

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
https://www.courts.nh.gov

Court Name: Hillsborough Superior Court - North Agency Case Number: 21-018997

ARREST WARRANT

To the sheriff of his deputies of any county in this state, or any police officer state or federal, within the state:

Detective John Dunleavy has established under oath that probable cause exists and an arrest warrant shall issue against the defendant,

Adam Montgomery, D.O.B. 01/22/1990,

In the county of Hillsborough for one count of

each of the following charges, contrary to the New Hampshire

RSA: 630:1-b Descriptor: Second Degree Murder

RSA: 641:5 Descriptor: Tampering with Witnesses and Informants

RSA: 641:6 Descriptor: Falsifying Physical Evidence

RSA: 644:7 Descriptor: Abuse of Corpse

RSA: _____ Descriptor: _____

We command you to take him/her, if found to be in your jurisdiction, and bring him/her before the Hillsborough Superior Court - North Court.

October 21, 2022
Date

Brian T. Tucker
Signature of Judge / Justice of the Peace
Brian T. Tucker
Name of Judge / Justice of the Peace

RETURN

STATE OF NEW HAMPSHIRE COUNTY OF _____

I have arrested the Defendant and now have him/her before the court as commanded.

Date

Signature of Officer

Name of Officer/Department

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<https://www.courts.nh.gov>

PROBABLE CAUSE STATEMENT FOR ARREST WARRANT

I, Detective John Dunleavy declare under penalty of perjury:
(Name of officer)

1. I am employed by and my current assignment and experience is:

See Attachment A

(Describe position, assignment, office, etc.)

2. I have information, based upon (Describe source, facts indicating reliability and credibility of source and nature of information. If based on personal knowledge, so state).

See Attachment A

See additional page(s) for more information

For these reasons I ask the Court to issue an arrest warrant for

Name Adam Montgomery DOB: 01/22/1990

For the following crimes:

RSA: 630:1-b Descriptor: Second Degree Murder

RSA: 641:5 Descriptor: Tampering with Witnesses and Informants

RSA: 641:6 Descriptor: Falsifying Physical Evidence

RSA: 644:7 Descriptor: Abuse of Corpse

RSA: _____ Descriptor: _____

10/21/2022
Date

John Dunleavy
Signature of Officer

Detective John Dunleavy
Name of Officer

Signed under the penalty of perjury, the penalty for which may include a fine or imprisonment or both.

PROBABLE CAUSE STATEMENT FOR ARREST WARRANT

Additional space for source description, facts indicating reliability and credibility of source and nature of information.

See Attachment A

PROBABLE CAUSE STATEMENT FOR ARREST WARRANT

Additional space for source description, facts indicating reliability and credibility of source and nature of information.

See Attachment A

HILLSBOROUGH, SS.
Northern District

STATE OF NEW HAMPSHIRE

SUPERIOR COURT

***** FILED UNDER SEAL *****

Automatically sealed per N.H.R. Crim. Pro. 50(d)(5)

In re: Application of Detective John Dunleavy for Arrest Warrant for A.M.

**STATE'S MOTION TO SEAL PROBABLE CAUSE STATEMENT FOR ARREST
WARRANT**

NOW COMES the State of New Hampshire, by and through its attorneys, the Office of the Attorney General, and respectfully requests that this Honorable Court seal the Probable Cause Statement for Arrest Warrant in this matter. In support of its request, the State submits the following:

1. Detective John Dunleavy of the Manchester Police Department is applying for an arrest warrant for Adam Montgomery for the murder of his then five-year-old daughter Harmony Montgomery in December 2019, and other related charges.
2. While the investigation into the murder of Harmony Montgomery has been extensive, that investigation remains ongoing. There are additional witnesses who remain to be interviewed, and based on the information they provide there may be further investigative steps to take. In addition, once the new charges become public, additional witnesses may come forward who had previously been holding back.
3. If the information in the Probable Cause Statement is made public at the current time, it could taint these future investigative efforts.
4. The New Hampshire Supreme Court has recognized that protecting the confidentiality of investigative documents in the pre-indictment phase of an ongoing criminal investigation is a sufficiently compelling interest for nondisclosure that can overcome the public

Granted.
Brian T. Tucker
Brian T. Tucker
10/21/2022

right of access to court records. *See Petition of State of New Hampshire (Bowman Search Warrants)*, 146 N.H. 621 (2001). This makes the Probable Cause Statement a document which is confidential in its entirety per Rule 50(b)(1) and 50(c)(2)(A) & (C).

WHEREFORE, the State respectfully requests that this Honorable Court:

- A. Seal the Probable Cause Statement for Arrest Warrant in this matter;
- B. Allow the State to provide a copy of the Probable Cause Statement to the defendant in discovery; and
- C. Order such other and further relief as may be just and proper.

Respectfully submitted,
THE STATE OF NEW HAMPSHIRE

By its attorneys,

John M. Formella
Attorney General

Date: October20, 2022

/s/ Jesse O'Neill
Jesse O'Neill, NH Bar #20723
Senior Assistant Attorney General
Criminal Bureau
New Hampshire Attorney General's Office
33 Capitol Street
Concord, New Hampshire 03301-6397
(603) 271-3671

**ATTACHMENT A TO PROBABLE CAUSE STATEMENT FOR ARREST WARRANT
OF ADAM MONTGOMERY (DOB 01/22/1990)**

INTRODUCTION AND BACKGROUND

1. I am a Police Officer with the city of Manchester, NH and have been so since November of 2015. Prior to Manchester, I was a Police Officer with the town of Winchester, NH from July 2013 to November 2015. I graduated from the New Hampshire Police Standards and Training Class 162 in December 2013. I have held the rank of Detective with the Manchester Police Department since September 2018. My duties and responsibilities as a Detective include the initial investigation as well as follow-up investigation of crimes that occur in Manchester, NH. I have conducted various investigations to include sexual assaults, assaults, child pornography, homicides, and other serious crimes.
2. I have received training from the Manchester Police Department in-house training academy and the New Hampshire Police Standards and Training Council full-time police academy. I have also attended numerous training courses covering many different aspects of investigations.
3. The information set forth below is based on information known to me personally through my own investigation and through my communications with other law enforcement officers, including Manchester Police Officers. Additionally, I reviewed police reports prepared by other law enforcement officers, including Manchester Police Officers, detailing their involvement in this investigation. This affidavit does not contain every fact known to me or other investigators. Rather, it contains material information relevant to determining whether there is sufficient probable cause to believe that Adam Montgomery (DOB 01/22/1990) committed the crimes of second degree murder contrary to RSA 630:1-b, I(b); tampering with witnesses and informants contrary to RSA 641:5, I(a);

falsifying physical evidence contrary to RSA 641:6, I, and abuse of corpse contrary to RSA 644:7.

