypher

Like sittin' here and and well, yes if you wanna sit right here. See I'm sitting right here, this is the bar area. Uhm, and then this is the beginning of that goes all the way down. Uhm, to the end of the restaurant, and then there's a restaurant on the other side. But, this is all the bar area up front. And, this is the very first table. And, uhm I was just sitting at the end of that. Uhm, where he pretty much said, come he and get up, you know off the chair. And, then put his you know, arms and his arm and sat me down. Which I thought he was just sitting me down. Until everyone left, but he sat there and waited. And, I was like well I need to leave. I mean what's, I'll go get appetizers and, it never came.

Abbott

Okay. So, describe.

Sypher

So, so it was like this.

Abbott

Sypher

Describe it to me how you were positioned?

This was the end of the table, this was the end of the uhm, of the cushioned area that had a nice tall backing? And, it was almost like flowers or something that separated. I, I don't recall what that was? Because, on the other side were table and chairs to eat dinner at. And, then over at the far back, or also a few little tables. Uhm, and you could still eat dinner there, I guess too. Uh, but the bar was still in front of me. And, so when he came over, when he took it. Pulled the chair out, pulled the table out. Just r..., remember everything happening so fast. He even came so fast, everything happened so fast. He pulled his pants down, I said what are you doing, what are you doing. And, I said no, I'm just scr..., and I remember. Okay, if I scream too loud am I gonna get killed? What's gonna happen, this is a powerful man. What's, why am I afraid of him, why and I pushed. And, I pushed, and I pushed, and I screamed and nobody was there. Because, I remember then the keys, the keys and I remember Tim Cory being gone. No one was there, nobody and then when that was already out. He just pushed me back as he lay on top of me. And, and then I had a skirt that, that came down to my knees. This is you know, I don't wear, you know, skirts all the way down. I do sometimes all the way with slits, but I mean you know. I wasn't, I was professional dressed. Uhm, (inaudible)..., wham, bam, thank you ma'am. It was very quick.

Abbott

So, okay so you, did he, you were laid back.

Sypher

With my legs still dangling down, yes.

Abbott

Okay. And, then what?

Sypher

And, then he undid his belt, and unzipped his pants. I said, what are you doing, what are you doing. And, I said that's I guess when it all start hitting me. No one's ever raped me before ever. Because, I could always handle men, and just. That just you know what I mean, and just being in the business that I'm in. I know, I know half of 'em, (inaudible)... I just know, dealing with public and trade show work. I did a lot of that, so uhm, a lot of people that I didn't trust. But, uhm what was the questions uhm.

Abbott

So.

Sypher

How was I positioned?

Abbott

Yeah, he he undid his pants and then you?

Sypher

Yes, yes all way down to his knees, and hold, while he was laying down. Just pulled up like that, and then pulled, pulled, pulled. And, I was pushing, pushing no, and I was screaming. And, and I was afraid to scream too loud, and I was trying to scream. So, someone could hear me, but I knew nobody was there. I knew nobody was there.

Abbott

Okay. When you say pulled what are you talking about?

Sypher

His, his shoulders was on his shoulder, pushing his chest uh.

Abbott

Okay, when you're saying he pulled, and

pulled, and pulled. What are you talking about?
Did I not hear, just hear that?

Sypher

Well, I pulled, and pulled, and pulled, pushed.

Abbott

And, okay.

Sypher

I'm sorry I'm this isn't all things are coming back to me that were brainwashed from me. That were put and that were threatened, and I fell in love with someone that was paid off. So, I'm coming back to all this, that's why I wanted to know the limitation. So, the whole time I was pushing, pushing, pushing, not pulling.

Abbott

Now, what was he doing, what was he doing with his hands at that point?

Sypher

His hands were around on the side of mine. And, up above, and his he was like, as a matter of fact he was on the. He was on the, his hand was on the right. I mean on, on my left shoulder. And, he was inserting himself in me, after he had already done that real quick. And, it was very, very, very quick.

Abbott

He done what real quick?

Sypher

After he inserted himself inside me and, and came very quickly.

Abbott

No, no, no okay. At what point did or how did your panties come off, your thong?

Sypher

When he laid me down?

Abbott

Um-hum.

Sypher

When I was pushing his shoulder, when he was coming back on me? He had one arm, one uhh..., hand point and then just pulling it down l..., low enough. I don't even think it came below my.

Abbott

His hands were around yours, you just said.

Sypher

Well, the thongs in other words, his hands were over my. His, his body was on top of me, and his head was to the right. His right and my left on the shoulder. And, I kept pushing his sho..., I was the shoulders, shoulders, the shoulders. After and then he kept pulling with, with the one arm. And, inserting and I was trying to push away. Still push away, to get him out of me, just to get him away from me. And, it was a very quick, it was very quick.

END OF TAPE #1, ON SIDE A.

BEGINNING OF TAPE #1, ON SIDE B.

Sypher

And, he uhm he came very quick. After he inserted and he got right up after that.

Abbott

Okay. Did he take your, your thong all the way off?

Sypher

No, he did not, he took 'em down just long enough. Them little thongs aren't that big, and you can even pull 'em over if you need too. And, he he p..., he pulled 'em just enough to just lay me down and do this. With his, with his hand and then his arm. And, then when he, and then it must've been his right arm that he was lifting and pulling. And, doing it all, it was. That's how he did it, and I kept pushing, more on his shoulders.

Abbott

Okay.

Sypher

Before I knew it was all over with.

Abbott

Why did you not report it that night?

Sypher

Because, I was 43 years old, I had 4 children. I was supposed to be very smart at this, I've never been raped before. I'm supposed to be uhm, I have always been very independent, at taking care of myself. And, I don't know if, I've been told by the doctors that, that I was in shock. I didn't report it, my mother wanted me to report it. But, I just wanted to forget about it.

Abbott

Okay. This brings us to the next question, why now?

Sypher

Okay.

Abbott

Because, I'm I'm asking you that.

Sypher

That's fine.

Abbott

Because, it's gonna come up.

Sypher

That's fine.

Abbott

And, at this point it seems.

Sypher

Awe, okay.

Abbott

Because...

Sypher

I know.

Abbott

Where we are it seems like retaliation.

Sypher

Abbott

Sypher

Abbott

Sypher

(Loud noise)...

Abbott

Sypher

I know it does.

And, that's why I'm asking that question.

I know it does.

So, why why now 6 years later?

Guess it's something I've always.

You okay?

Sigh..., (inaudible)..., just buried my grandmother. Never had an abortion, never thought of having an abortion. And, I wanted the baby, when I found out I was pregnant. I did go down and have several (inaudible)... No one would go with me, and they wanted to know. Write this down, write that down. Of, course I didn't write anything that was correct down. Because, I couldn't because he was too well known. I couldn't do that, I called him and I let him know. And, that's when it all started. And, he he called me from, I think it was California, I thought he was in uh, Miami. Uh, and he continually called me, called me you know. You're 43 years old, I'm 50 umm..., whatever. Uhm, we can't do this to our family, you have to have an abortion. This is what you have to do. And, I said I don't want to have an abortion. Here I was worried about how am I gonna take care of the baby. Like, like this my fault, I didn't even think I, I but that's just. I, I've learned that that's what women put in the back of their minds. When they, say what did I do, what did I say? What

did I do wrong, never had this happen to me before? I can take care of myself just fine, how did this happen? Then when he realized I wanted to keep the baby. He threatened that every one of my children would be in concrete.

Abbott

Okay. So, again why now?

