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2 MR. RAPPAPORT: They've taken
3 it out of the street now. That's all I'm saying.
4 They've taken it out of the street; they've
5 brought it into the courtroom.

6 MR. BURKE: Your client.

7 END OF BENCH CONFERENCE.

8 MR. BURKE: I have nothing else,
9 Judge.

10 CROSS-EXAMINATION BY MR. RAPPAPORT:

11 Q Ms. Bono, what is your date of birth please?

12 A May 12, 1943.

13 Q Excuse me, what was the month?

14 A May.

15 Q And ma'am, now you say that you had known
16 Leonard Paradiso basically all your life?

17 A Basically, yes.

18 Q You grew up together?

19 A No, we didn't grow up together. Same
20 neighborhood, you see people every day.

21 Q Okay. So you knew who he was; he knew who you
22 were?

23 A Exactly.

24 Q You found yourselves, as you were growing up,

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teenagers, twenties, seeing each other from time to time, seeing him at the feast?

A Yes.

Q And family members of yours know family members of his; basically, a community thing?

A Yes.

Q And that night you saw him the Jib, at least while you were at the bar, you were fairly friendly with each other, you talked about various things?

A I had just walked in; he was at the bar.

Q You had a drink together?

A I had one drink with him.

Q He bought you a drink?

A I didn't even finish the drink.

Q Okay, but he bought you a drink?

A Yes.

Q You sat with him and had a drink?

A Yes.

Q Then he started to complain about chest pains?

A Yes.

Q And he asked if you would be so kind as to drive him home?

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A To the hospital.

Q Okay. And at that point you went over to your friends and said, "I've got to take Mr. Paradiso somewhere", correct?

A More or less, yes.

Q What's her name?

A I don't want to say her name.

Q I ask you again?

A Is it necessary?

MR. BURKE: I object, Judge.
I don't see that it's relevant at this point in time as to what the friend's name was.

THE COURT: Well, it may not be, but I don't view it as an improper question. The question was, what was the name of the girlfriend she went over to talk to?

MR. RAPPAPORT: Correct.

THE COURT: At this time you object to answering that question?

THE WITNESS: Because this is my decision to be here, and I don't want to involve anyone else. If it's necessary, if it's absolutely necessary.

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2 THE COURT: I know, but you're
3 under oath and you're under cross-examination.
4 I don't know whether the question is relevant or
5 not, but you'll have to answer.

6 THE WITNESS: If I have to
7 answer, I will. Frances Genovesé.

8 Q Do you know, does Ms. Genovese still live in
9 the Boston area?

10 A Yes.

11 Q In the North End?

12 A Yes.

13 Q So you spoke to Ms. Genovese; you mentioned to
14 her that you were going to be leaving for awhile
15 with Mr. Paradiso?

16 A Yes.

17 Q At this point you believed that you would be
18 driving him --

19 A To the hospital.

20 Q By the way, when you spoke to Ms. Genovese, was
21 Mr. Paradiso still at the bar at that time?

22 A Yes.

23 Q He saw you talk with her?

24 A Yes.

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Q So now you and Mr. Paradiso get into his vehicle, correct?

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A Yes.

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Q And he tells you at this point that rather than going to the hospital, he'd rather go home?

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A No, we were driving. As we were driving toward the hospital.

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9

Q And you're heading toward the southeast expressway?

10

A Right.

11

Q How long after you were in the vehicle did he first say to you, "I'd rather go home?"

12

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A Let's see, there's a turn you take to go underneath.

14

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Q Just in point of time. How much time transpired?

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A I'm trying to get to the point that we were driving to, and that's how much time. There's an underpass you take to go to the southeast expressway to City Hospital. Instead, he wanted to go home, and that's when he decided, before we got to that area.

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Q Okay. Were you at all familiar with this area?

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A Yes.

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Q And to the best of your knowledge, were there any

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2 homes in the area that he was directing you to?