PROBABLE CAUSE

A. Harmony Montgomery Reported Missing

4. On 11/18/2021, the Manchester Police Department received a call from a woman determined to be Crystal Sorey (DOB 09/14/1990) regarding her biological daughter Harmony Montgomery (DOB 06/07/2014). Sorey reported that Harmony, who was in the physical custody of Sorey's ex, was missing, and that she hadn't seen Harmony in over six months. Sorey identified her ex as Adam Michael Montgomery (DOB 01/22/1990). An employee of the Manchester Police Department contacted DCYF and learned of previous addresses associated with Adam. Manchester Police Officers checked those addresses, but were unable to locate Adam or Harmony.
5. On 12/27/2021, DCYF notified the Manchester Police Department that they were also unable to locate Harmony. Consequently, the Manchester Police Department initiated an investigation into the whereabouts of Harmony. Over the following days, members of the Manchester Police Department learned that Harmony had not been physically seen since approximately October/November 2019. Sorey, who resides in Massachusetts, notified authorities that she had not seen Harmony since around Easter of 2019 (approximately 04/21/2019). The child had been in the physical and legal custody of her biological father, Adam Montgomery, pursuant to a Decision & Order from the Lawrence Juvenile Court, Docket No. 14CP0268LA, located in Essex County, MA, dated 02/21/2019.
6. The case was subsequently assigned to me. During my follow up with Crystal, she explained that she had lost custody of the child in July 2018 to the State of Massachusetts

in part due to a substance abuse issue. Crystal said that both she and Adam had past issues with substance abuse.

7. Crystal reported that since then she has regained sobriety and unsuccessfully made attempts throughout 2021 to locate Adam and Harmony. Adam and his subsequent partner Kayla Montgomery (DOB 08/31/1990), had blocked all communication with Crystal through phone numbers and social media applications. Crystal said over the years she made attempts to locate Harmony by contacting various schools and driving by addresses associated with Adam, but she was unable to make any progress.
8. Crystal said that she believed she last physically saw Harmony during a FaceTime video call with Adam around Easter 2019. Crystal stated that Adam was visible in the background of the video call. Crystal recalled that Harmony seemed frightened.
9. Beginning on 12/27/2021, members of the Manchester Police Department actively made attempts to track down Adam and to talk to involved family members to establish the last time that Harmony was physically observed and known to be safe. Officers and investigators were initially unable to make contact with Adam via phone. However, investigators were able to make contact with various family members including parties associated with Adam who reside in Florida. Through these family members, investigators received information that Adam had previously admitted to giving Harmony a black eye in approximately July 2019.

B. First Interview with Kayla Montgomery

10. On 12/28/2021, I spoke with Adam's wife, Kayla Montgomery. Kayla shares three younger children with Adam who are all presently accounted for.¹ During my follow up with Kayla,

¹ Adam and Kayla are the biological parents of three minor children, all younger than Harmony. S.M. was born 06/08/2017, D.M. was born 01/30/2019, and C.M. was born 11/04/2020 (after Harmony was killed).

I asked about the last time she had physically seen Harmony. Kayla said that sometime in November or December of 2019, she saw Harmony one morning prior to going to work. Adam said that he was driving Harmony back to Crystal who was living in Massachusetts at the time. Kayla said that she believed Harmony had been returned to Crystal. Kayla claimed she never saw or heard about Harmony after that day.

11. Kayla had not physically seen Adam since late October 2021 and had not spoken with him since around mid-November 2021. Kayla claimed Adam was living in a sober house and had then left the area to live in Maine with another female.

C. First Contact with Adam Montgomery

12. On 12/31/2021, patrol officers were able to make contact with Adam and his new girlfriend Kelsey Small together sleeping in a vehicle in the area of Harvell Street in Manchester. Investigators including myself, Detective Kozowyk, and Detective Riley responded to that location to speak with the couple.
13. Small claimed that she had been romantically involved with Adam for over a year. Small said that she was aware that Adam has three children from one mother, and another child from before that. However, Small said that Adam was not in touch with any child from his prior relationship. Small claimed that Adam had never talked about Harmony, and she had no information on where she may be.
14. During our interaction with Adam, we stressed our concern that Harmony had not been physically observed in over two years, and that we had concern for whether or not she was still alive. Adam did not exhibit much emotion or reaction to this.

D. Further Interview with Kayla Montgomery

15. Also on 12/31/2021, Kayla Montgomery participated in a voluntary interview with Detective Riley and myself. During this interview she spoke about the last time she saw Harmony. In this interview she told us that two days after Thanksgiving 2019 (which would have been 11/30/2019) Adam had taken her to work, which she said was a 6:00 A.M. to 2:00 P.M. shift at Dunkin Donuts on Eddy Road in Manchester. She said that while Adam was dropping her off, he said he was bringing Harmony to her (Harmony's) mom, and he was going to meet her (Harmony's) mom and bring Harmony to stay with her. Kayla said that later that day Adam picked her up and he no longer had Harmony; he said he had just dropped Harmony off. Kayla said she assumed Adam dropped Harmony off in Massachusetts as that is where Crystal was living at the time.
16. Detectives were concerned about Kayla's account that Adam claimed he was bringing Harmony to Crystal, especially because Crystal outright denied ever taking custody of Harmony from Adam at that time, or ever seeing Harmony following the video chat in April 2019. The investigation revealed that in November 2019, Crystal lived at 39 Chapel Street #3 in Lowell, MA with her boyfriend, Joseph Eckert (DOB 12/17/1989). On 12/31/2021, Joseph was interviewed, and he confirmed that he was living with Crystal in 2019, and Harmony was not with Crystal at all from October 2019 to present. In fact, Joseph stated that he has never met Harmony in person. A review of DCYF involvements indicated that social workers had not viewed Harmony since 10/01/2019, during a home visit with Adam Montgomery in New Hampshire.

17. Not only have family members not seen Harmony since 2019, DCYF contacted the Manchester School District on 09/10/2021. A representative from the School District stated that Harmony was not registered in the District.

