

HOMICIDE OF-----  
TIMOTHY KING-----AUTOPSY REPORT  
March 23, 1977

DR. WERNER SPITZ, CHIEF MEDICAL EXAMINER  
WAYNE COUNTY MEDICAL EXAMINER'S OFFICE

SPITZ: Now it's different. It just looks entirely different. Now it is full with relatively big blotches that are empty, but then when I saw it it was like a fence, a knit fence.

Is that with clothing on?

SPITZ: No, he didn't wear clothing on here.

And he was fully clothed?

SPITZ: He was completely fully clothed with a red ski jacket, you know a nylon type jacket, and undershirt and pants and underpants and sneakers and socks. In fact you should probably mention that he was fully dressed with a red nylon ski-type jacket with these patches, you know like the kids have for skiing, and patches for skating, and patches for swimming or whatever. Green corduroy pants, very clean, everything clean. I didn't have him refrigerated because I wanted to see whether the lividity is going to be shifting to another place. \_\_\_\_\_ it did shift because, do you want to turn him over a bit, because if you look at him on the back now he's got full lividity on the back. He had nothing on the back. The body was beginning to be rigid. I cannot tell you more than to say that it was cold out there, it was about 29°, and this was 2:00 in the morning and I estimated then that the time that he died in my opinion was 6 to 8 hours earlier. And not where! He was killed some place and he was dumped there within a couple of hours. The lividity corresponded to no more than 6 to 8 hours.

This is on 8 mile but on the south end, right?

SPITZ: All I did was drive from my house along 8 mile all the time until I saw the lights, the police lights and that was just west, maybe 1/2 mile west of Farmington Road, in Livonia. In the center of Livonia, I think it is the center of Livonia. I didn't want to put him in the refrigerator because I wanted it to be room temperature. This wasn't there yesterday. The only thing that I saw and right now you will see it is on the outside too, the thing that I saw was a thing the size of a lentil somewhere in this area. That's all. I kept looking in it and we looked at it under the black light and under this light and it comes out now. I didn't see this yesterday. I'm wondering whether this \_\_\_\_\_ This I didn't see yesterday. See when the lividity develops the blood sinks into these places. I didn't see this yesterday. I wonder if he was tied up. Now there is lividity. Something is here. I don't know what this is. There is a rough area here on the skin. Last night I saw this better because last night there wasn't lividity here. This should be cut into here and this I don't even know what this is. Look at this, now I didn't see this yesterday and I looked and looked and looked. Very congested but that could be from the lividity. He had his face. I took smears from the rectum and I took smears from the mouth and I gave the smears to the laboratory so I didn't give it to the State Police, I gave it to our laboratory for staining and they are going to give me slides in a little while. Now they are going to come in and identify the kid. \_\_\_\_\_  
And there is a bruise there, so please look into this, because you may not find anything in there and the question I pose is, what if he was just smothered. In that case he would have the tooth on him. Could you hold the head for just \_\_\_\_\_? nothing

MPLESS (2)

BLK 02589

DR. SPITZ (cont)

on that side. That could be something here. If you do like I did now and take sample and very superficially cut into that. Now there is one other thing I want to show you

You have to be extremely careful on the neck and in the mouth.

SPITZ: You do the head and go down and elevate that and cut the neck from the chest as low as you can and take it all out, everything clean out and raise this up on a block and do it very well. Just do me a favor, when you do it be careful, but don't be so careful that you cut into the skin here. See this, I didn't see either. I don't know what that is. He's been photographed by the police, not us ..... This needs to be cleaned so that we can see the skin. Then there was one other thing I wanted to show you on the back,

You see now what happens to an autopsy,.....you have a .....come out. I had a case two days ago.....

SPITZ: You know why that is? Because if you cut the skin and you take the organs out, you relieve the pressure and all the lividity goes away.

(Other people have obviously entered the room as "hello" has been exchanged and confab between doctors is inaudible)

I try to find out what the matter is with him and I don't think he is going to be in there more than a couple of days but if you have to go to court today that doesn't help you any. If you cannot do it, then we will send somebody else over. Oh, he didn't well I may be able to testify from notes or somebody here may testify from recollection of the case because nobody here views cases all by himself. So, if you get into a bind let me know and then we will work something out. (Evidently, a phone conversation as the Doctor says "OK, fine. Your welcome".)