3 A I didn't know where he was going to direct me
4 to.

5 Q Well, I just asked if you were familiar with the
6 area where he was directing you to?

7 A Well, I'm not that familiar, but it's
8 possible there were apartments or whatever,
9 I don't know.

10 Q So, there are apartments in the area?

11 A I don't know.

12 Q Now at some point you drove past Pier Four,
13 is that correct?

14 A Yes.

15 Q Down to the waters edge. At some point you were
16 at the water's edge, were you not?

17 A Not until we got to the point that he wanted
18 me to stop.

19 Q At some point the vehicle stopped, correct?

20 A Okay.

21 Q At this point you're at the water's edge?

22 A Yes.

23 Q And he announced to you at this point, he has to
24 urinate?

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A Yes.

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Q He leaves the car for a few moments?

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A Yes.

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Q He returns to the car?

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A Yes.

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Q And at this point, ma'am, he makes a sexual demand?

8

9

A Yes.

10

Q Do you remember what it was he said to you?

11

A Do you want me to swear in the courtroom?

12

Q I'd like you to repeat, to the best of your memory, what he said to you?

13

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A He said he wanted to fuck me.

15

Q And at this time you said what?

16

A I said, no.

17

Q And at this point he started to beat you?

18

A Yes.

19

Q As soon as you said no?

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A No. He just ruffled me up a little bit first.

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22

Q You were ruffled?

23

A Yes.

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Q You were trying to resist him?

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A Yes.

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Q And you were able to resist him for a while, correct?

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A Not until he started beating on my face, no.

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Q What I'm saying is, you were wrestling with him, you were resisting him at this point, is that correct?

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A A bit, yes, and then he started beating on my face.

9

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Q And he also pulled a gun out?

11

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A Yes.

13

Q And stuck that gun right up to the side of your head?

14

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A Yes.

16

Q He basically cracked you in the head with it?

17

A Almost, yes.

18

Q Well, did he hit you with the gun, or did he not hit you with the gun?

19

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A Yes, he jammed it right to my head, very hard. I had a lump on my head.

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Q You had a bump on your head?

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A Yes.

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Q And, as well, he was punching you about the face,

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around the area of your eye?

A That was before the gun.

Q But he was punching you pretty well?

A Yes.

Q Pretty hard?

A Yes.

Q In fact, didn't you state, when you first spoke to Mr. Palombo and Ms. Tamaro about this matter, three months ago was it, or a year ago?

A Yes, a year ago.

Q Didn't you say it left you with quite a scar, a cut under your eye?

A A broken bone right here. (Indicating)

Q A broken bone?

A Yes.

Q And ma'am, what hospital did you go to?

A I didn't go to a hospital.

Q He broke a bone in your face?

A Yes.

Q You were pretty cut up, you had a bump on the back of your head?

A Yes.

Q All this is true so far?

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A Yes, it most certainly is.

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Q You didn't go to a hospital?

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A No, I didn't.

5

Q You didn't go to your doctor?

6

A No.

7

Q When did you first go to the police about this?

8

A When this thing came out.

9

Q Oh, back in 19 --

10

A No, I never went back in 1972. I told a few friends of mine and they went to see Lenny themselves.

12

13

Q So your testimony is, you never went to the police or to any hospital or doctor, after this beating?

15

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A No.

17

Q And sexual assault?

18

A No.

19

Q By the way, ma'am, after he had beaten you with a gun and with his hands, broken a bone in your face --

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A Yes.

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Q --at this point you decided to give in to him?

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A Yes.

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Q However, he was unable to have intercourse with you at that time?

A Yes.

Q And he never strangled you, did he?

A Not that I can remember.

Q Ma'am, you remember this incident pretty vividly, don't you?

A Well, I remember it as it happened. I don't remember every little bit of it, every little detail.

Q You remember what turns you made?

A I don't remember what turns I made. All I remember, it was left and right, and left and right.

Q Okay. You don't remember, though, whether or not he strangled you? You have no memory of him strangling you?

A I don't know. He probably did; I don't know. I was just concerned about my face. It was bleeding and my eye, you know.

Q No, I don't know.

A Okay.

Q Is it fair to say you have no memory of him

1
2 strangling you?