Sypher

Why now is because the man that I married, that I thought I fell in love with. That was sent to me to, to abort the baby? Promised and uh, gave me just all. He was the one that got it altogether with coach. And, coach would call him and that's. And, he would always remind me, remember what shoe size you wear. Meaning to be in concrete mother, your children everybody. This is the best thing, I want you out of state. And, then my future husband took me. And, I fell in love, I thought and it wasn't. He showed me all the attention, did everything right for 6 months. And, I shouldn't have known, and he, he took my hand. And, that was the end of the story, I fell in love with this man so quick. I don't know why, and I thought. I found out later he was, this is what this, the other is about. But, that he was paid off to do all this. To brainwash me and my family and say he would take care of my, my children.. Put them through school and make my life so much easier. And, I loved the attention, and I found out from the psychiatrist that. I had never had that attention, because I never trusted anybody. But, he was, he was the perfect, he had never been married. Never had any children, he's the man that he sent. To take over and comfort me and uh. And, I was a wise at that time, I and not taken my magazine back. So, the whole day, the whole time, the whole few weeks, convincing me. That this is the

right way, and I still even to this day. I have, I have the pictures of where I had it at. I went and got evidence of that, of the sonogram. The only thing I don't have is, I haven't got a picture of my baby. But, of course they'll say whose baby is it? And, Tim kept saying forget about it, just forget about it. We have our lives now, let's go on. But, we uh, realize and he would shower me with love. And, attention and all that, but. But, prior to that he met me, I met Tim I followed him to Tim's condo. He wanted to talk about getting it set up for the abortion. He raped me again, laying down just this, I was like.

Abbott

Okay, let's.

Sypher

Okay.

Abbott

I'm still trying.

Sypher

It was a quick one.

Abbott

I'm still trying to, now you you said a whole lot, and I'm still.

Sypher

I know.

Abbott

Trying to figure out why, my question was why?

Sypher

I didn't go to the police?

Abbott

Six years later?

Sypher

Six years later?

Abbott

And why?

Sypher

I had to explain?

Abbott

How the truth.

Sypher

Because...

Abbott

You're, you're all over the place, I mean, I mean you know what I'm saying? I mean I've sit, been sittin' here waiting for it for several minutes.

Sypher

They kept throwing me crumbs, they kept throwing me crumbs to keep me happy. To keep me shut up, to keep me quiet. Every time I'd go away, he would always send Tim some place. And, I was just like my doctor said, you're being raped again. (Inaudible)...., get away from him.

Abbott

Okay, I'm gonna take a break for a minute, I need to take a restroom break.,

Sypher

Okay.

Abbott

You need another pop?

Sypher

(Inaudible)...

Abbott

You're good, okay. We're gonna pause this, this is still going.

Sypher

Uh, do you have the tape that I'd like to give you?

Abbott

Okay.

Sypher

Some phone calls if you even need those, I don't know.

Abbott

Okay. Hang on just a second, I'll be right back.

Pause...

Abbott

(Inaudible)...

Sypher

(Inaudible)...., all that caffeine.

Abbott

(Inaudible)...

Sypher

I don't let the boys drink, but what they drink (inaudible)...

Abbott

How old are your boys?

Sypher

My oldest is 21, and then I have an 18, and uhm 16, 13, and I have a 4, 4 year old daughter. From uh, Tim (inaudible)... I'll try not to tell every detail, I'm wanting so much the pieces to the puzzle everyday. And, then how to live for so long, it's hard you know. I know I don't, I'm not, I know you just want details.

Abbott

Um-hum.

Sypher

And, I'm not I'm sorry I won't.

Abbott

Well, (inaudible)...., there's uh, I, I don't (inaudible)...., about getting.

Sypher

I don't wanna waste your time on that, I know. But, every little details important to me, the things that are coming back to me. That I'm just now learning.

Abbott

What do you mean my coming back to you?

Sypher From my doctor's.

Abbott Like being hypnosis or something?

Sypher No, through the psychologist and the uhm. I've seen 2 psychiatrists, one, one works with the psychologist. Which I really, really have enjoyed just being able to talk about it finally. Because, it was so hush, hush...

Abbott Um-hum.

Sypher It was like forgotten.

Abbott So, when you say, what do you mean like your?

Sypher That I've had with them.

Abbott They're helping you recall stuff?

Sypher Yes, yes.

Abbott Like stuff you've blocked out?

Sypher Yes.

Abbott Okay. I've heard of that, I don't know anything about it.

Sypher I know.

Abbott I can't speak professionally on it at all, but.

Sypher And, those are details you don't wanna hear, and I don't mean to. I, I wanna get to the point.

Abbott Um-hum.

Sypher

The point is he took 6 years of my life, my husband and?

Abbott

Um-hum.

Sypher

Rick Petino, that's how I met my husband, is through Rick Petino.

Abbott

Okay. Well, let's get to the uh, the second incident.

Sypher

Okay.

Abbott

Tell me how that happened?

Sypher

That happened when he wanted me to meet my husband to be. Which I did not know uh, Tim, Tim Sypher.

Abbott

Wanted who, who wanted you to meet?

Sypher

Uhm, uh Richard Petino wanted me to meet with this man. He's, he had told several people, I found later. But, anyway meet, wanted me to meet Tim Sypher. Which would take me and help me to uhm. Uhm, be with me to get it off, to get it taken care of.

Abbott

What do you mean by that?

Sypher

To abort the baby, to murder my, my child and his child, he wanted it over.

Abbott

Okay, okay. So, he wanted you to meet Tim?

Sypher

Tim, correct.

Abbott

Okay. And, then what happened?

Sypher So, Tim and I grew a little relationship on talking. Because, sigh..., he just did, he knew his ways. He was very attentive and very, which I was never used to. And, I found that out through my doctors too. Of, why did you get so attached to him so quick? But, I get stupid me, stupid me.

Abbott Okay. So, what happened?

Sypher Uhm, Tim had set it up, I believe he had, he told Tim to take over pretty much. But, he kept in contact with Tim. Rick kept calling me and calling me, also. And, I didn't want him to call me anymore. I do have a tape about that, that I will give you.

Abbott How'd Rick get your number?

Sypher Uhm, when I called him from the card.

Abbott Um-hum.

Sypher When I told him I was pregnant.

Abbott How, how long after the first incident, did you call him?

Sypher When did I call him, uh when I found out I was pregnant.

Abbott Um-hum.

Sypher And, after I went to 2 ultrasounds, I waited to confirm why he even contacted (inaudible)... Never called me back.

Abbott Yeah, we know.

Sypher

I tried that, I'm trying to put that (inaudible)..., I don't know dates or I'm trying to think, because?

Abbott

After 2 ultrasounds?

Sypher

Yes, because one, because my urine was positive. But, the ultrasound didn't really show, I went down to the Women's Choice. And, uhm where no one would know me, and then they told me come back in a week, and I did. And, I brought my mother then.

Abbott

Why would anyone know you?

Sypher

I, I said I didn't want anybody to know me.

Abbott

Okay.

Sypher

That's why I went there and it was free. And, I wanted I guess, just to hear it from somebody confirm it. You know, I wasn't gonna call and go, hey I'm pregnant you know. I didn't want to be, I wanted, I was still in shock. That this was that I was pregnant.

Abbott

Okay. How long after the incident was this?

Sypher

Uhm, I wanna say approximately 2, 3 weeks, 'cause I, I know I'd say 3 weeks.

Abbott

Approximately 2 to 3 weeks that you went and got the ultrasound?

Sypher

3 weeks when I took the urine test, that's why it was so light. I show up real, real quick.

Abbott

Hang on uh, let me get everything straight.

Sypher

Okay.

Abbott

So, August 1st.

Sypher

Yeah.

Abbott

This happens at Porcini's?

Sypher

Exactly.

Abbott

Then?

Sypher

And, uhm that was when I was ovulating, so 2 weeks later.

Abbott

3 week, 2, 2 to 3?

Sypher

I, I missed my period, I usually go by so that was half. So, it was in between 2 to 3 weeks. Because, I was in the middle of, I was exactly ovulating. And, then (inaudible)...., 2 weeks after that, and I didn't start.

Abbott

Okay. So, that is that when you went down to Women's Choice?

Sypher

Yes, yes.

Abbott

Okay.

Sypher

But, I did take a pregnancy test myself.

Abbott

Okay.

Sypher

(Inaudible)...., being positive.

Abbott

But, you didn't call Petino.

Sypher

No, no.

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

After that one.

No.

(Inaudible)...., just was there another one?

So, I was in believe, it was, I wanted to make sure, even though I knew. It was like what am I gonna do? I was, I still didn't know.

When was the second one?

I was still scared. The second one, the ultrasound, was uhm, a week later. Which real...., really was about 5 days later. I've got it written it's up (inaudible)...

How come you had 2?

Because, they told me that the uhm, urine showed up? But, they wanted, they couldn't really see it in the sac yet. To come back in a week, and I did. And, it was showing up, that's when I broke. That's when I knew, that's when it hit me. That's when I freaked, that's when my mom was there. That's when I knew I had to call and let him know.