E. Family Court Order re: Locating and Protective Supervision of Harmony Montgomery

18. On 12/31/2021, the 9th Circuit-Family Division-Manchester granted protective supervision of Harmony to DCYF from Adam via a Juvenile Abuse/Neglect Ex Parte Order. At the time of the order, Adam had been Harmony's sole custodian. The order stated specifically that Adam was ordered to cooperate with the Manchester Police Department and assist with locating Harmony. Detective Riley served Adam with that order on the afternoon of 12/31/2021 at approximately 1610 hours; however, Adam refused to provide any information on the whereabouts of Harmony. When handed the Order by detectives and told that he had to provide information on Harmony's whereabouts, Adam said, "either arrest me or I'm leaving," and refused to answer additional questions.

19. Adam was arrested on charges related to Harmony on 01/04/2022 and was formally charged and arraigned on 01/05/2022. These charges consist of second degree assault for an incident in July 2019, inference with custody, and two charges of endangering the welfare of a child. He has been detained at the Hillsborough County House of Corrections since that date.

F. Kayla Montgomery's Grand Jury Testimony

20. On 05/20/2022, Kayla Montgomery testified before the Grand Jury for Hillsborough County Northern District as part of the Grand Jury's investigation into the disappearance of Harmony Montgomery. Kayla was under oath for her testimony. During her testimony, Kayla was asked about the last time she saw Harmony. She stated, in sum, that it was two

days after Thanksgiving 2019 (which would have been 11/30/2019), when Adam dropped her off to work her 6:00 A.M. to 2:00 P.M. shift at Dunkin' Donuts in Goffstown. Harmony was in the car, and Adam said he was bringing Harmony to her (Harmony's) mother. When Adam picked Kayla up a little after 2:00 P.M., Harmony was no longer with Adam, and Adam said he brought Harmony to her (Harmony's) mom. At this time, Kayla said she never saw Harmony after that, and she didn't know what happened to Harmony.

21. Investigators researched Kayla's claim about the location and shift she was working two days after Thanksgiving 2019, which was 11/30/2019. All Dunkin' Donuts locations in Goffstown confirmed that Kayla was not working there on 11/30/2019. Records obtained from New Hampshire Employment Security showed that the only employer who paid Kayla in November 2019 was a Dunkin' Donuts in Hooksett, NH, and that Dunkin' Donuts store confirmed that Kayla was fired from that location on 11/23/2019. As a result, an arrest warrant was obtained for Kayla for two charges of perjury.
22. Kayla was arrested on the perjury charges on 06/03/2022. On that same day, Kayla participated in a proffer interview at Manchester Police Department. Her attorney was present for the interview.

G. Kayla Montgomery's First Proffer Interview

23. During the proffer interview, Kayla admitted she had lied during her grand jury testimony. She stated that she had information related to Harmony Montgomery. Kayla stated that the family (herself, Adam, Harmony, S.M., and D.M.) was evicted from where they were living on Gilford Street in Manchester the day before Thanksgiving 2019, which would have been 11/27/2019. Kayla said after that they were living in their vehicle, which we know to be a Chrysler Sebring. During their time living out of the vehicle, they stayed in

the parking lot of Colonial Village on River Road in Manchester where their friend, Anthony Bodero (DOB 08/30/1973), lived.

24. Kayla stated that from Thanksgiving up until the beginning of December, Bodero saw Harmony and the other two boys and would wave at them. She also said that Bodero brought them Thanksgiving leftovers while they were in the Sebring, and that he saw Harmony at the time and he and Harmony waved at each other.
25. Kayla stated that on the day the Chrysler Sebring broke down (known to be 12/07/2019, as discussed in further detail below), Adam Montgomery struck Harmony, which caused her death. Kayla stated that while living in the vehicle together, Adam was extremely upset that five-year-old Harmony was not saying when she needed to go to the bathroom and was having accidents in the car. Kayla stated that after each accident Adam would get upset and would strike Harmony in the face/head with a closed fist.
26. Kayla stated that on 12/07/2019, prior to the vehicle breaking down, Adam struck Harmony in the face/head on three separate occasions because she had a bathroom accident. This happened while Adam was driving the vehicle; Kayla described that Harmony was in the rear seat on the passenger side, and while Adam was driving he turned his body and delivered sets of three-to-four blows with a closed fist to Harmony's face/head on three separate occasions over the course of a few minutes. Kayla stated that after the final blow, Adam said words to the effect of that he felt something or heard something when he hit Harmony, and, "I think I really hurt her this time. I think I did something." Harmony began making a moaning type noise which went on for roughly five minutes and then stopped. At no time did anyone stop or get Harmony medical attention as the result of this assault. Kayla said this happened in the morning while the family was on their way to the Burger

King on Route 3 in Manchester, and afterwards the family returned to the parking lot of the Colonial Village apartments. The family stayed at Colonial Village for approximately 20 minutes, during which time no one checked on Harmony. Kayla could not recall exactly what they did during this 20 minute time period.²

27. Kayla said that after approximately 20 minutes, the family left the Colonial Village apartments, and shortly thereafter their car broke down. Kayla said she thought the car died at probably 8:00 or 9:00 A.M. According to Manchester Police Department records, the car was broken down in the intersection of Elm Street and Webster Street at approximately 12:11 P.M. on 12/07/2019. Kayla said it was at that time that she and Adam discovered that Harmony was not breathing and was deceased. Kayla stated that Adam went to the trunk of the vehicle, removed clothing from a black and red Under Armour duffle bag and placed the lifeless body of Harmony into the bag. Kayla stated at no point did either of them have any conversation about getting any type of lifesaving measures for Harmony, and that Adam simply put Harmony's dead body into the bag and walked it back to the parking lot of the Colonial Village apartments.
28. Kayla indicated that once back at Colonial Village, Bodero drove them from the apartment complex back to their vehicle to collect their belongings before the vehicle was towed. Kayla said that Bodero then allowed them to stay in his Audi parked in the parking lot for two or three days over the weekend.

² In a second proffer interview, conducted on 06/23/2022, Kayla said that during this approximately 20 minute time period, Adam had her get a bag of heroin/fentanyl from Bodero. She and Adam then used some of that heroin/fentanyl before leaving the Colonial Village parking lot.

