

**BOSTON POLICE HOMICIDE UNIT**  
(Investigation report)

CC #

File Title	Investigator(s)	Page
Homicide of Officer Jeremiah Hurley	Det. P. O'Malley Det. M. Thomas Det. W. Fogerty	1 of 8
Incident location	Responding D.A.	Method
39 Eastbourne St. Roslindale, Ma.	Francis O'Meara	Bomb
Report RE:	Case #	Date
Interview with Thomas L. Shay	11-919390	10-28-91 10-29-91

Sir:

On Monday, October 28, 1991, at approx. 2:15P.M. Det. Peter O'Malley, Det. Richard Ross, and Det. John McCarthy conducted an interview with Thomas L. Shay D.O.B. 7-5-44 of 39 Eastbourne St. in Roslindale. The interview was conducted at his home in Roslindale.

He stated that he had lived there for three or four years with his girlfriend Mary Flanagan, along with their six year old daughter. He stated that he had owned along with his father the Shay Auto Body Shop in Allston for about 18 years. Mr. Shay stated that he had moved the body shop to 106 Washington St. in Dedham.

He first stated that his problems started on October 30, 1989, on a Friday, then he corrected himself and said that it was October 30, 1988, then he corrected himself by saying that it was October 30, 1987. He said that he was renting space from the upstairs business called the Dedham Service Center. The owner's of the Service Center were Louis Giammarco and Jeffrey Berry. They were operating and automobile repair business, and renting him a garage downstairs in the rear.

On that day in October Mr. Shay stated that his 19 yr. old son Thomas and brother Arthur were present by the doorway entrance to the auto body shop. They suddenly heard a loud noise turned and saw a 55 Gal. empty oil drum flying through the air. Mr. Shay stated that Louie told him that Jeffrey had put a 1/4 stick in a drum and blew it. Mr. Shay stated that the barrel cover had almost blew off. At this time Det. Ross asked him to repeat himself. Mr. Shay said that Jeffrey put an M-80 or a 1/2 stick in a 55 Gal. drum and blew it up. He stated that it was a sealed unit, an oil drum. He further stated that there were witnesses to the incident, Anthony Giammarco, Peter, and John and they were employees of the Dedham Service Center. Mr. Shay stated that two days later he went to the Faulkner Hospital with blurry eyes and contributed it

to the explosion. Mr. Shay was asked what the diagnosis was from the hospital, and he stated that it was a question of a concussion. Mr. Shay said that he had been seeing a psychiatrist for about a year and a half, and that his eyes and his ears have been bothering him. Mr. Shay states that he has not been back to work full time since, and he is now suing Jeffrey Berry. Mr. Shay stated that they (referring to Dedham Auto Service) are saying that Anthony Giammarco did the explosion.

Mr. Shay stated that his attorney is Allan Pransky of Dedham with a phone # of 329-2923, and that the lawsuit was instituted in Suffolk Superior Court. Mr. Shay remembers that on Oct. 19, 1989 he left working at the garage in Dedham and filed suit a short time later. Mr. Shay stated that his brother went to work at the Rolling Wrench Garage in South Boston at that time. He further stated on Monday, Nov. 3, 1989 he and his girlfriend Mary, and her mother went to lunch, and upon returning observed in the driveway old fenders and parts from his shop in Dedham which he had left behind. They had been dumped in the driveway of their house at 39 Eastbourne St. in Roslindale and consisted of old fenders and auto body parts that he had left behind at the auto body shop. He filed a police report at that time at Area E-5 and subsequently filed a complaint with the City of Boston at 1010 Mass. Ave. He went to the housing court and wanted a restraining order against these people but did not receive one. He also went to West Roxbury Court and was refused a restraining order and was sent back to the Housing Court, and finally gave up.

Shay went on to say that Gerald Isenberg was the mechanic at the Dedham Service Center, and was the one that had dumped the parts in his driveway, and that Isenberg stated to Shay, "that they have sick minds." Shay further states that Louie brought him to court in Dedham for a past bill for the repair of Mary's car and that was payed in the Court House. Shay said that sometime after the stuff was dumped on his driveway he instituted the law suit.

Mr. Shay stated when asked he would see Louie & Jeffrey on Washington Street in Dedham while passing the garage, and they would wave to him. I was intimidated by them. He said he didn't know if they were saying hello or goodbye.