The thing that I wanted to show you, there is nothing wrong with the rectum that I could see. I just don't see anything there. This I didn't see. And he was naked too, from here, I didn't that, but this is what I wondered about. This is drying to me, this thing and I just have never see this. I don't know what this is. I think this is an irritation, due to the sweating and rubbing, but this looks \_\_\_\_\_ maybe that is why they picture it. (More conferring amongst doctors) It is just unbelievable. Food in the stomach would be important. What food, what kind of food and in what state of digestion, and how much it entered the \_\_\_\_\_ and what kind of food that you can recognize and in the intestine if he had been fed in recent days, you want to know all the intestines. I couldn't refuse them to take finger prints off the body. They filmed the body. But I was here when they did it. The State Police printed his hands. They are the ones that collect the evidence, they did not cut the finger nails as far as I can see. What good that would have done, I don't know. Take a blood sample, ya. After you look at the stomach, the stomach will be no good to you so keep it for \_\_\_\_\_ and I will do a complete set of \_\_\_\_\_ on it. But this definitely is intriguing. This I never saw yesterday. There is a very faint mark, but if he uses a soft scarf or something there wouldn't be anything, more than that.

Did the City take any prints off him?

SPITZ: They got one print off him. A beautiful one. They got.....well, I'm going to try but.....but immediately.....(mostly unintelligible)

(The above previous comments were made by DR. WERNER SPITZ, Chief Medical Examiner for Wayne County Medical Examiner's Office. This is during the consultation he had with several of the medical examiners as they examined the body of TIMOTHY KING.)

BLK 02590

DR. SPITZ (cont)

Prior to this, SGT. RIVARD couldn't get the first part of the consultation as they were all huddled around the body and they were not speaking too clearly.



DR. SPITZ (cont)

The body is in relatively good condition, there are indications on the ankles that they were possibly bound. Also, on the wrist the possibly of the wrists being bound.

BLK 02592

There is no brake impact.

Down into that ditch and then let him go. They said that the...and I saw the knees and they were..

And he stiffened somewhere else.

But they said that the a...well, I saw the dirt on the head. They said that he was partially face down as though there had been a roll....

I think he probably ate within the hour or hour and a half before he was ...two hours maybe, I don't know. Difficult to say, somewhere in there.

Do you know approximately what time.....of his death?

I said yesterday, 6-8 hours.

6-8 hours. 2:00 in the morning?

I think I placed the time of death around 6:00 to 8:00, but not where he was found. He was killed somewhere else and taken there.

Do you know if rigormortis?

No, but he was about to develop it. I don't think he was sitting, I think he was lying down. From the position of the body it looked like it was stiffening in the position of lying down not sitting up. It wasn't curved enough for sitting up. It could have been in the trunk.

In one indication, the tracks that we have in the snow does not indicate that the man went around to the back of the car. That he only was on the drivers side.

Maybe he was lying down, the kid was only about 4 foot long. A Gremlin is big enough to have .....

In the back of it, it is big enough to.....Unless this guy has \_\_\_\_\_ super clean, very few cars have a good clean trunk. They just are not made that well. There is a certain amount of dust and yet the last time they went over the clothes, everything. They couldn't find anything, dust or anything, just absolutely clean.

Can you think of anything unusual to this particular body?

(Conversation of several people and inaudible)

.....the State Police. That is the only thing that I have to come up with anything. Very doubtful that they will come up with anything (that is what it sounded like, mp) But the amount that they would come with would be so small

Any indication from the marks that were on the wrists? What type of binding ..... (more questions of type of binding but is not clear)

That type of thing could possibly a quarter of an inch wide.

Could it be a clothesline?

I didn't know that he was bound. Was he?

I don't know. I understand that there were marks.

There were marks, suggestive! Suggestive!

(The next sentence by anyone is not clear. End of tape)



DR. JOHN SMIALEK  
DR. WERNER SPITZ

MARCH 23, 1977  
WAYNE COUNTY MEDICAL EXAMINER'S OFFICE

One or the other had a positive carbon monoxide. One of them 9% apparently. And I asked BOB to run the.....on this one.

Death certificate is "smothering" on the side, found smothered, left on side of road.

