

STATE OF NEW YORK

Kings County (Brooklyn Borough)

Daniel Aibel, being duly sworn, hereby deposes and says:

1. I attended at least three separate computer classes at the Friedman home during the period in which it is my impression that the police allege abuse took place.
2. On January 10, 2011, a person I know in the Nassau County District Attorney's office suggested he could give my name to Madeline Singas of the team reviewing the Jesse Friedman conviction if I was open to speaking with her. This person knew I had attended computer classes in the Friedman home during the period in question, because after the release of CAPTURING THE FRIEDMANS we had discussed the fact that I had attended computer classes in the Friedman home.
3. On January 13, 2011, I was contacted by Madeline Singas by email. She advised she was interested in speaking with me about my experiences in the Friedman computer class.
4. On or about January 14th, I connected with Madeline Singas and we had a conversation about the case. My recollection is that I asked Madeline Singas how the DA's office would get complainants to talk; whether they would subpoena people; and what their process would be. My recollection is that she advised that they hadn't figured out how they would be approaching complainants and that they hadn't figured out their process.
5. My recollection is that our conversation consisted primarily of me sharing my experiences and observations about the computer classes I attended at the Friedman home.
6. To the best of my recollection, this is the substance of what I reported to Madeline Singas during our discussion:
7. I was never abused or mistreated in any way at the Friedman home. I never witnessed any abuse or mistreatment of any kind. Police visited my home during what seemed to be the very start of the Friedman case (before it was public).
8. The police asked questions that were leading as I understand the term (e.g. questions about whether Arnold Friedman walked around with his bathrobe open, or stood behind me and rubbed up against me).

9. I advised Madeline Singas my mother was available and likely willing to speak to the DA's office.
10. After this conversation, with Madeline Singas, I emailed my mother and advised I'd just had "a longish talk with" Singas and "she'd like to hear what you have to say."
11. My mother tells me that she has no recollection that a conversation with Madeline Singas or anyone else from the Nassau County District Attorney's office ever occurred.
12. After many months passed without my being contacted, I emailed Madeline Singas on August 31, 2011. I reminded her that we had spoken earlier in the year and asked where the process was at that time.
13. On September 9, 2011 she replied that the investigation was continuing. She advised that a report would eventually be made public.
14. In May 2013, having not heard from the District Attorney's office for almost two years, I emailed Madeline Singas again to ask for an update. She replied and advised she would email me when the report was disseminated.
15. When the public report was released several days ago, I was surprised I'd never been contacted again after the initial discussion given that my observations seem to be at variance with the DA's conclusion.
16. Below is some of what the review team would have learned had they continued to seek information by speaking further with me or my mother. Based on my reading of the report, some of this information appears to run counter to what the DA's report presents:
17. Police visited my home three times, the first visit being right at what seemed to be the start of their investigation, before the case was public knowledge. On the first visit, my then teenage sister was alone at home. It is my understanding that two detectives asked to be admitted to our home to wait for me and were allowed in. It is my understanding that my sister was uncomfortable and waited outside for my mother to return. When my mother and I got home, my mother advises that the police told her they wanted to speak with me alone but would not reveal the subject of their inquiry. She declined to allow them to speak to me alone but agreed to let them question me in her presence. Questions asked of me were "leading" as I understand the term (e.g. questions about whether Arnold Friedman walked around with his bathrobe open or stood behind me and rubbed up against me.).

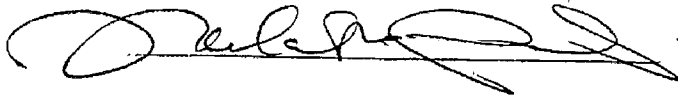
18. The second time detectives visited our home, my mother advises they pressured her to get me to disclose that abuse had occurred, warning that if I did not I would have sexual problems and emotional problems later on. "They preyed upon my guilt," she has said, saying things like: "Unless you get him to disclose, he will be scarred for life." "Your son is not telling the truth." "Things happened to your son." "Get him to open up about this." My mother reports that she told the police that she visited the Friedman home many times and entered the class, and that she always found the door open. She reported that she herself had attended adult computer classes at the home.
19. The third time detectives visited our home, it is my understanding that they asked to speak with me again. I am told that my mother asked if they had something new to share or something new to ask. It is my understanding that the police advised that they had just spoken to another student who had told them something to effect of "if anybody would know what happened, Daniel would know." My mother reports that she said something like, "You've been here twice. If you don't have anything to add, there is no reason to talk to my son again. He's told you what he observed."
20. My mother attended computer classes with several friends prior to my enrolling. In that class, it is my understanding that Arnold Friedman showed rudimentary computer games which my mother considered silly and funny, not alarming. It is my understanding that these may be some of the same computer games and graphics described in the report as sinister.
21. I enrolled in Friedman classes at least three times, having enjoyed each class, and I would have continued even further had my soccer practice not been scheduled for the same day as the next computer class I was eligible to attend.
22. In the at least three computer classes I attended, it is my recollection that I had a view of the room from at least two different locations. My recollection is that I had seats facing the sliding glass doors, and at another time a seat facing away from the sliding glass doors.
23. My mother advises that she did enter the class to pick me up at times, and found the door open. While some parents picked up their kids from outside, my recollection is that some entered the classroom early to pick up their kids. My recollection is that one child's mother in particular would almost always, if not always, come into the class before the end. My recollection is that I found it frustrating that she chatted with Arnold Friedman, thus detracting from the remaining time for the class.

24. I have no recollection that the front door was ever locked. My recollection is that it was always or almost always open, with only a screen door closed.

25. My recollection is that Arnold Friedman often had trouble controlling the class – kids would act out and my recollection is that he did not strike me as an imposing or intimidating figure; it often seemed that he had an insufficiently commanding presence to keep the kids in line and maintain control of class.

A handwritten signature in black ink, appearing to be "D. Friedman", written over a horizontal line.

6-27-13

A handwritten signature in black ink, appearing to be "Milagros Perez", written over a horizontal line.

MILAGROS PEREZ
Notary Public, State of New York
No. 01PE6196919
Qualified in Kings County
Commission Expires 11-17-2016