

Lasch Building Fall 2000 – Janitor - Incident

Witness Testimony In Presentation Format

**November 10, 2012
Upon Further Review
Pittsburgh, PA**

Ray Blehar

Bottom Line Up Front

- Ronald Petrosky's testimony (as a hearsay witness) contained some questionable statements. Petrosky testified:
 - He called the police to report the incident when he read about the February 2001 incident in the Centre Daily Times in the Spring of 2011. This incident was not in the press until November 2011.
 - He stated he could only see the bottoms of the legs of Sandusky and the child, however there are no obstructions that would block the bodies of people in those particular showers.
 - He stated that the janitor who witnessed the incident, James Calhoun, was present in the locker room in an area adjacent to the shower during the entire time Sandusky was molesting the child.
- Calhoun's lack of intervention is difficult to explain.
- Petrosky's trial testimony conflicted with the grand jury presentment

BOTTOM LINE:
The testimony doesn't fit with the facts, challenges common sense, and is different from the grand jury version of events.

Incorrect timeframe of McQueary news article

Petrosky Trial Testimony

going to ask you was, do you remember when you first spoke to the police about this situation that you are testifying today about?

A. Before I went to the grand jury? Well, the first time I spoke to the police is when it came out in the Centre Daily Times the story about the grad student which I didn't know at the time. I made the phone call to them because it sounded identical to the incident that happened when I was working there.

Q. If I told you that you spoke with troopers -- state troopers in March of 2011 --

A. Okay.

Q. -- would that be something that you would think was within reason?

A. Yes.

March 2011

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News

Sandusky waives hearing: Trial on 52 counts of child sex abuse will move forward in 2012

BELLEFONTE — Former Penn State football coach Jerry Sandusky now will have to build the most important defense strategy of his life. Sandusky waived his right to a preliminary hearing Tuesday on 52 counts of child sex abuse and will prep...

Wednesday, December 14, 2011 at 12:01 AM

News

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Jerry Sandusky used to make the 25-minute drive to Wingate to pick up a 12-year-old boy from school and bring him back to his house near Lemont. They'd go to Penn State football games and sometimes go out for dinner, and the teen would s...

Sunday, June 17, 2012 at 12:01 AM

News

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This is not a sports story. This is a story about people in positions of authority and the people who trusted them. It just so happens that those people played and still play central roles in the area's prominent sports program. Jerry Sa...

Tuesday, November 8, 2011 at 12:01 AM

News

Sandusky wants case dismissed

November 8, 2011

Petrosky incorrect about date of crime

- Commonwealth Bill of Particulars: November 20-27, 2000
- Petrosky testified incident occurred on Thursday or Friday of an “away” football weekend:

Testimony 1= the Ohio State game (September 23, 2000)

Testimony 2 = the last way game (November 11, 2000)

- The 2000 season ended on November 18, 2000 (Home vs. Mich. State)
- Thursday, November 24 is Thanksgiving – PSU closed

BOTTOM LINE:

Date of crime identified by Commonwealth is not supported by testimony and Petrosky’s testimony was inconsistent.

Positioning of James Calhoun

Petrosky states he could hear Calhoun cleaning toilet upon entering

19 stuff on the cart with the hose. I would always
20 go in and hook up the hose, go in and there was a
21 hose hookup under the sink. So that's what I did
22 first.