Okay. And, and that's how he got your phone?

And, they told me to come, yes yes.

Okay.

Yeah.

So, he wanted you to meet Tim?

He told me not to go back to the Women's Choice, yes he did. (Inaudible)..., Tim, he said let me t..., let me think about this, and call you back.

Okay. And, then, okay so since Tim will get it taken care of?

The day he called me back.

Hum?

The day he called me back.

Say that again?

A d..., within a day he'd call me back.

Okay.

He called me yesterday.

Okay.

And, then uh, apparently he was talking to a few of his friends. Which I know several of them that he did tell. Because, I found out later if he'd tell later, good. 'Cause, I asked him you know Tim's drinking. I can get a lot out of him, and I found out a couple of things. Who exactly did know how'd he get you? You know, that's (inaudible)...

Okay. So, tell me what happened?

So, then he said I'm gonna have somebody contact you, and talk to you about uhm. How to abort this baby and in the tapes you'll hear some of the conversations. That when he

Abbott

Sypher

called uhm, saying you know. That this isn't right and we, we need to get rid of this baby.

Okay. So, then.

So, then Tim contacted me the next day, this all happened real quick. When he knew for sure that it was right. And, he really didn't question, he says. You sure this is mine and then, yes. He didn't even ask for (inaudible)..., he said we have to get rid of it. So, then he said I'm gonna have someone you can trust. Uh, that spoke to him, you can trust him. But, I knew he had spoke to several other people probably, no. I think about 5 maybe more, not too many. I'm sure his attorney, then I don't know, I don't have. I don't know that, but I do know that Tim was the one that contacted me. And, he wouldn't uh, he wouldn't answer uhm, my calls. When I would get really freaked out, what am I gonna. You know, on that uhm, I don't wanna do this. I don't wanna do this, but he wouldn't even answer on the golf course. They don't do that.

Abbott

Sypher

Okay. So, this uh second incident.

Yes.

Abbott

That you're talking about.

Sypher

He said let's meet, so that I have not.

Abbott

Who said let's meet?

Sypher

Uhm, Rick said I'm going to let you uhm, Tim will meet you at Dairy Queen parking lot on Brownsboro Road. And, bring it, excuse me, to me, to what request at that time. And, we'll

discuss this further.

Abbott

Um-hum.

Sypher

And, even though I talked to Tim probably 5 days. He was always available, always calling, always checking on uh. Uhm, but I had never met him. So, I was in uh, the parking lot, I went to the parking lot on Brownsboro Road, Uhm, right next to uh Dairy, right at Dairy Queen. And, I saw him pull in with sunglasses and his black Sequoia uh, his Lexus. Uh, black Sequoia because Rick owns most of Lexus in Lexington. That was a vehicle that he had, when he pulled up I just knew. And, he came up and he rolled his window down. And, I was just kinda sitting there, scared to death. I kept thinking okay, what's gonna happen? Are they gonna uh, are they gonna shoot me, are they gonna kill me? What's gonna happen, things like that kept going through my mind. But, anyway I had to be strong. And, he rolled the window down and said now you can't.

Abbott

You, you knew at that point that Petino own Lexus of Lexington?

Sypher

No, I did not.

Abbott

Then how did you know, you said that you knew that that was his car? Like when he pulled in and you saw the car. You knew it was uh, him, how'd you know?

Sypher

No, yeah I, I didn't and he had a big black car, and it was. And, it was, he was smoking a cigar and he was looking right at me, so.

Abbott

Okay.

Sypher Later I found out all, everything, he owns half of Central Bank.

Abbott Right.

Sypher Half of everything else, so I guess you know.

Abbott Okay.

Sypher Throw that in, after 6 years I just knew. That uhm, I knew it was him. He rolled the window down and pulled next to me. He said, he said uhm, won't you go park your car over in the Kroger parking lot. And, I will and then get in the car with me. And, I said I'm not getting in the car with you. He said get in the car with me, I will take you to Rick. I said no, I'm not getting in the car. I said I will follow you so I can leave. And, he said okay, he was very upset about that part. But, there's no way I was gonna get in the car with them. (Inaudible)..., you know, could've shot me, thrown me in the river too, so. I followed him and went right down a couple of blocks onto his condo. On, on the river uhm (inaudible)..., I don't even. I don't even know that off hand (inaudible)... Uhm, you know him that's 10th contact right. So, we went in, drove in, I parked next to him, he got out, I got out. And, I even let Tim walk in front of me. And, (inaudible)..., what am I, why am I doing this, why am I doing this? But, uhm he is in the door, and Rick met me. Standing back so no one would see me, see him. And, uh shook my hand and uh, he said uh. He had a glass of wine ready for me, I'm like I said no thank you. But, he had been drinking a glass of wine. And, he said come on let's sit down. Tim uhm go upstairs, because

there was an upstairs condo. He sent Tim upstairs, the whole Tim was upstairs. And, you could hear things going on. And, uhm probably had a meeting for about 20 minutes. And, we sat, I sat on the couch on the end, and he sat. He was in a chair and then he sat on the end of the couch, and came over. And, I still sat on the end of the couch. Because, I knew I could get to the door, 'cause I could see the d..., because I could see the door where I came in. And, uhm he said, do you know we don't have a choice but to get. To end this baby, because he started talking about his wife. It would ruin his career da, da, da, da. And, I said what about my life, I said what about the life of this baby? He never once said anything about the baby. And, it was in the middle of summer and I had a blue jean skirt on. Which was a longer blue jean skirt. And, just casual clothes, and uhm, before I left, I said uhm. He said, Tim will take care of everything. And, I said uhm this is not what I want. And, he said and he looked at me straight in the eyes. And, he said, you do not have a choice on this matter. Your boys will be in concrete, and your family, and you. And, that's when I just scared to death the first time in my life. Then I knew how powerful that he really was.

Abbott

Okay.

Sypher

That's what upset me and I stood up, and he said, I'll walk you to the door. Tim will be contacting you, I never saw Tim again during that meeting. So, I was getting up, getting my pur..., well. I was getting up with my purse and he grabbed me again. Laid me, lay me down just real quick. He just like, I said what are you doing. I said, and I started hollering for

this one. And, I'm thinking okay, for our 2 lives, this one gonna come down and kill me? Well, I thought I was s..., you know all that I was dealing with 'em all. And, still to this day, everything's been lie to protect Rick. And, it's time for the truth to come out, that's why 6 years.

Abbott

Okay. So, what so what happened?

Sypher

So, he did the exact same thing, and I went into the bathroom, wiped myself off. And, walked out the door.

Abbott

Okay. Run me through how it happened?

Sypher

Unbelievable, I guess he thought I was already pregnant, he could. He didn't care, he did do me, he's that powerful. He thinks he can do anything he wants to. He pulled my blue jean shirt up, laid it down. Did the same exact thing, pull it down, didn't go below my knees. And, was inserting himself in me, and then he came again. And, real quick you know, it was just like stop this, just stop, just stop doing this to me. Stop this and I was like, do I scream too loud, do I let this other man upstairs come down? I didn't know who this man was? He never came down, he never came down. And, that he knew what was going on. How he even stayed with him and worked with him. I'll never know, my family will never know. My mom and I have talked about this till we're blue in the face.

Abbott

This is your husband?

Sypher

That I married.

Abbott

Okay.

Sypher

He's the one that took me to Cincinnati and had the abortion. Being a wise at that time, because I didn't have my maiden name back. We had the whole day, as the doctor even said, for him too. He took me down by the river and he said uhm. Just close your eyes, just relax, I didn't even know where it was. And, you know when I went back to find evidence? I went right to that place and I had pictures of that that I have taken. I've done all my homework, that's why I don't have play anymore. I do have evidence, I have everything but the fetus, uh but the fetus.

Abbott

And, what evidence are you talking about?

Sypher

Tim Sypher told me what to write down, Tim Sypher took me? Tim Sypher made the appointment, Tim Sypher waited for me to go in? And, I didn't wanna go and he took my hand at the very end. I was praying he'd say let's go, let's just walk out. Remember what size shoe you wear, that's what Tim Sypher said it me. And, he repeated that throughout 5 years of marriage to that man. That robot he's a robot, (inaudible)..., I married a robot. How stupid do I look, I know it sounds stupid. I'm sick of listening to myself.