29. Kayla stated that while they were staying in Bodero's Audi, after Harmony's death, Adam was keeping the bag with Harmony's body inside of the trunk of the vehicle, but also would leave it out on the snow to stop the decomposition of the body from happening.

H. Anthony Bodero's Grand Jury Testimony

30. On 03/21/2022, Anthony Bodero testified before the Grand Jury for Hillsborough County Northern District as part of the Grand Jury's investigation into the disappearance of Harmony Montgomery. During his testimony, Bodero stated that after the Montgomery family was evicted, he allowed them to stay in his car, an Audi, for two days. He said he believed it was the weekend immediately after Thanksgiving (which would have been approximately 11/30 and 12/01/2019), and he testified that he brought Thanksgiving leftovers to the car for them to eat. Bodero testified that he did not see Harmony in the Audi—that it was only Adam, Kayla, and the two younger boys (S.M. and D.M.). Bodero testified that he never bothered to ask where Harmony was. Bodero testified that the only two times he ever saw Harmony were back in August and September 2019. Bodero testified that when the Montgomerys left the Audi after the two days they stayed there, that he believed Kayla said she was going to her mother's.
31. In his grand jury testimony, Bodero testified that he only let the Montgomery family stay in his Audi for two days, but he was not aware of whether the Montgomery family was possibly living in a different car in the parking lot to his apartment building for additional days; Bodero said that they could have stayed in their own car (Chrysler Sebring) before it got "messed up." Bodero explained that he was aware that after the Montgomerys got evicted they had a gray Chrysler, but that they didn't have the car anymore when they arrived to stay in his Audi. He said that when they arrived to stay in the Audi, they were

dropped off by some friend of theirs who was a girl, and that they didn't have anything other than the two boys and formula for the baby and diapers. Bodero said they didn't have anything else, not even bags of clothes.

I. Donna Demers' Grand Jury Testimony

32. On 05/20/2022, Bodero's girlfriend, Donna Demers (DOB 11/19/1992), also testified before the Grand Jury for Hillsborough County Northern District. She testified that the only time she saw Harmony was September 2019, together with Bodero. She testified about the Thanksgiving leftovers being fresh, and she believed Bodero gave them to the Montgomerys either on Thanksgiving day 2019 or the next day. She testified that she had a brief opportunity to look inside the car the Montgomerys were in, which she said was Bodero's car (the Audi), and that she only saw two younger children in the car, not Harmony. Demers was confident that Harmony was not in the car.

J. Anthony Bodero's Proffer Interview

33. On 09/22/2022, a proffer interview was conducted with Anthony Bodero. Also present was Senior Assistant Attorney General Jesse O'Neill, Detective Max Rahill, Deputy Tufts of the US Marshals, Bodero's attorney Ashley Sheehan, and myself. Bodero indicated that he had met Adam Montgomery through Kayla in 2019. He admitted he did provide "crack and fentanyl" to the Montgomerys. Bodero stated he would buy the Montgomerys food stamps off of them prior to them staying in his vehicle and after they stayed in his vehicle.
34. Bodero stated that after Thanksgiving of 2019, the Montgomerys came to him with just their two boys and no Harmony and asked if they could stay with them due to them being evicted and their car breaking down. Bodero did not recall how the Montgomerys arrived at his home. Bodero stated they arrived with few belongings and recalled a trash bag. Bodero

offered them his Audi to sleep, which was parked in the rear of his Colonial Village apartment building located at 21 W. River Dr. in Manchester, NH. Bodero was unclear on the timing, at first saying it was the weekend after Thanksgiving (11/30–12/01) but then, when confronted with information that the Montgomerys still had their own car at that point, agreed that it may have been the following weekend (12/07–12/08). He said he provided them Thanksgiving leftovers (which would have been older leftovers if it was the following weekend), and a pizza. Bodero repeatedly denied seeing Harmony and stated he only knew that the family had been staying in the parking lot for two nights in his Audi. When confronted with the statement Kayla made about him seeing Harmony every day from Thanksgiving to the beginning of December and waving to Harmony and the two boys in the car, Bodero stated she was lying. I questioned Bodero about helping the Montgomerys retrieve belongings from their car when it broke down at Webster St. and Elm St. and he stated he did not remember that happening.

K. Donna Demers' Proffer Interview

35. After Bodero's interview concluded, a proffer interview was conducted with his girlfriend, Donna Demers, with her attorney Dan Duckett present. Demers stated she only stayed at Bodero's part time and that she primarily resided with her parents in Derry, NH. Demers recalled the Montgomerys arriving at Bodero's apartment and that they appeared stressed and mostly concerned with getting drugs. Demers recalled them carrying duffle bags and trash bags, and when asked if there was any color to the duffle bag she stated she believed there was but could not recall any details. Demers was not aware if Bodero had helped the family retrieve any of their belongings from their vehicle which had broken down. Demers remembered Adam, Kayla, and their two boys arriving but was adamant she never saw

Harmony. Demers recalled bringing fresh Thanksgiving leftovers, possibly the day after Thanksgiving, to the Montgomerys when they were living out of the car. She initially recalled that the Montgomerys were living out of the Audi at the time, but when confronted with information that the Montgomerys still had their own car that weekend (11/30–12/01), Demers admitted that she may not be remembering the car correctly. Demers stated that when she brought the Thanksgiving leftovers, there were two kids jumping around in the back seat and she did not see Harmony in the car. At the time, S.M. was approximately 2½ years old and D.M. was approximately 10 months old; it is extremely unlikely that a 10-month-old would be jumping around, and therefore investigators believe that Demers may have seen Harmony without realizing it was her.

L. Facebook and Google Search Warrants

36. During the investigation, search warrants were obtained for Facebook and Google records relevant to the time period of late-November/early-December 2019. Location data from Google was consistent with the Montgomerys staying in the Colonial Village parking lot from approximately 11/27/2019 through 12/08/2019, which corroborates Kayla's account of the time period they stayed there.
37. In addition, another witness interviewed during the investigation (Kimberly Frain) recalled personally interacting with the Montgomerys while they were staying in the Audi in the Colonial Village parking lot during the overnight hours of 12/07 into 12/08/2019. Frain went to help the Montgomerys because the Audi had died and Kayla was worried the family was in danger from the cold. Frain said that she did not see Harmony at that time, and it was only Adam, Kayla, and the two boys. Facebook messages exchanged between Matt Gendron (DOB 07/09/1981) and Kayla Montgomery also confirm this date and time

frame, showing Kayla reaching out to Gendron about the Audi having died and being concerned about the cold. December 7–8, 2019 would have been the weekend following the weekend after Thanksgiving—in other words, one week after the weekend Bodero testified that he believed the Montgomerys stayed in his Audi. This corroborates Kayla’s time frame of when they stayed in Bodero’s Audi.