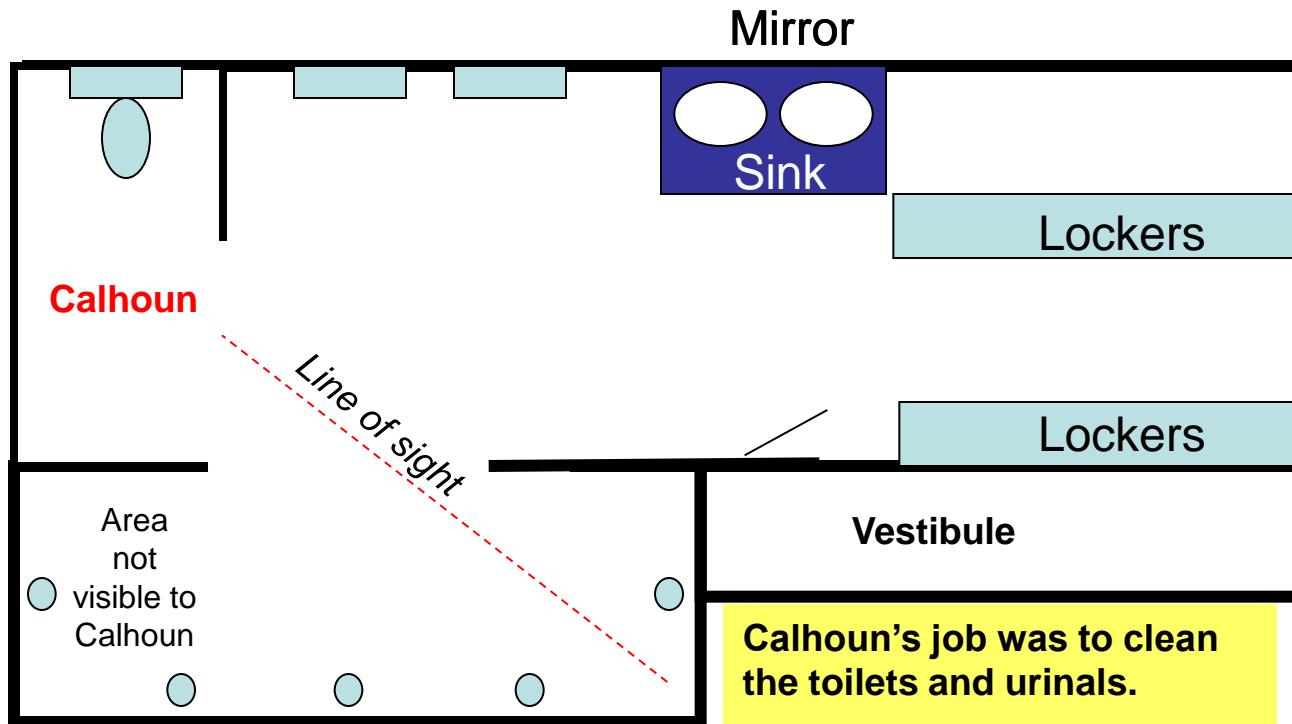
23 When I entered the room I could hear the
24 showers running which that really thrown me off
25 because a lot of times players or coaches would

226

1 leave the showers run after they had already
2 showered. And when I hooked the hose up, I could
3 hear Jim in the toilet area cleaning. So I
4 didn't think much of that.