3 A Okay.

4 Q Is it fair to say?

5 A Yes.

6 Q Now you stated that instead of going to the police,
7 you went to some friends of yours in the North
8 End?

9 A Yes.

10 Q And you, at that time, explained to them what had
11 happened?

12 A I called them that night, they came to my
13 house. It was three in the morning.

14 Q And what are their names?

15 MR. BURKE: I object, Judge.

16 It's totally immaterial and irrelevant, at this
17 stage.

18 THE COURT: Why do you need that
19 information, counsel?

20 MR. RAPPAPORT: Your Honor, I
21 would submit to the Court that this statement
22 by Ms. Bono, for what reason I don't know, but it
23 appears to be a statement which is a recent
24 contrivance. Now, there is no corroborative

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2 information on this matter whatsoever. We have
3 no hospital record; she says she had a broken
4 bone in her face. She says she had a cut under
5 her eye that left her with a scar. We have no
6 doctor's report, no hospital record; we've got
7 no police report on this. Your Honor, I don't
8 know what her motivation is for coming in here
9 and stating what she has stated, but I would
10 submit to the Court that I have a right to show
11 that it is, in fact, a recent contrivance. On
12 that basis, I would like to know who she reported
13 this to at the time. Is it a fresh complaint,
14 so to speak?

15 MR. BURKE: Judge, this isn't a
16 trial on the merits or lack of merits in this
17 issue, as far as the sexual assault perpetrated
18 upon her. This is only being introduced for the
19 purpose of showing a pattern of conduct on the
20 part of the defendant. We're not here called
21 upon in introducing modus operandi testimony
22 substantiating or corroborating; it's simply
23 offered for the purpose of demonstrating that this
24 man has acted in a consistent manner across the

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2 board for a period of time, beginning back in
3 1972. For those reasons, Judge, I don't see any
4 basis whatsoever, why it's necessary or material
5 to this issue to identifying other people.

6 THE COURT: The defense counsel
7 is entitled to the answer. Would you please
8 answer him.

9 THE WITNESS: Okay. It was
10 William Fabiano and Tony Rome.

11 Q Do both of these gentlemen still live in the
12 Boston area?

13 A No, they don't.

14 Q Do you know where Mr. Fabiano lives?

15 A Not exactly. I don't know his address, no.

16 Q Do you know what State he lives in?

17 A Yes, I do.

18 Q What State?

19 A Nevada.

20 Q How about Mr. Rome; do you know where he lives?

21 A California.

22 Q Do you have his address?

23 A No, I don't.

24 Q Do you know what city?

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A No.

Q As to Mr. Fabiano, do you know what city he lives in?

A Las Vegas.

Q Now ma'am, I believe you stated, other than seeing Mr. Paradiso from a distance over the next few years at the feast, you saw him on January 1, 1981 at another tavern?

A Yes, I did.

Q You had had no conversations with Mr. Paradiso from that date, ten or twelve years ago, until 1981?

A Well, he called me the next day, when the fellows spoke to him, and he apologized.

Q All right. And from the date that he spoke to you on the phone until the time you saw him on January 1, 1981, you had no contact with him?

A No.

Q Now on that particular date, as you said, he apologized to you again?

A Yes.

Q And you said, "I'm not accepting your apology" and you told him further that you knew that he had

1 killed Marie Iannuzzi, is that correct?

2 A Yes.

3 Q Now, you say you knew it. Were you a witness to
4 that event?

5 A No.

6 Q Did you speak to somebody who was a witness to that
7 event?

8 A Someone was in the bar and he was with her.

9 Q So, in other words, you knew it because you
10 spoke to someone who in a bar and saw that they
11 were together that night?

12 A Yes.

13 Q What's the name of that person?

14 A Carol Bonfiglio.

15 Q Would you spell that last name?

16 A B-o-n-f-i-g-l-i-o.

17 MR. RAPPAPORT: I have no further
18 questions.

19 MR. BURKE: I have nothing.

20 THE COURT: You may step down.

21 (WITNESS EXCUSED)

22 THE COURT: Gentlemen, as I
23 indicated at the side bar, I'm going to suspend
24