M. Interviews of Courtney O’Brien and Matt Garcia

38. On 01/05/2022, investigators spoke with Courtney O’Brien, who said her husband Matt Garcia had known Adam their entire life. She also said that Adam used to work for her. She related how she and Garcia had seen Adam, Kayla, Harmony, and the two boys Thanksgiving night 2019, and that the family was living out of the Sebring at the time. O’Brien also recalled a conversation she had with Adam sometime between approximately December 2019 and January 2020 during which Adam said Harmony was with her (Harmony’s) mom, that it happened really fast, and Harmony wouldn’t stop peeing her pants and she was better off with her mom.
39. On 01/05/2022, investigators also spoke with Matt Garcia (separately from Courtney O’Brien). Garcia explained that he and Adam met when he (Garcia) was 14 years old. He considered Adam to be a friend. Garcia said that the only time he saw Harmony was on Thanksgiving 2019 when Adam, Kayla, and the kids were living in a car. Garcia told investigators about a phone call he had with Adam on 12/31/2021, which was after news broke that Harmony was missing. Garcia said he asked Adam about the news regarding Harmony, and Adam said he had talked to police that morning. Adam told Garcia he didn’t know why the police were bothering him, and that he gave Harmony back to her (Harmony’s) mother after Garcia had seen her on Thanksgiving. Garcia said, “he [Adam]

said, he goes, the kid [Harmony] wouldn't stop peeing and shitting everywhere. She was driving me nuts. We were living in the car, so I let her, I had her mom come and get her."

Garcia elaborated, speaking as if he was Adam, that Harmony was having her accidents "everywhere, all the time, every five minutes. We were living in a car. I couldn't take it. I had to give her to her mom."

40. The information from O'Brien and Garcia is consistent with Kayla's information that Adam would get upset with Harmony over her bathroom accidents and eventually killed her due to her having a bathroom accident in the car.

N. Finding Harmony Montgomery's DNA in the Chrysler Sebring

41. Investigators located the Chrysler Sebring that the Montgomery family lived in after being evicted from 77 Gilford Street and in which Harmony was killed. This vehicle was the subject of a call for service at approximately 12:11 P.M. on 12/07/2019 at the intersection of Webster Street and Elm Street in Manchester. This is consistent with Kayla's statement in her 06/03/2022 proffer interview that Adam killed Harmony on the day their Sebring broke down. Tow documents show the tow company was on-scene to tow the Sebring from approximately 12:52–1:39 P.M. The Sebring was thereafter treated as an abandoned vehicle, and an Abandoned Vehicle Tracking Report created by Auto City Collision Repair Center for the Sebring noted that later, on 12/16/2019, there was no power to the dash and an attempt to jump-start the Sebring resulted in the car immediately starting to smoke. The Sebring was eventually sold to Hebert's Used Auto Parts in Goffstown, NH, on or about 01/29/2020, where it was located by Manchester detectives on approximately 01/01/2022. The manager of Hebert's Used Auto Parts consented to the seizure and search of the Sebring by Manchester detectives.

42. When the Sebring was searched, inside of the vehicle, investigators located a pink “Trolls” electric toothbrush, which was assigned property number JMT7. This toothbrush was submitted to the New Hampshire State Police Forensic Laboratory (the “State Lab”) for potential DNA analysis. A buccal swab was taken from Crystal Sorey by consent and was also submitted to the State Lab for comparison purposes. Upon completion of the analysis, Katie L. Swango, Ph.D. and Criminalist II at the State Lab, issued a report dated January 19, 2022, where she wrote,

The DNA obtained from the toothbrush (JMT7) is from a biological female. The DNA profile obtained from the toothbrush cannot be excluded as that from a biological child of Crystal Sorey based on a comparison of these DNA profiles only. It is at least 108 billion times more likely to see these genetic results if the DNA profile obtained from the toothbrush is from a biological child of Crystal Sorey than an untested, unrelated, random woman.

It should be noted that Harmony is the only female child of Crystal Sorey. Based on these lab results, there is strong reason to believe that the DNA profile obtained from the toothbrush (JMT7) is that of Harmony Montgomery, and it will be referred to as such herein.

O. Movements of Harmony Montgomery’s Body by Adam Montgomery

a. Harmony’s Body Moved to Kayla’s Mother’s Residence on Dubuque Street

43. In her 06/03/2022 proffer, Kayla explained how Harmony’s body was moved to various locations over the course of the next several months. She stated that after living in Bodero’s Audi in the Colonial Village parking lot, that they then moved in with her mother, Christina Lubin (DOB 03/23/1970), and her mother’s boyfriend, John Galyon (DOB 09/06/1965), at 258 Dubuque Street #1, Manchester, NH. Kayla said that when they arrived at the residence, Harmony’s body, which was still in a duffle bag, was placed inside of a red

cooler with a white top in the common hallway of the apartment building. She stated the body was left there the whole time the family stayed there, until the end of December 2019.

44. On February 18, 2022, Lubin testified before the Grand Jury for Hillsborough County Northern District. During her testimony, she explained that in December 2019, Adam, Kayla, S.M., and D.M. moved in to live with her for two or three weeks, and they left on December 30th or 31st. Lubin said they did not have Harmony with them, and Kayla told her that Harmony had gone back to live with her (Harmony's) mother at a rehab facility in Massachusetts. Lubin testified that during that time frame of December 2019, she was not aware of Adam or Kayla making any effort to get in touch with Harmony or Sorey. She also testified that in that time frame she did not see Adam or Kayla cry about not having Harmony.
45. After Kayla's proffer interview, I travelled to 258 Dubuque St #1 and obtained a consent to search from Lubin and Galyon. I explained to Lubin that I needed to obtain a red cooler with a white lid. Lubin stated the cooler had been in her bedroom closet for close to two years. I asked her if this cooler had previously been in the common hallway and she confirmed it was. Lubin and Galyon consented to the search and seizure of the cooler (pictured below). The cooler was submitted to the State Lab for processing. According to reports received from the State Lab, the results of a screening test performed on samples from the cooler were negative for the presence of blood. In addition, no suitable areas of friction ridge detail were developed on the cooler.