While you are going ahead with this, is there a phone I could use? We'd like to have our Chief's advice before the newspapers get it.

Your name is Dr. SIALAK, JOHN ( I'm not sure of this info, Couldn't follow his voice)

If it was facing on building which there would be \_\_\_\_\_ versus \_\_\_\_\_, if he was driving around with him in the car, for instance, alive, in the trunk, we should have the same factor, or close to it, somewhere to the same thing. If it is a space heater in a room where they are being held and that space heater is not commonly used because of the warmer temperature, then it might count for the difference.

Let's wait for a few of the fellows to come in.

The evidence that we have indicates that the child was smothered. There are injuries of the mouth, tongue, no evidence of any strangulation. Aside from the smothering, evidence there are abrasions on the top of the head which are quite superficial that appear to have been inflicted before death. Then there is a small abrasion at the front of the left ear. Examination of the genital and rectal area that is definite dilation of the penis and rectum indicating some form of sexual abuse in that area. Aside from whether or not the slides show any sperm, there is no question that he was assaulted.

Sexually assaulted? Answer: Yes. Question: How about his penis, had that been injured in any way? Answer: NO. No injury at all.

The abrasions, there was a small abrasion on his left hand, just in this area here. Over the fourth finger. The area of discoloration that we saw might indicate binding on the wrists but there was no evidence of any hemorrhage in the underlying tissue so that doesn't conclusively prove that he was bound but it doesn't necessarily prove that he wasn't either.

But there are bruises??

Well, there was superficial discoloration of the skin but a bruise in terms of hemorrhage in the underlying tissue wasn't there.

Then if he had struggled, even some minor struggle against the bindings, it would have marked so that you would have been able to tell?

Yes, he should have had some abrasions or even a friction burn usually they get.

Even with, say cloth, something like that?

If it was soft material it might have prevented a more friction development.

Say a wide tape, like duct tape used by furnace men or certain...

How about those articles used in bondage, if you are familiar with that, they wide bands.....

THEY can use anything at all, belt whatever. The .....

BLK 02595

I was thinking of cloth because there is a certain amount of give that wouldn't cause the cutting.

Right, it would protect the overlying skin. That is certainly possible. There just isn't any evidence to definitely confirm that.

But if there was, it would be more likely that than rope or cord.

That type of evidence would more likely be there with rope, than cloth.

....with what you had found or with more hemorrhaging?

But what we haven't found would more likely be there with rope than cloth, but we haven't found anything which more along with something loose like a cloth.

Any indication that he may have been unconscious at the time of death? Do you have tests at this time?

There was some swelling of the brain which would indicate that he had been unconscious for a short period of time before he expired.

Any idea what would cause that unconsciousness? Would the blow or the abrasion seen on the head, would that have caused it?

So that would prevent any marks, any bondage marks?

Yes, if he was unconscious, he wouldn't be struggling.

Then the swelling of the brain.....?

It is a bio-chemical cellular change that occurs once the brain is deprived of oxygen then the cells start allow the seepage of fluid in the surrounding tissue.

.....that there was a partial suffocation and then possibly a period later that he..

He could have been suffocated but not completely dead. He might of remained metabolically alive for another period of one half hour or an hour. During that time he would have for intents and purposes appeared dead. Some of the cellular changes continued to occur in his body for a period of half an hour to an hour and then he finally completely expired.

I was wondering because of the sodomy in the other case could have been pressing... during the course of the sodomy and then there was apparent recovery and then a harder object, possibly the hand finished the job.

No, I don't think he recovered and then was assaulted again. I think he was asphyxiated to a point almost to approaching death and then remained chemically alive for another short period of time.

If I may go back to the very start and you were talking about the marks on the face, the cuts on the inside of the lip, do you feel that that would be something similar to a hand or a hand pressure versus a pillow?

No, it could have been a pillow.

With that amount of force and the mark that was on his face.../

He would have to have been truced up tight to completely include his

BLK 02596



Would it be more consistent with the hand? This is just off the wall.

No.

I might have even expected more injuries if there was a hand. I wouldn't be surprised if he might have even, just speculating, even had that..been asphyxiated while he was asleep; possibly. There are no evidence of struggle, I would have expected more injury on his mouth if it was a hand rather than a pillow.