On October 27, 1991 Mr. Shay states that his activity's during the day were as follows. In the morning he took a ride to Malden at about 8:30A.M. to look at a vehicle that needed to be fixed. He spent about 1/2 hr. to 45 minutes there. He then went to the Chelsea Navel Home to visit an uncle and after that he went to the Doughboy Donut Shop purchased a sandwich and took it to Castle Island and ate. He then went to his aunts house on Morton St. in Dor. for about a half an hour, returning home about 11:30A.M. or 11:45A.M. Upon arrival at his

house he observed that Mary's car was in front of the house and he backed his car into the driveway and he heard something like bottoming out. Mr. Shay states that he got out of his car and went to the rear of the car and looked under to see what caused the noise. He couldn't see anything.

Sometime in the afternoon Mary left with their daughter for a Halloween party at which time Mr. Shay states that he moved his car to the front of the house on the street where he always parks, and into the space that Mary had vacated. When Shay moved his car out of the driveway he heard a similar scrapping noise under his car. After parking his car he returned to the driveway area and saw a black box, he thought it was a computer piece with a couple of pieces broken off. They turned out to be magnets. He threw it aside on the side of the house. Mr. Shay then went inside and watched TV. Mr. Shay stated that he was thinking that something is not right. Mr. Shay stated that he took the two magnets and put them on his car to confirm that they were. Mr. Shay stated that he then moved it to the back of the house. He stated that he was thinking when he got to the shop on Monday he would ask John (who is the mechanic) what he thinks it is, however even though he thought it came from his car or Mary's car he didn't take it with him. Mr. Shay stated that when he asked his brother and John Doering the following day that they said that it sounds like someone put something on your car, or maybe it fell off or was on the ground. He stated that he next went to the Chapman place to see if it was their's, he thought that it was off of Mary's car. Mr. Shay stated that the Chapman lock had screwed up two or three weeks ago. He stated that the button was in and you could still start the Chapman, and it's not supposed to work that way. Mr. Shay stated that the Chapman Lock place that put Mary's Chapman in was on Centre St. in W. Roxbury next to the Store 24. (The security lock was checked at the request of Det. O'Malley. The installer stated that the lock was not functioning but it was due to the lock itself being defective and not as a result of someone tampering with it.) Mr. Shay stated that they said it didn't come from the Chapman Lock. When Mr. Shay was asked he stated that the shop was located at 385 Dorchester Ave. in the rear and that it was named the Rolling Wrench. Mr. Shay also stated that when he was at the Shop in S. Boston that he asked John Doering if it could be a computer part from the car. He described it to John Doering as being a piece of wood with magnets and a little box with wire.

Mr. Shay was asked to describe the box. Mr. Shay said a box with a wire (at this time he reached over and picked up a 1 lb. candy box from Russell Stover's) holding it said but in black. He said it had round things that appeared to be cut out with a series of round magnets on wood. Mr. Shay said that John had called a Lincoln

1 PM

Mercury Dealer and asked about the box that Shay had described, and was told that there was nothing like that attached to a Lincoln. Mr. Shay thought that it could maybe be a beeper device and he better go to the Police Station. At this time Shay was asked how long he had worked in the auto business? Shay said, he's been in the business since 1969. Mr. Shay was asked, have you ever seen parts to a car made of wood? He admitted that he never saw anything made of wood, except about 20 years ago in the old MG's, and in a 66 Cadillac he once had with wood on the sides. At this point Mr. Shay stated he saw the wood only because the magnets had broken off.

Mr. Shay stated that he then went to the Police Station at Area E-5 and asked to see the detectives. He was referred to Detective Maloney where Mr. Shay explained the preceding story. Mr. Shay stated he was informed by Det. Maloney that there was a special unit for this and that they were the bomb squad and that he was told to return home at this time, and the Bomb Squad would meet him. Mr. Shay said that he was met at the house by a female police officer by the name of Kraft. He took her to the back of the driveway where he showed her the box. At this time Mr. Shay said the Sergeant and the van arrived. Shay says the two officers from the van walked back and was shown the box lying on the ground. Mr. Shay said that he asked one of the officers if they had ever seen anything like that before, and was told no. Mr. Shay states that he and Kraft were on the sidewalk in the driveway, and Shay is telling his story. When one of the officers walks back to the truck Shay states that the officer says it don't look like anything. At this time Shay says that he hears the other officer tapping something. The other officer returns and he again hears a tapping noise and a couple of minutes went by when there's a big explosion. Mr. Shay said It was very bad.