Abbott

Okay. What, what evidence are you talking about?

Sypher

This is what I have, I took everything with me, because. Because the FBI has the evidence of him telling me about the rape. That I cannot get back from even Tom Clay. So, good luck with that, because.

Abbott

Hang on one, say it again?

Sypher

The FBI has the tape when I went into a meeting. When phone calls had started this whole can of open worms. This is how it all started. I lost my husband, he was paid off?

Abbott

Okay.

Sypher

And, uh it's a different, I know, situation.

Abbott

Yeah.

Sypher

We're just doing this, but this is how. This is all I have left of the baby uhm. This is from the culture and I got this myself. And, you all asked for photocopies. And, of course they'll say who's baby whatever, you know. That's fine, but this is when I went, and then they told me when to come back a second time. And, that's all I did here you can, can make copies of that proof too. And, he kept asking me, and trying to convince me not to have an abortion. But, if you say no you, you know, then they won't. So, I had because I didn't want my children in concrete. So, I was scared to death, and these are the pictures of the baby. Of, the sac of the second uhm, let's see on, on the sac. I know you don't know any, (inaudible)... Uhm, like these, this is what they did, I got of myself. And, I had the abortion on the 29th of Au..., of August. So, it will be 6 years the 29th of August.

Abbott

Okay.

Sypher

And, this is where it was, and at the church, and funny I went right to it. It's the strangest

thing, I remember coming out the door. And, when he was parked on this, in the Sequoia. This is on the investigation and stuff that I had written down. And, and this is where they moved to. And, I went in and got my copies, because uhm.

Abbott

So, you didn't call him till?

Sypher

I knew for sure.

Abbott

After the 26th, correct?

Sypher

I knew for sure anyway but I, I want proof.

Abbott

So, you called him after the second one, right?

Sypher

I believe it was the second one.

Abbott

Okay. That's what you told me earlier was that?

Sypher

Yeah.

Abbott

Correct?

Sypher

And, well I bel..., it's been almost 6 years, I'm trying, I'm.

Abbott

So, when...

Sypher

Gonna be honest and tell you, yes I believe it's the second one.

Abbott

Call him after the second one, when was it. When was it that you all uh, encountered each other (inaudible)...

Sypher

You mean, he was out of town then, so that.

Those phone calls, the records have been lost of Rick's phone calls. Uhm, I'm on Tim.

Abbott

Hum?

Sypher

On, Tim's records?

Abbott

Yeah, when when was it that, that the encounter at Tim's condo took place?

Sypher

Days after that uh?

Abbott

Was this before you went to Cincinnati?

Sypher

About, about 5 da..., uh about 3 days, absolutely.

Abbott

Okay.

Sypher

Absolutely.

Abbott

Then you went to Cincinnati on the 29th, right?

Sypher

Yes, and you're supposed to go prior to, and then written down.

Abbott

Okay.

Sypher

That I went (inaudible)...., days before.

Abbott

So, you call him on the 26th and he was out of town, right?

Sypher

Yes, he was out of town.

Abbott

Then, when did he come back in town, you thought he was in Miami. He was in California, right?

Sypher

Right.

Abbott

When did he come back in town?

Sypher

Think was in 2 days, no I'm not gonna tape again, I had taped a lot of 'em. But, I was I did tape, I taped even myself. I said mom I can't believe he didn't. I'm not that stupid, but I did have that kind of hold it. And, this is the tape and you can, you can keep this.

Abbott

What, what's?

Sypher

The phone calls of, of him calling me.

Abbott

Um-hum.

Sypher

And that is uhm, some you can of, of what you can hear of what he was calling me.

Abbott

Okay.

Sypher

So, that's some of it (inaudible)...

Abbott

But, you uh, the, the dates of the phone calls are not on here, right?

Sypher

Well, at that time I didn't say this is, it does say the time on there on my phone. Because, he left messages.

Abbott

See here's what, okay you're, you're saying that.

Sypher

I know that's why I want the records but see.

Abbott

Okay, he's out of town on the 26th.

Sypher

Uh, he has to take that long, right.

Abbott He's out of town on the 26th, do you call him on the 26th, or on the 27th?

Sypher I don't know the exact date on that.

Abbott Well, it's pretty important.

Sypher I know it is, but I mean I never.

Abbott Because, this is on the 29th, right?

Sypher It was exactly the 29th.

Abbott Okay. So, he's out of town on the 26th, and so.

END OF TAPE #1, ON SIDE B.

BEGINNING OF TAPE #2, ON SIDE A.

Sypher The day I had the ultrasound done.

Abbott Okay. Was that the earliest was the 26th, right?

Sypher Umm, whatever it say on the uh, so this was the day of the ultrasound. That I had to write, and Tim told me everything that I was supposed to write.

Abbott When.

Sypher Okay, go ahead.

Abbott Okay.

Sypher And, then he told me I was writing Tim's number down. 'Cause, I couldn't write his name.

Abbott

Um-hum.

Sypher

And, it's 0443, said you can't write my name down. So, I changed it to (inaudible)...

Abbott

So, the second incident was in between your second ultrasound, and the abortion, is that correct?

Sypher

No, it was after both ultrasounds.

Abbott

Okay. That's what I said, after the second ultrasound?

Sypher

Yes.

Abbott

Okay. So, after the second ultrasound, but before the abortion?

Sypher

Then he, right.

Abbott

Okay.

Sypher

Within a week I had the abortion.

Abbott

So, you don't know, you don't know what day he got back in town?

Sypher

Sigh..., I don't know if it says it on, on that tape when he's coming back in or not. Uhm, I don't know the exact day on, I don't.

Abbott

How many times did you go to Cincinnati?

Sypher

I only went once but you know they said that I went twice. Because, Rick had it planned, can do anything he wants to do. I did not have to go in and talk to them or anything. But, they said that right it's all down there.

Abbott 'Cause, there's?

Sypher He does what he wants.

Abbott There's 2 different dates.

Sypher Exactly, exactly and you're supposed to go for a pre...

Abbott So, is there.

Sypher Sure are (inaudible)...., too.

Abbott Is anybody gonna testify other than this that you gave me?

Sypher Then other than (inaudible)...., I let my mom know, my mom knew.

Abbott Well, I mean the records you're showing me, shows that you were in Cincinnati the day after, your second ultrasound. That's what I'm looking at here.

Sypher I don't, I thought it was like 3 or 4 days.

Abbott That's 8/29.

Sypher Um-hum.

Abbott And, here you were on 8/27, 8/27.

Sypher At.

Abbott 8/27, 8/27?

Sypher But, I didn't go there they made me sign this when I got there, this was all.

Abbott

It's your handwriting.

Sypher

Exactly, but they ma..., this is what Tim and Rick had all set. Uh, this was all set up, the only this was all ready to go. And, I was the very last one to have (inaudible)...

Abbott

So, he has this abortion clinic on speed dial or something?

Sypher

And, Rick paid for it.

Abbott

I mean that that I'm not trying to be mean.

Sypher

(Inaudible)...., no you're, you're fine, I mean you know (inaudible)...

Abbott

This is, so this is (inaudible)...., in here.

Sypher

I know, on the dates. I did not go twice.

Abbott

He's, he's out of town on the 26th.

Sypher

And, and, and it states there on that.

Abbott

And, here here on the 27th.

Sypher

And, I just sign papers.

Abbott

And, on the 29th.

Sypher

But, only went on the 29th, I did not go on the 27th. That's the date, that's the date that they told me to write. He is that powerful, that's what he does for a living.

Abbott

So, what did he do here? He, he made you, make you.

Sypher I had the abortion, and then he called immediately.

Abbott He made you write.

Sypher He (inaudible)..., the phone calls.

Abbott He made you write the wrong date on here?

Sypher (Inaudible)..., they told me what day to write, exactly.

Abbott The people and these nurses.

Sypher Tim told me, Tim Sypher sat there had the papers. And, we went over to the side, and told me exactly what to write. And, and to write as little as possible. 'Cause, you have to act like you you definitely want the baby to be aborted. And, if you're not gung ho about that, they're not gonna do it. He told me everything to write, Tim Sypher told me everything to write.

Abbott Okay. So, he's the one that told you to write the wrong date on there?