b. Harmony's Body Moved to Families in Transition Shelter on Lake Avenue

46. Law enforcement previously knew, and Kayla confirmed in her 06/03/2022 proffer interview, that after leaving her mother's house the family (Adam, Kayla, S.M., and D.M.) moved into a Families in Transition ("FIT") shelter at 177 Lake Ave. #1, Manchester, NH. This was approximately 12/30/2019. In her proffer interview Kayla said that the Under Armour bag with Harmony's body was brought to the FIT shelter as well. Kayla said that Adam placed it in the ceiling vent in the bedroom. Kayla stated that during this time, there was liquid coming from the bag containing Harmony's dead body, and there was an odor. She said Adam placed a trash bag around the bag to keep it from leaking.

i. Search of the FIT Shelter on Lake Avenue

47. On 06/04/2022, detectives conducted a search of 177 Lake Ave #1. During the search of the apartment, detectives located a ceiling vent in the bedroom, pictured here.



48. Detectives removed the vent in order to check the top side of the ceiling sheetrock. There, next to the opening for the ceiling vent, detectives located a large area of staining. This area is directly next to the ceiling vent where Kayla Montgomery described that Adam Montgomery put Harmony's deceased body in the Under Armour bag. Detectives noted that this area had a smell consistent with decomposition. The photo below was taken by a detective who was standing up in the ceiling vent hole after the vent was removed; the area of staining is circled.



49. A large section of the ceiling sheetrock was removed and seized, which included the stain, metal framing, and the hole for the ceiling vent. The ceiling vent itself was also seized. The photo below shows the area of sheetrock and metal framing that was seized; the area of staining is again circled.



ii. Forensic Testing of the Ceiling Section from the FIT Shelter on Lake Avenue

50. The ceiling sheetrock with the metal framing attached, together with the vent, were submitted to the State Lab for serology, DNA, and latent friction ridge (fingerprint) processing. In a report dated 06/10/2022, Martin S. Orlowicz, Criminalist I at the State Lab, wrote that thirteen areas of friction ridge detail were developed, six on the metal framing attached to the sheetrock and seven on the metal vent itself. In a report dated 07/06/2022, Criminalist Orlowicz noted that not all areas of friction ridge detail were sufficient to be identifiable, and some of the areas contained multiple impressions. In all, Criminalist

Orlowicz noted and analyzed ten identifiable impressions: nine from the metal vent and one from the metal framing.

51. Criminalist Orlowicz matched all nine of the identifiable impressions from the metal vent to Adam Montgomery: three to his left middle finger; two to his left little finger; one to his left ring and middle fingers (simultaneous fingers impression); one to his left index finger; one to his right index finger; and one to his left palm. Both Adam and Kayla Montgomery were excluded from the impression from the metal framing, so that impression was subsequently searched through multiple Automated Biometric Identification System (ABIS) databases. As a result, the impression from the metal framing was identified as the left little, ring, middle, and index simultaneous fingers impression of “Yared B. Lujano Mondrag.” Investigators were able to confirm that an individual named Yared B. Lujano Mondragon was a drywall installer who worked on the 177 Lake Ave. building.
52. On 06/09/2022, the State Lab confirmed that serology testing on the ceiling section produced several positive samples for human fluids. The State Lab attempted DNA analysis on the ceiling section, but it was not successful due to what has been explained to me as the presence of potential inhibitors, which prevented further analysis. Two samples were cut from the area of staining and one from the framing, and they were sent to DNA Labs International in Florida, as was Harmony’s DNA profile as obtained from the toothbrush in the Sebring (JMT7), Crystal Sorey’s DNA profile as obtained via consent, and Adam Montgomery’s DNA profile as obtained via a search warrant. When tested, one of the samples from the stain and the sample from the metal framing had an insufficient amount of DNA, and no further analysis was performed. The other sample from the stain

indicated a mixture of at least two individuals with at least one male contributor. Due to the complex nature of the mixed DNA profile, it was inconclusive for comparison purposes.

53. Subsequently, the decision was made to send the entire ceiling section to DNA Labs International with the expectation that, seeing the section, analysts there would be able to identify the best areas for testing. Prior to sending the ceiling section, the metal framing was removed. When the metal framing was removed, darker staining was observed under some of the metal framing pieces; this staining appeared to have emanated from the area of staining that was first observed, as if the cause of the first area of staining had also wicked beneath the bordering metal framing. The darker staining was thick in some areas and had a texture, and it had a scent consistent with decomposition. In addition, looking at the bottom of the metal framing that was touching the darker staining, it appeared as if the darker staining had adhered to the metal framing as well. The two pictures below show the darker staining under the metal framing. The first picture shows a large part of the original ceiling section that was seized; the area of staining that was first observed is circled, and the locations where the original two samples were cut can be seen in the circle. The dark staining discovered under the metal framing runs horizontally from the top of the circled area. The second picture shows a closer view of the dark staining; the texture can be observed, as can the apparent transfer of the stain onto the metal framing.



54. The ceiling section and removed metal framing were submitted to DNA Labs International for testing. On 08/04/2022, Forensic DNA Analyst Alan Ackroyd-Isales of DNA Labs International issued a report of the analysis of the ceiling sheetrock. The report notes that two samples were collected from the sheetrock, which were then combined into one sample. The DNA profile obtained from the sample indicated at least one female contributor, and was interpreted as two contributors. The report noted,

The DNA profile obtained from the sample is approximately 4.1 billion times more probable if the sample originated from Harmony Montgomery and an unknown person than if it originated from two unknown persons. This analysis provides very strong support for the proposition that Harmony Montgomery is a contributor to the DNA profile obtained from the sample.

The report also notes limited support for the proposition that Crystal Sorey and Adam Montgomery are not contributors to the DNA profile obtained from the sample.

55. Further testing was performed on the ceiling sheetrock. In a report dated 09/14/2022, Forensic DNA Analyst Ackroyd-Isales noted that another sample was taken from the sheetrock, which indicated a mixture of at least two individuals. Harmony Montgomery, Crystal Sorey, and Adam Montgomery could not be ruled out as possible contributors to the mixed DNA profile. The report noted,

The DNA profile obtained from the sample is approximately 1.1 trillion times more probable if the sample originated from Harmony Montgomery and one unknown person than if it originated from two unknown persons. This analysis provides very strong support for the proposition that Harmony Montgomery is a contributor to the DNA profile obtained from the sample.