At this point Det. Ross observed a dark gray or black substance on Mr. Shay's right hand which he kept rubbing while we were talking to him. Also at this point Det. O'Malley told Mr. Shay, You know one of the officers is going to die. Mr. Shay then started to cry. After a few minutes Mr. Shay composed himself and the interview continued.

Mr. Shay says that he takes his daughter to school every morning. He also stated that he has been working on the next door neighbors car, a 1990 Mazda, while she is away. He had been working on it this morning at his brothers repair shop. He stated he got to the Police Station between 11:00AM and 11:30AM. In referring to the bombing Mr. Shay stated that he wished there was something that he could say.

Mr. Shay stated that he was in court with the Dedham Service Center where they wanted money for a front end alignment that he had done on Mary's car. Mr. Shay stated that he paid \$12 to them in the court house. Mr. Shay

said in response to a question that they took the money and said Thank You. He stated that he has had no problem with anyone else, and no customers had demanded any money back, everyone pays.

Upon questioning Mr. Shay stated that he doesn't use the truck in the driveway of the house, and that he didn't have it when he was in Dedham, however he does use it to store some tools and things in the doorway area for convenience. He stated that he has had no contact with the people from the Dedham Service Center recently. He doesn't know who put the bomb there. He stated that Mary didn't say anything to him and she didn't notice anything unusual. He didn't seem to sure of what Mary had done Sunday morning. He stated that she was supposed to go to church.

Mr. Shay responded to questioning, by saying that when he goes to a job he takes the tools he needs for that specific job with him. I took a box with me today it was a cardboard box with little wrenches. Shay said, What's the reason, I can't say, I got no idea why. I don't know if it was in the driveway, or on the car. At which time he was informed that the bomb was on your car. When asked why do you think this thing happened, Shay said There's a reason, but I don't know what it is. He said that he almost always parks his car in front of the house, and that he used the customers car, the Mazda today (Sunday).

Shay stated that this past Saturday night the 26th of October he went out alone. He stated that he went to Shawmut Ave. in Boston and visited a private club and watched his friends play whist. He continued on saying that he went to a Chinese Rest. in Brookline and bought food to go sometime between 9:30-10:00PM. Shay when asked stated that the club was on Shawmut Ave. next to Hanson St. the 300 block and it is a social club. He was then asked if he recalls the names of his friends at the whist game. He stated Jackie Mendez, Robert Painten, and Richard Lynch. He said that the reason that he was alone was that Mary had gone to a birthday party (Baby James first birthday party or Baby Jane). He was asked where he had parked his car on Shawmut Ave. and he responded that he double parked the car on Shawmut Ave. He answered that the name of the restaurant in Brookline was the Golden Temple on Beacon St. He answered in response that Lou Rotman from Randolph had had his car for two weeks while he repaired Mr. Rotman's car. Rotman's car is a 1990 White Buick Park Ave. 4 Dr. Sedan. He was repairing damage to the rear end of the vehicle at the Rolling Wrench Garage. On Wednesday, and Thursday he spent buffing the Park Ave. and he was putting some of the parts back on the vehicle, and that Thursday he also straightened out the insurance checks and that Friday he delivered the car back to the Rotman's. In response to the location of the private club Mr. Shay stated that the club was across the street from the Franklin Cafe and

USED MAZDA  
ON SUNDAY

Nadia's Restaurant.

In describing the bomb Shay stated that the bomb was a flat black color, and that it was not wet paint. He stated that it was painted with a Spray Bomb. Also in response Mr. Shay stated that the stains on his hands were from fiberglass filler and body filler. He stated that the cardboard box that he had today was still inside the neighbors car, and was full with his hand tools. He stated that they were the only tools that he had. When asked about the two tool boxes in the entrance way at the front door of the house he responded he didn't have the two tool boxes. The two boxes we are referring to are both metal boxes one being a reddish brown in color, and the other being a gray tool box.