Sypher Uh, yes uhm because, and I kept saying, but I didn't come in to talk to them. Because, you always have to go talk to them, I've been told.

Abbott Um-hum. Did he tell the.

Sypher Yes.

Abbott The.

Sypher And, he paid for it and everything.

Abbott I haven't even asked you the question yet. Did he tell this, whoever this employee is at the clinic what date to write on there?

Sypher I don't know?

Abbott 'Cause the...

Sypher It was all set up through Tim.

Abbott The person at the clinic uh, two things here wrote August 27th, also, actually three things.

Sypher Is it the same person?

Abbott Yep.

Sypher Uh, that would make sense too.

Abbott Th..., this lady is gonna risk getting uh, getting her, her license revoked from this?

Sypher Um-hum.

Abbott For falsifying records?

Sypher Do you think Tim's risk losing his job?

Abbott He has hasn't he?

Sypher No.

Abbott He still there?

Sypher No he's still hasn't.

Abbott Okay.

Sypher He left him that caused all performance; he left

the very first year.

Abbott: So, I'm not, I mean uh.

Sypher: I understand.

Abbott: Like I said I'm not trying to be mean.

Sypher: I know.

Abbott: But, you're gonna be asking.

Sypher: I know that.

Abbott: People to believe.

Sypher: I know that.

Abbott: On the 26th, he was out of town, and I told him that I was pregnant with the baby.

Sypher: Now, I don't know 'cause that (inaudible)..., 6 years ago (inaudible)...

Abbott: And, on the 27th.

Sypher: I understand.

Abbott: But, it appears I was in Cincinnati, but I really wasn't.

Sypher: I did not go twice to Cincinnati.

Abbott: And, then on the 29th, I was back in Cincinnati. Or, I was in Cincinnati for the only time.

Sypher: Right.

Abbott: But, he raped me in between the.

Sypher

Right.

Abbott

26th, even though he was out of town. He got back in town soon enough to rape me.

Sypher

August he was in town to rape me.

Abbott

On the 29th.

Sypher

And, on the 27th, I did not go twice, I only went one time. And, that was the time that I went, and they gave me sedative. And, takes a lot to knock me out. And, I remember everything about that, suction and everything. I did not go twice, and that's another thing that I have (inaudible)..., two different dates. But, Tim told me everything to write, and he got really upset about this. 'Cause, I wrote his number because he had to sit there and wait. So, he said just erase that and change it, 'cause his numbers 6430, 443. I, I know, I know, I know.

Abbott

Can I see?

Sypher

I know it's the truth and this is a certificate of the baby (inaudible)..., uhm but that's.

Abbott

The baby that you had with him?

Sypher

It's right here, yes. That uhm this was the uh, baby that they made me abort. On Tim's abortion that's why I was told to say I have 7 children, and not 5.

Abbott

So, you had an abortion...

Sypher

Um-hum.

Abbott (Inaudible)...., okay.

Sypher Um-hum.

Abbott Well, there's not allegation.

Sypher Yeah, no, no, no.

Abbott No, uh sexual assault there, right?

Sypher No.

Abbott Okay. What else do you have in relation to your?

Sypher And, I was (inaudible)...., that's where I went to the deaths on the other part of it (inaudible)... Uhm, if who all I do know that knows.

Abbott That knows what?

Sypher That was contacted and they're all gonna take up for him. But, I know that Father Bradley knows, that sits behind the bench. He is a priest in Owensboro, I don't know the name of the church. I think its Edward Bradley uhm, Rick Avar that is the other partner. Uhm, Lexus of Lexington.

Abbott He knows?

Sypher Yes.

Abbott What does he know?

Sypher He was confronted, Tim told me before Tim knew, and then Tim. They were out

(inaudible)...

Abbott

Okay. Confronted by?

Sypher

Of, what to do, I, I have gotten this girl pregnant, what do I do, so?

Abbott

Okay. Who else?

Sypher

Uhm, my mom Judith Cunagin, C-U-N-A-G-I-N.

Abbott

Um-hum.

Sypher

I wish I had the lady that I went to to help, she was a fill in and I remember when I went back to the Choice. The Women's Choice to get that, I kept saying who did the ultrasound, do you remember? Because, I went berserk on the second time. And, she kept saying well, who is this, what is that? And, then mom and I both are saying, this is so high profiled. And, we've been threatened, we cannot mention the name. She would remember that, and she was on vacation. I still think she still works there.

Abbott

You tellin' that to the nurse?

Sypher

The sh..., they wanted, yeah they wanted, they don't want. They didn't want me to abort the baby.

Abbott

Okay. And, you had been threatened at that point, (inaudible)...?

Sypher

I had not been that point.

Abbott

That's what you just said though, you just said that you told her that you'd been threatened.

That the, so this is so high profile, we been threatened. And, I thought you hadn't talked to him until after the second sonogram?

Sypher

I didn't talk to him until the second sonogram.

Abbott

Okay.

Sypher

That was...

Abbott

So, why would you be telling her that you've been threatened?

Sypher

I, I said this is so.

Abbott

Who threatened?

Sypher

I said this is so high profile.

Abbott

Yeah.

Sypher

We can't talk about this, I didn't remember saying threatened, I never said threatened. So, (inaudible)...

Abbott

Till after the second? You had been threatened at that point?

Sypher

(Inaudible)..., the ultrasound to remember, because I went berserk on the second time. And, she kept (inaudible)..., what is this, what is that and then mom and I both were saying. This is so high profile and we've been threatened. So, we cannot mention the name, she would (inaudible)...

Abbott

(Inaudible)...

Sypher

But, I'm just not threatened then.

Abbott

So, did you say that to the nurse or not?

Sypher

I said that to you, no I did not uh, I'm guessing, no.

Abbott

Okay.

Sypher

So, I'm not I'm, I'm.

Abbott

You're over the board here.

Sypher

Well, I don't wanna be over the board, it's the truth.

Abbott

And, and I know it's been...

Sypher

(Inaudible)...., 6 years.

Abbott

I know it's been 6 years.

Sypher

And, I'm going through ball and chain to keep.

Abbott

But, like I told you when we first started, I'm gonna be asking you the questions.

Sypher

Right, I know.

Abbott

And, you're gonna be asked, I'm not trying to be mean, but I had.

Sypher

Yeah, I know I didn't talk to him.

Abbott

At this point.

Sypher

I know I did not talk to him after that.

Abbott

Okay.

Sypher

I know that, I know it's like, you know it's like okay Karen? How many breaths did you take, I mean it's like, okay. How many crimes did you have when you were broke?

Abbott

Uh, I, I don't think I'm.

Sypher

You know, I I understand.

Abbott

I don't think I'm being that uhm.

Sypher

No, but no.

Abbott

I don't think I'm being that extreme.

Sypher

No, no I understand totally your job.

Abbott

But, these are questions that had to be asked.

Sypher

That they're, that are gonna be asked with me. This is the same way with this case. But, I am here because this happened to me, this is the truth. And, whether I say the right word at the right time? I will reiterate and correct and make it correct. Because, those two people are the extortionists that should be in prison.

Abbott

Okay. Then that's.

Sypher

I know.

Abbott

Yeah.

Sypher

I know.

Abbott

Okay.

Sypher

See, I'm, I'm dealing with a, a whole lot okay?

Abbott

And, I'm here for this, I know I understand.

Sypher

(Crying)..., have them stop and grab your, your child. Your son from a car, and take him to a hotel. And, threatened him about his mother or his father. How would you like that? And, (inaudible)..., my family has gone through hell, (crying)... To keep me quiet, and it's all about this.

Abbott

Okay. You had mentioned earlier that uh, when I was asking you why you're coming forward now. You said something about uh, because they kept throwing you crumbs. So, I meant to get a clarification on that as to what the means? Can you give me some insight on that?

Sypher

Yes, after seeing the doctor and the psychiatrist that was far in the back of my head? I thought it was always ever, I would bring it up, I would bring it up a lot during the past 5, 5½ years, to my husband. Just little things, I'd hate to go we'd have to (inaudible)..., a couple of times. I would just, just hate it, I would hate everything we'd have to a party. Because, because Rick would send him away somewhere. And, he would come up and give me a hug. And, I just just cringe, I just would hate to get on the plane. To have to go to any trip that we had to, just.