The DNA profile obtained from the sample is approximately 1.5 times more probable if the sample originated from Crystal Sorey and one unknown person than if it originated from two unknown persons. Therefore, the strength of support for either proposition could not be determined as the likelihood ratio is uninformative.

The DNA profile obtained from the sample is approximately 69 times more probable if the sample originated from two unknown persons than if it

originated from Adam Montgomery and one unknown person. This analysis provides limited support for the proposition that Adam Montgomery is not a contributor to the DNA profile obtained from the sample.

56. Testing was also performed on two of the metal framing pieces. One of the metal framing pieces had an insufficient amount of DNA and no further analysis was performed. A sample from the other metal framing piece provided a DNA profile of at least one contributor. Harmony Montgomery could not be ruled out as a possible contributor to the profile. Crystal Sorey and Adam Montgomery were excluded as contributors to the profile. The DNA profile obtained from the sample is approximately 1.4 trillion times more probable if the sample originated from Harmony Montgomery than if it originated from an unknown person.
57. On 06/23/2022, Kayla participated in a second proffer interview. During her 06/23/2022 proffer interview, she described a time when a maintenance worker came to check the vent in their unit at the FIT shelter (apartment #1) after a complaint from another resident, who Kayla identified as “Paula” from apartment #5. Kayla said that once people at FIT started saying they could smell something, Adam took the Under Armour bag containing Harmony’s body—which was inside of a trash bag—from the ceiling, put it all inside of another trash bag, and then replaced it in the ceiling. Kayla said that once maintenance was called to check the vent, Adam put the trash bags/Under Armour bag/Harmony’s body into the closet. Kayla stated that when maintenance checked the vent, they said it must have been a dead animal or something because they didn’t see anything up there.
58. “Paula” was identified as Paula Maldonado-Febres (DOB 03/11/1998). On 07/28/2022, I spoke with Maldonado-Febres via telephone. Maldonado-Febres said that Adam, Kayla, and their two kids moved in to the FIT shelter about 2–3 weeks after she moved in. She

recalled Adam one time bringing up his daughter, and when asked where his daughter was, he said she was with his mother (Harmony's grandmother). I asked her about a complaint that the Montgomery's apartment smelled, and she said it was her friend "Mandy" who made the complaint. She stated "Mandy" dropped off some clothes for the newborn and noted the apartment smelled. Maldonado-Febres stated that "Mandy" was now deceased. I believe "Mandy" to be Amanda Crosby (DOB 03/28/1986), who Kayla identified as being a female who lived at the shelter who is now deceased.

59. On 06/04/2022, I received a copy of maintenance reports from 177 Lake Ave. One report stated that on 02/05/2020, while the Montgomerys still resided in apartment #1, the residents of apartment #2 noted that there was a slight odor when they turned on the heat. In addition, on 02/21/2020 there was a report of a weird smell coming from the vents inside of apartment #1, which was requested to be looked at. This was the same unit where Adam and Kayla had lived, and it was made just after they moved out.

c. Harmony's Body Moved to Union Street

60. In Kayla's first proffer interview on 06/03/2022, she had stated that after living at 177 Lake Ave. #1, they (Adam, Kayla, S.M., and D.M.) moved to an apartment at 644 Union Street in Manchester. Police were previously in possession of a lease agreement that was apparently signed by Adam and Kayla Montgomery on 02/20/2020 for themselves and two children to lease 644 Union Street, 2nd Floor, Apt. No. 2.
61. Kayla said that when they moved to the apartment at 644 Union Street, they brought Harmony's body with them. She said that Adam put the Under Armour duffle bag with Harmony's body (which was inside of one or two trash bags) into a plastic bin storage container, which was then pushed on a stroller from 177 Lake Ave over to 644 Union

Street. Kayla said that Adam first placed the plastic bin storage container into a closet in the bedroom of 644 Union Street #2. Kayla said that Adam then at one point took the Under Armour bag out of the plastic bin storage container, and that the Under Armour bag was leaking. Kayla said Adam put another trash bag around the Under Armour bag, and placed it into the refrigerator of 644 Union Street #2.

d. Harmony's Body Moved into CMC Maternity Bag

62. Kayla stated that at some point after Harmony's body was in the refrigerator, Adam transferred Harmony's body from the Under Armour duffle bag into a new bag. Kayla stated that this happened in the bathroom. Kayla stated that on the day in question Adam spent four to six hours inside of the bathroom at 644 Union Street #2 with the shower running. Kayla then described Adam as placing Harmony's dead body inside of what she described as a Catholic Medical Center ("CMC") maternity bag. This bag was much smaller than the Under Armour duffle bag, and it would not likely fit Harmony's body unless it was dismembered or grossly distorted. Kayla described an odor coming from the bathroom and saw steam coming from the bathroom when Adam would open the door. Kayla recalled the scent of cleaning supplies in the bathroom when Adam had finished up. Kayla stated that afterwards Adam placed the CMC maternity bag inside of the freezer in 644 Union Street #2. She described the refrigerator/freezer as a standard over/under refrigerator/freezer combo.
63. After Kayla's first proffer interview, investigators obtained an exemplar CMC maternity bag that they suspected might be the same as the one into which Harmony's body had been placed. During Kayla's second proffer interview on 06/23/2022, she identified the bag

shown below as being the same style as the CMC maternity bag into which Harmony's body was placed:



64. In her second proffer interview, Kayla said that Adam actually transferred Harmony's body from the duffle bag to the CMC maternity bag while they were still at 177 Lake Ave. She said that this happened about a day or two after maintenance checked the vent in their unit, and that the bags with Harmony's body were in the closet during that one-to-two day time frame. Kayla said that Adam made the transfer to the CMC maternity bag in the bathroom of apartment #1, zipped the CMC maternity bag shut, and then put it in the closet.

e. Harmony's Body Moved to Portland Pie Company Freezer on Elm Street

65. Kayla stated that she herself then brought the CMC maternity bag containing Harmony's body to Adam's place of work, Portland Pie Company restaurant on Elm Street in Manchester, while they were living at 177 Lake Ave. This was done at Adam's request the same day Adam transferred Harmony's body into the CMC maternity bag. Kayla stated she pushed S.M. and D.M. to Portland Pie Company in a front/back stroller, and the CMC