In response to questioning Mr. Shay responded as follows. He dropped the bomb on the side of the driveway near the house. He picked it back up and moved it. He just dropped it on the ground. The magnets he took off of the bomb he put on the back of the truck. He stated that he never thought it would be a bomb. He was asked Do you think it would have held a 1/4 stick? He responded that I don't know what a 1/4 stick looks like.

Shay stated that 20 years ago he worked for the Ludwig Furiers, and had worked in a Lumber Yard, and had a series of jobs in factories. He stated that his father was in business with him.

In response to questioning about lawsuits Shay responded that he had hurt his back at the Lumber Company and as a result he sued. He stated that he was hit by a truck in 1981. An injury to his back, and an operation on his knee were the result. He also stated that he was also hit by a kid in the side of his car. All of the cases were settled in 1986 or 1987. He stated that he had some money from the cases.

Shay stated that almost all his tools are here. When asked about the sprayers at the front door and the two tool boxes he stated that they had been there and that the only tools that he had with him today were still in the neighbors car. He said that he had paint in the garage out back, and a couple of spray bombs. He said he doesn't mind if the Chemist looks at them.

Mr. Shay states that he doesn't bet money, and then said no he does wager. He stated that he wasn't in the hole. Shay stated that when he was renting the shop in Dedham that he was paying \$1600 per month.

Mr. Shay described the bomb as follows. Using the Russell Stovers candy box again he said that it was about this size. 1" thick by 5" or 6" wide by 10" or 12" long. On one side there were two round circles about 1/2" high he believed made of wood. On the same side there were about 6 or 8 metal objects that were magnets. The magnets weren't heavy, light weight. The magnets sat on the object and were higher than the circles. On the other side of the bomb there was a little black box about 1" high by 2"

wide and 4" long with one wire coming out of the black box, and this wire was black with it being cut or broken. The box is a metal box. In the space that the magnet had come off of the underneath part looked like wood. The side with the magnets didn't appear to be finished. With maybe one loose magnet.

Mr. Shay in response to questioning stated that he was more interested in his physical being, and money won't buy his health back. He also said that he didn't think that the people in the Dedham Service Center did the bombing. In response he said that he didn't think that it was a mistake. In response he said that he wasn't going to give a name if he didn't think it was them. He stated that he has had no argument with anyone. When asked if he was afraid of anyone he answered. Yes, those two officers. When asked again about the persons at the Dedham Service Center he said that they themselves wouldn't do it they would have someone else do it.

Mr. Shay in response to questioning stated that he does bet on ballgames. He doesn't owe a lot of money. He's not in debt. He has received no warnings. When asked Did you make this bomb? He said, No.

He was asked what else makes him scared. He stated that when driving down the Washington St. past the Dedham Service Center he would get scared when he went by because they would wave at him. He was asked, Did they know this would bother you? Mr. Shay answered, No.

He was asked, could the people at the Service Center have made this up? He responded that the explosion was the same as the one down the shop. He stated that the explosion at the garage happened on Oct. 30, 1987 between 11AM and 2PM, and was the result of dropping a 1/4 stick of dynamite into an oil drum.

He also stated that two years later he filed suit because of the explosion. He said that the principles were deposed a long time ago. He stated that last week his lawyer felt that the case was advanced quite a bit, and that there was a \$400,000 insurance policy involved. He is suing with a medical diagnosis of Post Traumatic Stress Disorder. At this point the interview ended.

On Tuesday, October 29, 1991 Mr. Shay was again spoken to concerning his activities on Monday morning the day before. He stated that he was worried what the item was, and left it there when he went to the shop and when he went to the Chapman Lock place. He stated in response to questioning that he didn't call Mary and tell her that he was worried. But he was worried. When asked about his kid, and what if the kid went into the yard wasn't he worried about that? He said the kid doesn't go out in the yard, although you could plainly see a child slide and other toys in the yard.

This report reflects the writers impressions of what was said by Mr. Shay to Det. Peter O'Malley, Det. Richard Ross and Det. John McCarthy. It is not to be construed as a verbatim statement.

Respectfully Submitted  
Det. Peter O'Malley  
Det. Richard Ross  
Det. John McCarthy

*Det. John McCarthy*