Abbott

(Inaudible)...

Sypher

And, and it's all coming back to me.

Abbott

But, still uh.

Sypher

And, it's a lot of pieces (inaudible)...

Abbott

Yeah.

Sypher

I know.

Abbott

But, you still haven't, and it's like you've been dancing around the question.

Sypher

The bottom line is, he's raped me twice.

Abbott

Okay.

Sypher

It is (inaudible)..., 6 years and they know that they can't. It will, will be 6 years on the 29th, and going through therapy for some of it through therapy. And, I'm still going through, through that. A lot of things have come right to my mind, why?

Abbott

Um-hum.

Sypher

I put it in the back of my mind.

Abbott

Okay. Another thing that um, that people would ask is, why if this man raped you. Why would you put yourself in a position where you're gonna be around him all the time?

Sypher

Why would I stay with him, I want. I've been asked more questions of why would Tim, knowing he raped me that second time.

Abbott

Um-hum.

Sypher

Still...

Abbott

And, you throw that in, in there as well.

Sypher

Yeah, still.

Abbott

Can you explain?

Sypher

Still be under the.

Abbott

Can you explain?

Sypher

Mom and I are both, I know uhm, we've talked about that, and and I've told several friends even in the last year, year and a half. Because, the first 6 months we didn't even consummate the marriage the first night. I should uhm, uh I, I went with my heart instead of my gut.

Abbott

Okay. Is that why you chose to stay around him all that time?

Sypher

I, I, I (inaudible)...

Abbott

So, (inaudible)...

Sypher

He hold me at night, he took care of me, took care of the boys. In a way that they hate him so much. They've taken everything away from him, from them. And, they've taken me away, because I'm not the mom I used to be. I just want my life back, but it's such a high profile situation. I know it's a, like a grain of sand that I been saying (inaudible)... But, you know I wouldn't be here wasting my time. I'd be with my daughter that I need to be with right now. Because, he's got her this weekend again, and I just cringe. I'm gonna have to find two new attorneys. And, I've got a full plate with my family right now. I'm not trying to be alone.

Abbott

Does he still live locally?

Sypher

Yes, he does.

Abbott: You got his phone number?

Sypher: [REDACTED] and his office is [REDACTED]

Abbott: Um-hum.

Sypher: [REDACTED] and I know Vinnie Tatum knows too, V-I-N-N-I-E, T-A-T-U-M.

Abbott: You have phone number for uh, Vinnie or Father Bradley or Rick Avar?

Sypher: Uhm, no but uhm, my son might because, I got rid of all those.

Abbott: Okay.

Sypher: And, I thought my son might.

Abbott: (Inaudible)...

Sypher: Because, there's an old phone that we found of Tim's. That has all the numbers in it, so if you need them, yes we can try to get.

Abbott: What about your mom's number?

Sypher: My mom's number, her (inaudible)..., right now, she's with me for a couple of days. 5, 0 they're all 502.

Abbott: Um-hum.

Sypher: [REDACTED] and then [REDACTED] but the cells the best. 'Cause, she leaves that with her walker.

Abbott: Okay. She live in Okolona?

Sypher: Yeah, she's lived there ever since dad left,

many lives ago, dad's been gone. Couple of years.

Abbott

Okay.

Sypher

But, uh.

Abbott

Let me just get back real quick, something I thought of at uhm, Porcini's.

Sypher

Yes.

Abbott

Was that the first time that you had been there?

Sypher

That was the second time I had been there, only the second time.

Abbott

Um-hum.

Sypher

I went there with my uhm, I went there prior to that with my uhm, sister-in-law.

Abbott

Okay.

Sypher

She said come out there, we're gonna go out, so. 'Cause, I was divorced and single for a long time. We went out to dinner there and that was it.

Abbott

Yeah.

Sypher

It's not my kind of place.

Abbott

Okay.

Sypher

She goes and still drinks, they all still have their lives. They all still.

Abbott

And, who uh, who idea was it to meet there,

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

(Inaudible)..., Tim Cory amounts to, but. It's his restaurant and he like Rick being there, so. And, uh you know its funny, it's really really

strange. It's just when everything happened so fast afterwards. When we got married and, and then it was so quick and all. But, his tense girlfriend is Rick Petino's nanny. And, they dated for 7, almost 8 years. Uhm, she 'cause I had only spent the night with Tim one time. We was staying there and he and uh, when I went back there, 'cause he was. I had to pay off his second loan. Anyway uhm, she was banging down the door.

Abbott

(Inaudible)..., who's second loan?

Sypher

Uhm, Tim's to sell the house, 'cause he wanted to move in with me. And, he kept bringing things over and over. But, his girlfriend never ever, ever had. It was never, she was every, every party. And, never had a guy with her, so there's a lot of you know, stupid things that I just.

Abbott

You're talking about Tim Sypher.

Sypher

Yes.

Abbott

Not, Tim Cory?

Sypher

I'm sorry.

Abbott

Okay.

Sypher

That's too many Tim's, even my brother's name is Tim. I'll never date another Tim, I'll never date any man. And, I know I'm trying to put all the pieces together. And, I'm still working on that, and I'm seeing a Dr. Hicks. If you need to contact him. And, I can put your name down for that, or you don't need. You don't even need that, H-I-C-K-S. Uhm,

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sigh..., I've got his number so. Uhm, he is off Lyndon Lane, but he's a psychologist. Uhm, I don't even know his first name.

Abbott

Does Tim still live in that condo?

Sypher

No, he sold the condo and.

Abbott

Where, whereabouts was it?

Sypher

It was uh, at uh, Harrods Landing, that's where it was, Harrods Landing. She's awful funny, his girlfriend Rick, 7, 8 years. And, never showed up with a guy, never just. And, it just 2 (inaudible)...., uhm. But, you can interview, you can interview my, my older children. Like Jacob and Caleb, they will be glad to, meet with them separately. I want you to, because it might be good for them to talk about it and.

Abbott

Well, I'm not a therapist.

Sypher

No, I know but if you need questions that are more, you know.

Abbott

(Inaudible)...

Sypher

It's almost been 6 years and things were put in the back of my mind. And, I had to forget about it, because and I'm dealing with that. And, I'll be dealing with that the rest of my life.

Abbott

What's their last names?

Sypher

Which ones?

Abbott

Jacob and Caleb?

Sypher	Uh, Wise, W-I-S-E.
Abbott	Okay, okay.
Sypher	But, they even told me my ex-husband would be in concrete too. But, uhm there is a tape that the FBI has, that he's admitted to. And, I can't and uhm.
Abbott	And, who submit a tape?
Sypher	Rick Petino when he called me in his office, when phone calls started to be made. That opened up a can of worms.
Abbott	Okay. That's, that's aside from this?
Sypher	Yeah.
Abbott	Okay.
Sypher	I know but it all collates but yet I'm trying to keep it separate.
Abbott	Um-hum.
Sypher	And.
Abbott	Yeah, because I don't want anything to do with your case that you've got.
Sypher	I know, I know no, no. But, this is, this is for you on that one.
Abbott	Okay.
Sypher	That's a definite. But, my case is because of this, to keep me very quiet.

Abbott

Okay. I'ma take another break, I'ma go, go
blow my nose and stuff. See what else I need
to ask you.

Sypher

Um-hum.

Abbott

Okay, I'll be right back.

Sypher

Okay.

Abbott

You need anything, okay.

Sypher

I need 6 years back.

Pause...

Abbott

Doing okay?

Sypher

I'm doing good, I was gonna ask, I was gonna
give you Jacob's new number, uh my son.

Abbott

Your son?

Sypher

Because, he was there, I know during meeting.
That he actually apologized seeing me really
upset.

Abbott

Hm.

Sypher

When he found out during the meeting, even
though (inaudible)..., but yet you don't wanna
hear about that. He said he apologized to what
he did to me, to my 19 year old son.

Abbott

Okay.

Sypher

So, and does that.

Abbott

And, let's...

Sypher

Help.

Abbott

Could he be, could his apology be on the lines of, just for the whole situation, you know.

Sypher

It's part of the.

Abbott

All this happened, but an apology doesn't mean a confession to a sexual assault, right?

Sypher

He did con..., be he did con..., he did confess to what he did to his mother, yes.