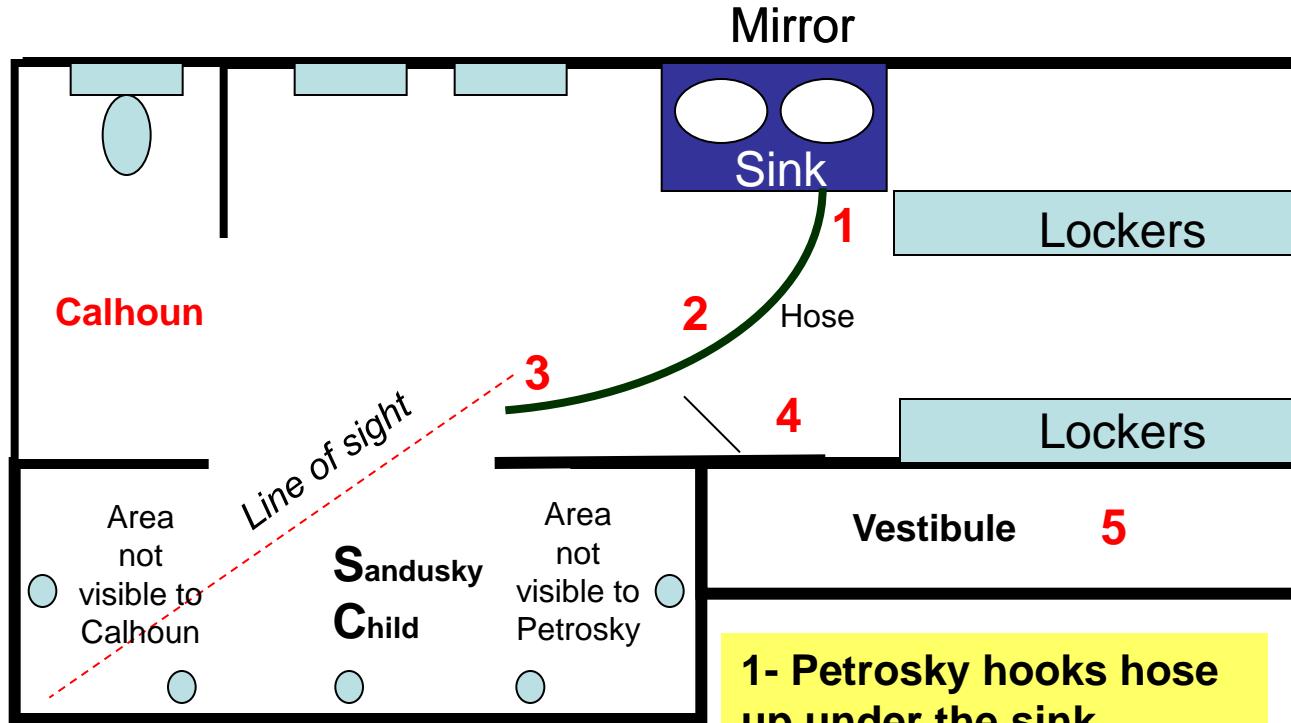
Positioning of James Calhoun

Petrosky states Calhoun was cleaning toilet when he entered



Petrosky sees Sandusky & child in shower

Petrosky's Recollection of Fall 2000 Incident



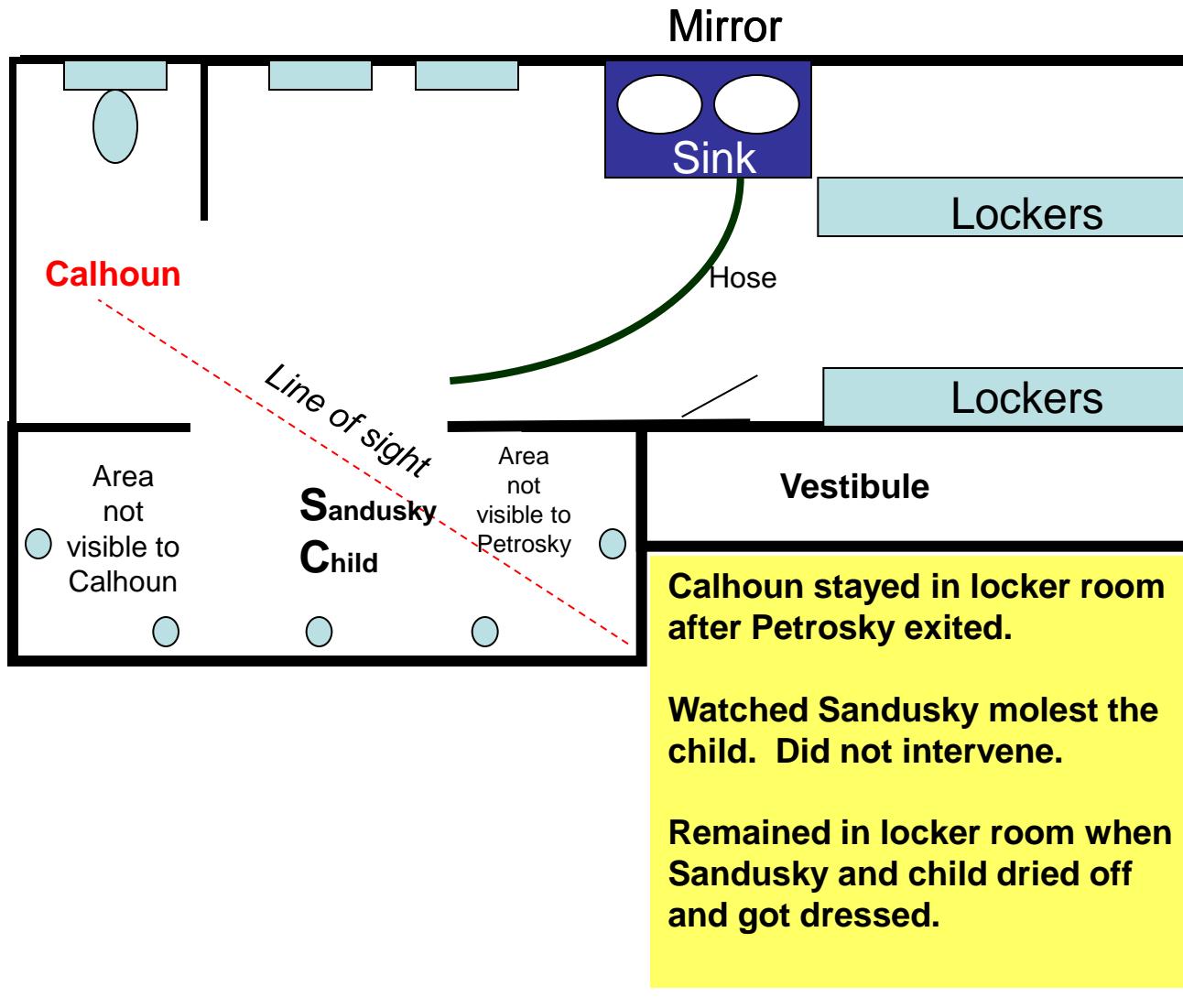


View of Showers From Sink Area

- Petrosky testified to hooking hose under sink.
 - Then walking toward the shower from the sink when he noticed the bottoms of the legs of Sandusky and the child. However, there is nothing blocking the view of upper bodies.
 - Stopped at dropped the hose, which would have also caused a noise and alerted Sandusky to his presence.
- Victims 1 and 4, in trial testimony, stated any noise or intrusion into the area by another person, would cause Sandusky to disengage.

James Calhoun's Actions

Stood and watched molestation. Did not intervene.



Calhoun's behavior is difficult to explain.

- Calhoun served in the Korean War and had been in battle.
- At the time, he was an able-bodied individual doing manual labor.
- The staff locker room is not used by persons of high importance in the football program.
- He did not know the adult was Sandusky, therefore he allegedly observed a 56-year-old stranger molesting a young boy in the shower.
- Calhoun made no attempt to intervene.
- After Sandusky and the child left the locker room, Calhoun exited behind them and was visibly upset and crying.

Conflicts with Grand Jury Presentment

Grand Jury Presentment – Nov 2011 Trial Testimony of Petrosky – June 2012

because the football team was away for its game. Petrosky, whose job it was to clean the showers, first heard water running in the assistant coaches' shower room. He then saw that two people were in the assistant coaches' shower room. He could only see two pairs of feet; the upper bodies were blocked. Petrosky waited for the two persons to exit the shower so he could clean it. He later saw Jerry Sandusky exit the locker room with a boy, who he described as being between the ages of 11 and 13. They were carrying gym bags and their hair was wet. Petrosky said good evening and was acknowledged by Sandusky and the boy. He noted that the hallway in the Lasch building at that point is long and that Sandusky took the boy's hand and the two of them walked out hand in hand. Petrosky began to clean the shower that Sandusky and the boy had vacated. As he worked, Jim approached him. Petrosky described Jim as being upset and