

OFFICER'S REPORT

Investigative Narrative

April 12, 1999

Case No. 99-0041

Offense: Aggravated Burglary/ Aggravated Oral Sexual Battery

Location of Offense: [REDACTED]

Suspect(s): Brandon S. Lavergne W/M DL# 6821374

Suspect(s) Address: 557 N. Brasseaux, Church Point, La. 70525

Investigating Officer(s): Joseph W. Demoruelle

Victim: [REDACTED] Victim Age/ Race/ Sex:

Victim's Address: [REDACTED]

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SUMMARY:

The Evangeline Parish Sheriff's office received a call about an attempted rape that occurred at [REDACTED]. On arrival at the scene officers learned that the victim, [REDACTED] was asleep in her bed at the residence on [REDACTED]. Someone entered her bedroom and attacked her while she was asleep. She said she was tied up and the subject stayed in the room for about one hour then left. She said he didn't rape her, but she did sustain some bruises during the struggle with the subject. (Bruises)

Detective Demoruelle arrived at the residence shortly after 4:30 a.m. One window, on the N/W side of the house, was exposed. All of the other windows were covered with vesquene. Also noted were what appeared to be muddy foot prints on the wall, underneath the window.

Inside the house, officers observed all of the bedding on the floor on the right side of the bed. There was several articles of clothing scattered around the room but since the victim had not interviewed yet, officers were not sure what was pertinent. Officers also observed two telephones in the room. Both had been pulled out of the wall connections.

Both phones and the window sill and glass were printed. No useable fingerprints were observed. (prints)

The residence was secured and officers went to [REDACTED] (located about 150 yards from scene) and talked to the victim.

The victim [REDACTED] stated that she was asleep in her bed about 1:30 a.m. on the morning of April 12, 1999. When an unknown person jumped on top of her and forced her face down into the pillow. She said she struggled and screamed until she felt something pointed, pressed into her side. The person told her not to scream or he would hurt her. He blindfolded her with the shirt that she was wearing. He tied her hands behind her back. He pulled the sheets and mattress off the bed and placed her on the mattress on the floor. She said that she couldn't see anything because of the blindfold, but she felt his clothes and thinks that he was wearing blue jeans and some type of T-shirt and had short hair.

She went on to say that he took all of her clothes off and that he touched her with his hands but did not have intercourse with her. She told him that she was a virgin and said he wasn't going to take that away from her.

She said that she never did see his face but the voice was similar to that of [REDACTED] former boyfriend. She only knew him as Brandon and that he was in the Military stationed at Fort Polk. She said that Brandon had a distinctive voice and if anyone heard it they would remember it.

Officers learned from [REDACTED] that her daughter, [REDACTED] had been dating a man named Brandon Lavergne. Lavergne was from Church Point, La and was in the military stationed at Fort Polk.

After a brief interview of [REDACTED] officer spoke to her Mother, [REDACTED] was informed by officers that [REDACTED] was not telling the entire truth. She was leaving something out and officers felt that more happened than she was saying. Officers asked [REDACTED] to talk to her daughter and advised if she learned anything new.

The Fort Polk, post locater was contacted and it was learned that Brandon S. Lavergne was assigned to the ADA Battery 2D ACR. The Fort Polk CID section was contacted and asked to locate Lavergne. Officers advised CID that they only needed to talk to Lavergne at that time.

About 9:30 a.m. that same morning, [REDACTED] called officer and said that [REDACTED] had told her that the man made her perform oral sex on him. He ejaculated in her mouth, after which, he walk her into the bathroom and made her spit into some type of cloth. She was still blindfolded, at the time and didn't see what kind of cloth it was. He also made her wash her mouth out and gargle.

After that, he brought her back to the bedroom, untied her and told her to count to one hundred before she got up. He also told her that if she told anyone about what happened, he would come back and burn the house down with all of her family inside.

At 10:00 a.m. investigating officer received a phone call from CID advising that Lavergne was at their office at that time.

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At 11:34 a.m. Brandon Lavergne was advised of his rights at the CID office at Fort Polk. This was done in the presence of Investigator Sherrie Alderson. After being read his rights, Lavergne stated that he wanted to talk to an Attorney before answering any questions.

Investigator Alderson was asked to hold Lavergne for about three hours while officer Demoruelle went back to Evangeline Parish and obtain an arrest warrant for Lavergne.

Lavergne asked why he was going to be arrested without anyone listening to his side of the story. It was explained to him that was why investigators were there to listen to his side, but that couldn't be done now without an attorney present.

Lavergne told officers that he had changed his mind and wanted to answer questions without his attorney. His rights were again read to him and he was asked if he fully understood those rights and if he was positive that he wanted to continue. He said yes.

After signing the rights form, Lavergne was asked if he knew what this was about. He said he knew exactly what it was about. It was about that girl in [redacted] La. When asked what girl, he took a while to remember the name, then said her name was [redacted].

Lavergne stated that he dated [redacted]'s cousin, [redacted] for a while and had met [redacted] through [redacted]. He said that after he broke up with [redacted], he met [redacted] and she said that she would like to see him sometimes, but didn't want [redacted] to know. She asked him to come by the house one night, but to come after midnight so her mother wouldn't see him.

That night he arrived at about 1:30 a.m. He parked on the side of the house ([redacted] Ave) walked around the back of the house and knocked on several windows until she let him in. He stated that they started kissing and he unzipped his pants and she performed oral sex on him. When he ejaculate in her mouth, she became very angry and ripped the phone out of the wall and threw it at him. She cursed at him and told him to leave.

When he was told that there was evidence of entry through a rear bedroom window, he stated that at one point they heard a car pull up in front of the house. [redacted] said it was her mother and didn't want her to see him there. She led him to the back bedroom, pulled the sheet off the windows and opened it. She told him to hide until her mother left. Later after the car left, he climbed back through the window and went back to her bedroom.

It should be noted that [redacted]'s Mother is a [redacted] and works at the hospital in [redacted]. She works all night and doesn't return home until daylight.

When asked what type of clothes [redacted] was wearing, he described her shirt and shorts perfectly. He said he didn't know what color her panties were because he hadn't taken her clothes off.

Her shirt was found on the right side of the bed, still tied in a knot. The shorts were on the left side

of the bed partially under the bed. Her panties and bra were on a stack of dirty clothes against the wall on the right side of the bed.

Lavergne was asked if he had touched the phone at anytime and he answered no. When asked if there was any reasons for his fingerprints to be on the phone, he answered no.

Investigator Alderson was asked if Lavergne would be printed. She advised that he would. She was asked if she could get an extra set of prints because the victims prints were not found on the phone.

After Alderson left the room, Lavergne volunteered that he may have picked up the phone and placed it somewhere during the struggle. That would account for his prints being on the phone.  
Note: Both phones were found on the floor.

Lavergne signed a permission to search form that was furnished by CID. After signing this form, investigating officer, along with Lavergne went to a parking lot on Georgia Ave in Fort Polk and examined the contents of his 93 Ford P/U bearing La S074500.

After examining the truck, officer went to Lavergne barrack and retrieved the clothing that he had been wearing the previous night.

The victim was taken to her family Doctor for an examination. The doctor report, including descriptions of bruises and evidence of hands being tied, will be made part of this report.

Also, during the search of the victims residence, a wash cloth with a sticky substance was found in the bathroom. The substance is suspected of possibly being semen. This cloth will be sent to the Acadian Crime Lab for testing and possible comparison to samples from the suspect.

Respectfully Submitted:

Det. Joseph W. Demoruelle  
Evangeline Parish Sheriff's Office