Abbott

Just for what I did to your mother?

Sypher

I, yes.

Abbott

Okay.

Sypher

What can I do to make your life better to Jacob?

Abbott

What's Jacob's number?

Sypher

And, what you can be my driver now, and,

Abbott

Um-hum.

Sypher

Abbott

How old is he?

Sypher

19.

Abbott

Okay.

Sypher

Even said you can be my driver, and uh he was

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

Abbott

Sypher

like, so I mean so. And, that's, and that's some part of some con..., confession.

Okay.

Um.

On the second, the thing that happened at Tim's condo?

Yes.

What room did that happen in?

The bottom floor.

Is it a studio?

Uhm.

Or, (inaudible)...

It uhm, is one big room as soon as you walk in, to the right is a filthy toilet, bathroom. And, you keep going straight until all the way to the back. And, you would run in uh, into a double doors. And, he had his couch right there, and that, that happened right there up on the. The end on the floor, and then as soon as you also walk in the door?

Abbott

Thought you said that happened, you were almost to the door, and he grabbed you?

Sypher

No, I said I went straight out, I went straight to the bathroom. And, then left to the door, and walked right out the door, remember?

Abbott

And, uh when you are, okay.

Sypher

Was getting my purse.

Abbott

Guide, guide me through it again how, how it happened?

Sypher

I was getting my purse and I was leaving.

Abbott

Um-hum.

Sypher

On, the edge again of the couch, grabbing my purse, getting up. And, that's when he pulled me down, did the same thing. And, that's when I was saying, please don't do this. We've done it and that's when I was screaming again. And, I was more worried about this man upstairs coming down to shoot me or something.

Abbott

Your husband?

Sypher

Why he was I didn't know (inaudible)...

Abbott

Okay.

Sypher

Yes, Tim Sypher.

Abbott

Okay.

Sypher

Then I went straight to the bathroom, that's why I know it was so filthy.

Abbott

Um-hum.

Sypher

To get tissues to wipe myself off, and I walked right out the door.

Abbott

Okay. Uhm.

Sypher

That's exactly what I told him.

Abbott

It happened on the couch or on the floor or some place?

Sypher

On the floor.

Abbott

On the floor.

Sypher

Right in front of the couch.

Abbott

Were you injured when you were taken to the floor?

Sypher

No.

Abbott

How'd you end up down there without injury, like from a sw..., had you been standing up?

Sypher

I would've, had bent over to gr..., always have, always had a big purse. Uh, it was a big black purse, it's up (inaudible)... And, I was getting up like this, and he pushed me down like that. Uhm, but you know the couch is about like that. No, I don't, I don't injure easily, no no. But, he's still much uh, str..., no, no, no.

Abbott

(Inaudible)...

Sypher

Like I say you have to injury and (inaudible)..., you know I mean that, you know.

Abbott

It's not like that. What uh, about how long did that, did that last?

Sypher

As long as the other.

Abbott

Which was?

Sypher

Not as, actually not as long as the other, which was you mean at first. Uh, the the whole part of the holding me down with his body. While he's doing that and holding me down? Took off my panties down.

Abbott

Um-hum.

Sypher

Probably a little less than the other time.

Abbott

Which was how long?

Sypher

Not long at all.

Abbott

I mean an hour.

Sypher

Did it quick.

Abbott

Couple of minutes?

Sypher

Oh, no, no, no, no, no, no, no, no, no, no.

Abbott

I guess (inaudible)...

Sypher

Uh, how quick he's oh my gosh, it was (inaudible)... Uh, probably uhm 5 minutes, and the first one was probably 10 minutes. Took longer to clean up than anything else.

Abbott

So, on the first one.

Sypher

So, that's what's so.

Abbott

10 minutes?

Sypher

Amazing, yeah, yeah, yeah he was.

Abbott

And, then the second one about 5 minutes?

Sypher

Yes, (inaudible)...., amazing.

Abbott

Did you injure him any either time?

Sypher

Sigh...., he had long sleeve shirts on each, each time. And, uh not that I recall grabbing his sh...., I, I was always doing like. Like well, like I won't do that to you, but uh it's like. Your shoulders, is your shoulders because I thought it could. But, he he wouldn't let me, his shoulders were. His body upper body part and then he would take the one arm while he was holding me down. And, I was pushing my hands on his shoulders. And, then he was taking the one hand and pulling the panties down. And, they never ever came off each time; they were just uh, down enough. I guess he just thought my, to me wants to do.

Abbott

It's about 10 minutes, and then 5 minutes?

Sypher

Yes.

Abbott

Okay.

Sypher

Yes, yes that was yes.

Abbott

And the second one happened in between the second sonogram and the abortion, correct?

Sypher

Exactly, so I don't, this see. That's what and I was looking at this when I got my records. Because I didn't, I never had my records. But, when I went to get my records uhm, everything. Tim had all the papers there and he had already paid the cash. And, uhm he told me everything to write. I just want, just fill this out and I want, I want the 27th on. Then I

remember thinking that why do I have to change this date this way? Because, this way you're supposed to come visit uh, but we don't have to do that. So, I was told what to write and very mu..., very little is written, if you've noticed.

Abbott

Uh.

Sypher

So, what, what evidence, that's just it.

Abbott

Have you, have you ever, have you confronted Mr. Petino about this other than uh.

Sypher

At the meeting when he finally admitted it.

Abbott

Admitted it to whom?

Sypher

Me.

Abbott

And, who else was at that meeting?

Sypher

My son.

Abbott

Okay. And, then what, what did he admit, I mean what?

Sypher

He looked at me and he said, I'm sorry for everything that I've put you through. What can I do to make it better?

Abbott

Okay. What did that take place?

Sypher

Upstairs the second meeting, two meetings were in one day.

Abbott

Upstairs where?

Sypher

Upstairs in his office, that's when my son was

Abbott

on the right side.

Sypher

(Inaudible)...

Abbott

And, I was in front at his desk.

Sypher

Brandon right or not Brandon?

Abbott

Uh, Jake..., uh Jacob.

Sypher

Jacob, yeah.

Abbott

J-A-C-O-B.

Sypher

Okay.

Yes, that's correct. And, he had not a clue, but see Tim never knew that I told Jacob and Caleb. And, so and that's just so much stuff that, that. Tim was in that room during the meetings, he was never in the room during their meetings. And, they're you know, and then now I'm wondering when I walk out this door. Sigh..., I don't trust the FBI, number one it's major, major. I mean I just, I, I, I, I didn't think. But, I've got to fight to make my children know that justice does prevail. But, how do you do that when you're fighting against power? And, money how do you do that? How do you do that, your own husband since you left? On a to do card, and made Jacob write it down. My mother was right there with me. And, he didn't know that when he said, oh coach wants you to write this down. Everything that he said he would do to make your life better, of what you had before, and he's?

Abbott

What do you think needs to?

Sypher

And, I married that bastard, I'm sorry I, I call 'em bastard #1, bastard #2, excuse me. And, I don't cuss and I don't like that. That's why I can get through this. I'm going through a divorce; I'm going through trying to get my family back together. I'm going through how can I get a (inaudible)..., now? They've slandered my name so bad. Even my own husband set me up, even my own husband set my son up. Even my, my husband he, he's programmed. That's why Rick's so good at what he does. And, people like that, just like Kobe and Bryant or people like that. They, they never, they always get away with it. And, I know you all are the police, and that's what really bothered me (inaudible)..., always said. Don't you know, and I said why can't, why can't I file, because. And, then even that one attorney uhm who uhm, Barry Simon said, you have every right to go do that. I had not a clue, not a clue when they were all telling me different. He even told me, you have every right and you go do. You're a free woman, you go do what you, you have. As long as you want to file for that. And, then I remember you telling me that. And, that's why I wanted to make sure. 'Cause, he was trying to convince me not to go to the police. But, I didn't but I wanna know who made the phone call. I wanna know whose, who here is as bad as the FBI. It is it the lady downstairs, is it one of the guys, you know.

Abbott

Uh, I'm not sure but you don't have to talk to 'em, all right.

Sypher

I don't talk to anybody.

Abbott

Uh, well you didn't.

Sypher

But you, I don't talk to anybody.

Abbott

The 3½, you did a 3½ minute interview yesterday.

Sypher

Well, yeah they were at my house then, yes after I told you.

