

9711892

Summary of Meeting w/Kelly Moffett
September 19, 2000

Present: Bob Beard, Amy McGowan, John O'Connor, Kelly Moffett

History w/ Byron Case, Justin Bruton and victim: Kelly was 14 when she first met him in Westport. Had been dating him approximately 6 to 7 months. Case was good friends with Justin Bruton and Anastasia WitsbolsFeugen, which is how she became acquainted with them. Justin had problems with his parents and talked frequently about robbing them. Parents lived in Tulsa, OK. Approximately a week before murder, victim and Justin had broken up and victim had moved out. She continued to call him and come by. Justin wanted her to leave him alone.

Day of murder: Kelly went to school. After school Justin and Byron called and asked her to call victim so they could meet at Dairy Queen. Justin asked her, "Who is the biggest problem in my life?" Your parents. "No, Anna is." She says they came up with a plan that they were going to shoot her. She did not see a gun and they had made "stupid plans" before, so she did not take them seriously. The 3 picked victim up at DQ and drove around the cemetery. She was in back seat on passenger side, drinking Jack Daniels. Victim and Justin were arguing. They stopped in a "wierd part" of the cemetery and victim and Justin got out and were arguing. Byron got out and told her to stay in car. She was watching out the back side driver's window and could see them a few feet away. Byron popped the trunk (she is not sure if he got keys from ignition)* and closed trunk. She saw him with shotgun** and Justin was yelling at him in German. Byron went over to victim and shot her in head. He put the gun back in the trunk and they got in the car. Justin was "freaking out" and they drove somewhere by a railroad track to dump the shotgun. They then went to Justin's condo where Byron concocted the story everyone was to stick with. They both drove her home and Byron called victim's house*** and talked to a sister and told her the story.

She said the shooting itself was real quick (about 30 seconds). She broke up with Byron a few months later. Has run into him from time to time. Byron was mad at her for taking voice stress test - told her she did not have to talk to police. When asked about a possible motive for Byron shooting victim, Kelly said that Byron had this "thing" about Anna, that he may have been jealous about her coming between he and Justin.

* Contradicted by Kelly Moffett's statement to Sgt Gary Kilgore two days later (see Kelly Moffett, Statement 4, 09-21-00, page 11) where she says, "the keys were in the ignition, so he like grabbed the keys."

** Contradicted by Kelly Moffett's statement to Sgt Gary Kilgore two days later (see Kelly Moffett, Statement 4, 09-21-00, page 12); she claims she did not hear "the little chink chink thing," in other words, the cocking of a shotgun, which would have been audible over the arguing couple.

*** Contradicted by Kelly Moffett's statement to Sgt Gary Kilgore two days later (see Kelly Moffett, Statement 4, 09-21-99, page 14), when she claims Justin made the phone call.