crying. Jim reported that he had seen Sandusky, whose name was not known to him, holding the boy up against the wall and licking on him. Jim said he had "fought in the [Korean] war....seen people with their guts blown out, arms dismembered...I just witnessed something in there I'll never forget." And he described Sandusky performing oral sex on the boy. Petrosky testified that Jim was shaking and he and his fellow employees feared Jim might have a heart attack. Petrosky testified that all the employees working that night except Witherite were relatively new employees. In discussions held later that shift, the employees expressed concern that if they reported what Jim had seen, they might lose their jobs. Jim's fellow employees had him tell Jay Witherite what he had seen.

- Asst Coach's Locker Room
- Obstruction blocking upper bodies
- Petrosky cleaning shower when Calhoun approaches

11 Q. Which locker room was this where you
12 were cleaning?
13 A. The staff.
14 Q. Staff. That was the staff locker room.
15 Now, how many ways in and out of that locker room
16 are there?
17 A. Just one. The one that they were in.
18 Q. When you went in, when you first went in
19 and saw people in the shower, I guess you
20 couldn't actually see them. Can you describe --
21 I think you said -- your testimony was you saw
22 legs?
23 A. Legs, yes.
24 Q. Is that because there was a curtain?
25 A. There's no curtain in there.
5 Q. Okay. Now, after that, did you see Jim
6 Calhoun?
7 A. Yes, shortly after. I finished the
8 chemicals and I grabbed my bottle and I started
9 in the door and Jim was coming out. There's

- Staff Locker Room
- No curtain/obstruction
- Calhoun in shower area during entire incident

Conclusions

- The trial testimony of Petrosky doesn't fit with the facts and is inconsistent with the findings in the grand jury presentment:
 - Petrosky could not have learned of the McQueary incident when he said he did.
 - Location changed between grand jury and trial.
 - None of the dates Petrosky mentioned were between Nov 20-27, 2000
 - There was no obstruction in the staff shower to block the upper bodies of Sandusky and the child.
 - It was very likely that Sandusky and the child would have noticed either Petrosky or Calhoun cleaning the locker room and Sandusky would have disengaged.

CRITICAL FLAW IN EITHER VERSION OF EVENTS
Petrosky only saw the bottoms of the legs, but
Calhoun could see areas higher on the body.