

SUPERIOR COURT OF NEW JERSEY  
CRIMINAL DIVISION-HUDSON COUNTY  
INDICTMENT NO. 0435-03-07  
APP. DIV. NO. A-3348-11T3

STATE OF NEW JERSEY

COMPLAINANT

-VS-

ELMO M. RIVADENEIRA

DEFENDANT

TRANSCRIPT  
OF  
PROCEEDINGS  
(TRIAL)

Place: Hudson County Courthouse  
595 Newark Avenue  
Jersey City, NJ 07306  
Date: September 29, 2011

BEFORE:

THE HONORABLE PAUL M. DE PASCALE, J.S.C.

And a Jury

TRANSCRIPT ORDERED BY:

HELEN C. GODBY, ESQ.  
(OFFICE OF THE PUBLIC DEFENDER)

APPEARANCES:

JOHN R. MULKEEN, ESQ.  
(ASSISTANT PROSECUTOR, HUDSON COUNTY)  
FOR THE STATE

JOHN ZUNIC, ESQ.  
(JOHN ZUNIC, ESQ.)  
FOR THE DEFENDANT

PATTIE JOHNSON, C.C.R.  
OFFICIAL COURT REPORTER  
HUDSON COUNTY COURTHOUSE  
595 NEWARK AVENUE  
JERSEY CITY, NEW JERSEY 07306

I N D E X

WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
ANNE MARIE DAHL (104 Hearing)				
BY MR. MULKEEN	5		22	
BY MR. ZUNIC		15		
LAUREN TEICHER				
BY MR. MULKEEN	37			
BY MR. ZUNIC		51		
DAVID CLATTENBERG				
BY MR. MULKEEN	53			
BY MR. ZUNIC		58		
ANTHONY BATISTA				
BY MR. MULKEEN	61			
BY MR. ZUNIC		67		
RIVADENEIRA				
BY MR. MULKEEN	68		74	
BY MR. ZUNIC		73		
ANNE MARIE DAHL				
BY MR. MULKEEN	77		97	
BY MR. ZUNIC		90		
DET. BRIAN O'MALLEY				
BY MR. MULKEEN	99			
ALEXIS T.				
BY MR. MULKEEN	105		163	
BY MR. ZUNIC		156		
GEORGE DOMANSKI				
BY MR. MULKEEN	167			
BY MR. ZUNIC		175		

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NUMBER	DESCRIPTION	IDENT.	EVD.
S-63	statement of Ann Marie	3	
S-64	report 8-19-11	3	
S-65	report 1-16-06	3	
S-66	report 8-20-05		
S-67	second interview with Anne Marie & Grace Stella	3	
S-68	second interview with Anne Marie Stella	3	
S-69	report 10-2-06	3	
S-70	report		
S-71	report buccal swabs from Defendant	3	

1 the door and get out.

2 Q What, if anything, were you wearing on your  
3 feet when you jumped out of the car?

4 A I had nothing.

5 Q What happened to your shoes or sneakers?

6 A He took everything.

7 Q How did the ground feel when you were  
8 barefoot at that time?

9 A It was dirt and rocks and glass everywhere.

10 MR. MULKEEN: I am going to ask if this could  
11 be marked for Identification S-80, I apologize.  
12 (Whereupon S-80 is marked for Identification which is  
13 a brown paper bag.)

14 (Whereupon S-80A is marked for Identification which are  
15 overalls.)

16 Q I am going to show you, I apologize,  
17 Alexis. I apologize for doing this. I got to ask you  
18 take a look --

19 THE COURT: I think she's seen it, sir.

20 Q -- can you please tell us, do you recognize  
21 this?

22 A Yes.

23 Q What are these?

24 A Those are the -- that's the jumper that he put on  
25 me before he put me into the car.

1 THE COURT: Record should reflect the witness  
2 is referring to exhibit 80 A. You may proceed, sir.

3 Q How confident if, at all, are you that those  
4 are the same ones?

5 A They are big and they had Winnie the Pooh on them  
6 and they are dirty.

7 Q I am going to ask you, where did you see the  
8 -- when his -- when he dropped you off in this lot that  
9 you described, where was his car positioned and in  
10 relation to that white car?

11 A He pulled it behind the white car.

12 Q Now, at that time I asked you about this car  
13 that was identified as S-32 for Identification, the  
14 picture, did there come a point in time when you saw  
15 that car in the daylight on May 18th, if you recall?

16 A No.

17 Q Okay. Now, after you got out of the car,  
18 where did you go, if any place?

19 A I ran out of the lot and I figured he might have  
20 turned left, so I turned right.

21 Q What, if anything, did you see when you  
22 turned right?

23 A I saw a whole bunch of houses.

24 Q And what, if anything, did you do with those  
25 houses?

CERTIFICATION

I, PATTIE JOHNSON, License Number XI01125,  
an Official Court Reporter in and for the State of New  
Jersey, do hereby certify the foregoing to be prepared  
in full compliance with the current Transcript Format  
for Judicial Proceedings and is a true and accurate  
non-compressed transcript to the best of my knowledge  
and ability.

/s/ Pattie Johnson

*Pattie Johnson, CRR*

Official Court Reporter

Date:

*May 6, 2014*

HUDSON COUNTY COURTHOUSE

*Handwritten notes and stamps in the bottom right corner, including a circular stamp and some illegible text.*