Abbott

Uh, well you, you know, you know you don't have to talk to 'em, right?

Sypher

Yeah, I know I don't, I know, you would yeah. I had, I had 4 (inaudible)...., that had called me. I said, no, no, no comment, no comment. And, I just 'cause I didn't have an attorney right then. But nothing was ever stated but uhm, but then the one guy was, was right there. And, he just wanted to; he asked how I felt about that? And, I did tell him, tell him, that was the only one.

Abbott

Is there anything, anything that I haven't asked you? That you think I should, or any detail that you think that uh you've left out? Or, that might be uh, pertinent to the sexual assault allegation that we haven't gone over?

Sypher

Everybody thinks that Rick Petino is God, and especially the people that work for him. And, what, I mean so many different little questions that that I wish you could ask. How did you, you know, how did you meet your wife? That, that's a perfect question, 'cause he always told everybody the coffee shop. I mean uhm, I, I don't, I don't know. I am trying, and I know things are confusing, and I'm all over the board. Because, my mind, I just want my

Abbott

Sypher

children's lives back. And, I want my name back.

What do you wanna see happen out of all this?

What I would like to see happen, is for Rick Petino to stand up and, and admit, and be a true man. And, I think what bothered Jacob the most is when he said. What, on the one interview, if I can handle 911, I can handle this. And, when Jacob saw that, that went off in me too. But, when Jacob, my son, saw that, he said that's my brother or sister. We're talking about; we're talking if people knew. That affected everybody; I had a cousin on the 26th Floor. But, that affected everybody o 911. But, he actually, if people knew that he was comparing that to murdering his baby? I think that's bothered the boys the most. I don't know what else.

END OF TAPE #2, ON SIDE A.

BEGINNING OF TAPE #2, ON SIDE B.

Sypher

Like DNA is you know (inaudible)..., I don't know, that they babies in garbage can. And, they I wouldn't, (inaudible)... I know I'm going to hell for what I did (crying)... And, I had to live with that the rest of my life. So, I have nothing to lose, but my children have their lives. And, I have to be there for them, and I have to stand strong for them. And, that's why just like all this has helped me. And, he knows so that I'm fighting a battle, then it's like. The grain of sand on an endless beach, and they want to break me. And, they c..., that's why I, I don't understand why T. Clay has. All he's done is ever, is is cut you all

down where you all don't know. And, and, and they can't help you. And, and they're just the police, and they. Well, just the police will, my children live here. I want them to feel safe with the police when they grow up. I can't quit now.

Abbott

Can't quit what?

Sypher

I can't quit holding it in anymore; it's time to tell the truth. And, I have to continue to fight no matter what they do. Like they've done to me. He knew exactly what to do.

Abbott

Is everything you told me today, is everything you told me today the truth?

Sypher

As God uh, strike all my baby's down, yes.

Abbott

What do you think should happen to Rick Petino?

Sypher

He should be the extortionist. He's a murderer and he's an extortionist, in my eyes. And, so is my husband and they get away with everything. He was the one that asked, what can I do to make your life better? He was the one who said, you can this, this, this, this. That's where the to-do card thing came in at, and all that. But, that a separate thing, so you know.

Abbott

Okay, all right.

Sypher

(Inaudible)...

Abbott

If I could, if I uh.

Sypher

I just hope this is proof that I can that you.

Abbott	If I get to...
Sypher	Because, T. Clay said they'll never be able and they, then it won't go anywhere and.
Abbott	Well, I'm not gonna candy.
Sypher	Well, I'ma try.
Abbott	I'm not gonna candy coat it for you, they're cases that are delayed like this are always typical.
Sypher	I know, I understand.
Abbott	Uh, and won't?
Sypher	Especially with somebody this big too.
Abbott	I'm not gonna flood things up for you.
Sypher	I understand.
Abbott	But, I'll, I'm gonna review everything we've gone over today. Audio tape and everything, and.
Sypher	Okay, (inaudible)...
Abbott	If I have a question?
Sypher	Okay.
Abbott	I will call you, it's it's gonna take a little while to get a uh, transcription made?
Sypher	They have my tape.

Abbott	(Inaudible)..., right.
Sypher	I don't know you can hear that or not too.
Abbott	Right, and uh.
Sypher	I wish you could the FBI tape, but you guys.
Abbott	Okay.
Sypher	They don't let you do they?
Abbott	Uh, I'm not sure, they.
Sypher	Plus, plus I wonder what they've edited?
Abbott	They don't have to.
Sypher	No, they don't have to and they're not.
Abbott	They don't have to, I don't have to give 'em my either?
Sypher	Awe, okay.
Abbott	You know, it's.
Sypher	They already have.
Abbott	There's no strict rules, I mean I, if, if I wanted to share this with 'em, I could. Or, it, it don't matter. We'll cross that bridge when we get there. Uhm, but...
Sypher	But, you normally don't do this you said, so.
Abbott	What's that?
Sypher	You normally don't do this, you normally do

the other like uhm.

Abbott

Well, I've been with these cases for, for uh, 5 years. And, that's why they, they put me up here.

Sypher

I appreciate that, because you, I trust you, I told my mom, I said?

Abbott

And, I don't do.

Sypher

When you called me back and said, did you call? And, here I was thinking you called, I said that. That's the one man I know I can trust.

Abbott

I'm not gonna lie to you, I'm not gonna beat around the bush either. If it's a, uhm you know I'll, I'll interview some of these people. And, I'll do uh what needs to be done. And, I'll review your statement, and put it together. And, and if it's uh, if it's nothing that can go forward, I'm gonna (inaudible)...

Sypher

I know.

Abbott

You know, I'll be straight forward with you.

Sypher

I uh, I, I appreciate it.

Abbott

Okay, all right.

Sypher

I appreciate your time.

Abbott

Okay. If you have any question you, you do have my phone number.

Sypher

(Inaudible)...

Abbott: My office and cell phone.

Sypher: Okay.

Abbott: Okay.

Sypher: I appreciate (inaudible)...

Abbott: All right.

Sypher: Tell Mona I said, hello, is she okay?

Abbott: Yes.

Sypher: She must work afternoons (inaudible)...., or something.

Abbott: Yeah, she works quite a big (inaudible)...

Sypher: I, I had to go down through the other, so they knew. So, they had this big article on me about. I thought, I told mom I said, (inaudible)...., go back in high school again. You know being a cheer leader and the way. Hold my head high and you know, the truth it's not. It's the way I was brought up and I'll continue to do that. And, wait till I teach myself of the same. But, it's a shame when you got crooked people, and.

Abbott: (Inaudible)...

Sypher: My keys, think I need uh, a bigger purse?

Abbott: You didn't leave 'em down there on the bench down there did you?

Sypher: Geez, I hope not, 'cause I carry everything with me anymore. Because, I've got my

Abbott originals in here and.

Sypher It's been my experience that, they'll ask thing. You know you can talk to whomever you want to, I can't stop you, so.

Abbott I know it's best not.

Sypher Anytime that any case is in the media, there's a potential to try to take the jury pool. People will get a pre-conceive notion.

Abbott I understand and (inaudible)...

Sypher That's just a word of advice, you can take that or leave it.

Abbott No, I appreciate I, I.

Sypher Can't stop you from talking to anybody.

Abbott It's been nice talking to someone that I know that I can talk to, that I trust.

Sypher Okay.

Abbott And, also if you have any questions to call me uhm.

Sypher Sure.

Abbott But, will this get out now that this is, this is just an investigation, right?

Sypher Right.

Abbott So, I mean I don't care, 'cause I want him to know.

Abbott: No, we we don't release anything about any pending investigations.

Sypher: Oh, he he'll know (inaudible)...., the minute I walk out. That's what I just wondered.

Abbott: Um-hum.

Sypher: Does that bother you knowing that this, even in your department?

Abbott: I'm used to it uh, we caught a serial.

Sypher: You having a lot of it?

Abbott: We, we caught a serial rapist uh, couple of months ago. And, the media was calling me like right after he was dropped off at jail. Not uh, you know, so I'm used to it.

Sypher: My make is (inaudible)...

Abbott: No, I don't think (inaudible)...., are you?

Sypher: I'm going oh I tell you I.

END OF STATEMENT

File #09abbottsypher-dl