You mentioned the abrasion on the head; it is that more likely a mat burn, rug burn type abrasion? Could that have occurred during...

It would be consistent with them...It could have been if there was a rough carpet. It would be a rough surface., something firm underneath them, rather than a soft mattress.

Moving down to the chest, was there some type of marks on the chest?

They were a ...

I saw the chest and it looked almost like old burn scars.

That completely disappeared and that is why I asked her if he had a scar. I asked the mother. She said "no" and if you look at it now, it is completely gone. Apparently he had some snap buttons in his ski jacket and that was just an area where the ..... hadn't developed but now it is completely gone.

The sodomy, with the dialation that you found, are you able to estimate any way of how long before that would have returned to normal if he had remained alive? What I am trying to say is how far back from the itme that he expired, do you have any idea when he was sodomized? Or did it happen afterwards? Or could it have been frequent?

I assume that the body would..that the dialation would delete after a certain period of time, if he remained alive. It is possible that it could have occurred after he died. And it is also likely that it occurred more than once for that degree of dialitation to occur and remain there.

I am sure you may well be aware why we are asking the various psychological backgrounds, the party who has the sex and the culmination thereof is .....the fear of.....

If he had not been sodomized after he was dead can you estimate the minimum amount of time or the maximum before he died, that he was sodomized?

How long would it take a body and sodomy had occurred and if death had not been the final result, how owuld it have taken the anal track to return to its normal size?

There is obviously that the anal tract is dialated from sodomy, what we are trying to ask is if we go back and say if , assume for the moment he was not sodomized that he was not sodomized after he died, it would take a certain amount of time for the body after sodomy and he stayed alive, to return to its normal size. Would you have any idea what length of time would be?

If he was being sodomized before death, how long does it take the anus, the sphincter to return to its normal tone after sodomy has occurred?

I think I can answer that of a first hand experience in some way. My little boy when very young could not go to the bathroom, and my wife took him to the pediatrician and asked the pediatrician what to do and he said that is very simple. He put a finger in there and said I cannot put my little finger in there, it would mean that he is too narrow. Therefore, what you have to do is work his anua open by putting yo

believe it would return because what you are talking about you are talking about probably some of the muscle fibre because what is down there? It is a ring of muscle and some of these muscle fibres would be stretched, some would be torn and I think it would take a long time to come back normal. In fact, the youth of it..... That is my way of thinking. Do you think that it is logical?

Well, if this happened, and he has been gone four days, you are saying he used it, well to go to the bathroom, if he has been sodomized constantly over this period of time....just before death.

....would dilate it and I don't know what he stuck in there, something was stuck in there with something, his penis, or a broomstick or whatever, his thumb, he didn't do a lot of damage but there were bruises around there.

Any indication of any lubricant?

No, just normal secretion from that area.

Why, don't we let the doctor go on with his report rather than...

NO, I think we are just about finished.

Any foreign objects on the body?

For the purpose of the recording, I covered it earlier, the condition as to cleanliness.

I agree with what we were talking about earlier that certainly the body was extremely clean. The finger nails and toenails were all extremely clean. I asked the mother about that, whether that was a normal condition for him and she indicated he wasn't that type of a kid, "No". And certainly they were extremely clean.

I'm going into the scalp a little bit. The scalp showed evidence of accumulation of scales on the scalp and the hairs which would indicate that it hadn't been washed within the previous 48 hours, that what I would estimate.

Stomach contents.

There was a lot of fluid in the stomach. There appeared to be some white meat suggestive of fowl along with other which appeared to be vegetable in the stomach, with fairly advanced in terms of digestion. Some completely digested food was extending into the small intestine as well.

Would that be normal? Answer: Yes.

How long a period of time would that have been after eating?

About three hours.

You say vegetable. Can you identify that?

No, I would have to clean some of it up and filter it out and take a closer look at it. It was all just mixed together mixed with the mucus and everything. Corn in the lower intestinal tract. Maybe three days or so ago, possibly earlier, say 2-4 days. He had digested some corn and that was in the lower intestinal tract.

How about time of death? Say that he had eaten 2-3 hours before, now how about approximate time of death?

The technician indicated to me, did they tell you that the body was warm when

BLK 02598