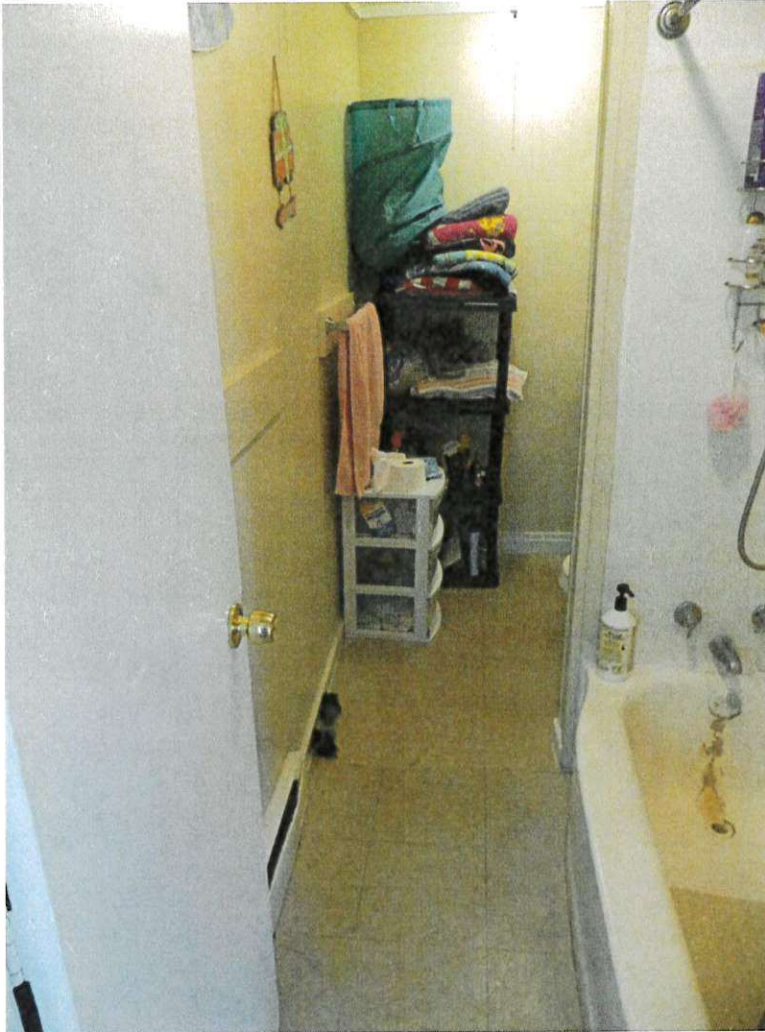
maternity bag with Harmony's body was between the two boys in the stroller. Kayla said Adam kept the CMC maternity bag with Harmony's body in the walk-in cooler at the restaurant for a week or so; the bag was then brought back to 177 Lake Ave. before being brought to 644 Union St. when the family moved.

66. In speaking with former Portland Pie Company employee Cameron Gibney (DOB 08/10/1996) he stated he had worked at the restaurant as a server and front of the house manager until about a month before the restaurant closed. (It should be noted that Portland Pie Company in Manchester closed on or about 03/01/2020.) He recalled seeing the CMC bag in the cooler on a couple occasions on both the floor and shelf but never questioned Montgomery about it since he knew he had children. Gibney described the bag as a "tote with straps" and stated it was possibly white with red or pink. Gibney confirmed he had seen Adam Montgomery and only him handling the bag and bringing it in. On 08/23/2022, Gibney was shown a photograph of the CMC bag and confirmed that was the same bag he had seen in the cooler. Former Portland Pie Company employee Emily Thompson (DOB 03/17/1997) who worked as a delivery driver also vaguely recalled Adam tucking a bag into the cooler but could not remember the details of it. It should be noted that Adam Montgomery worked at the restaurant as a dishwasher and cook between 01/14/2020 and 02/22/2020. These witnesses corroborate what Kayla stated about her bringing Harmony's body in the CMC maternity bag to Portland Pie Company and Adam keeping the bag in the cooler there.

f. Harmony's Body Re-packaged in the CMC Maternity Bag

67. Kayla also advised in the 06/23/2022 proffer that she was actually in the 644 Union St #2 bathroom when Adam took Harmony out of the CMC maternity bag. A photo of the

bathroom follows for reference (this was taken recently and is only for size/layout purposes; the personal possessions in the photo belong to a different tenant and not Adam/Kayla).



68. Kayla stated that Adam took Harmony out of the CMC maternity bag in the 644 Union St #2 bathroom so that he could add lime to the CMC maternity bag to help with the decomposition of Harmony's body. Kayla explained that Adam dumped Harmony's body out of the CMC maternity bag into the shower. Kayla said Harmony wasn't bones; she had skin, teeth, and hair, and Kayla could still tell it was her. Kayla said Adam put about half the bag of lime or a little more into the CMC maternity bag, and she showed with her hands

that the bag of lime was consistent with a 40-pound bag. Based on Kayla's description of this process, Adam had a difficult time fitting Harmony's body back into the CMC maternity bag. Harmony's body was frozen. Kayla saw Adam run the hot water in the shower and tried "squishing" Harmony's flesh to thaw it and make it easier to fit her into the bag. Kayla helped cut Harmony's clothes off of her body to make her fit into the bag better as well. Kayla described Adam eventually pushing and pushing on Harmony's body, and then she heard a bang; she was not able to elaborate on what this bang was. Adam also banged the CMC maternity bag on the floor while zipping it. Kayla said that she also helped zip closed the CMC maternity bag. After the CMC maternity bag finally zipped shut, it went into the apartment freezer. Adam then cleaned up the bathroom with ammonia.

69. On 06/30/2022, Det. Rahill received maintenance records from Dennis Cloutier, who was the maintenance person back when Adam and Kayla lived at 644 Union St. He is also the current maintenance worker. It should be noted that a service request was executed on 02/27/2020 at 644 Union St #2 (where Adam and Kayla lived). The request reads "snake tub" and "fix lever." This service request was five days after Adam's employment ended at Portland Pie Company.

P. U-Haul Rented to Dispose of Harmony's Body

70. Kayla stated that Adam kept the CMC bag with Harmony's body inside of the freezer of 644 Union St. #2 until sometime during the spring of 2020 (she wasn't sure if it was March or May 2020), when Adam rented a U-Haul and during the overnight hours made a trip to an unknown destination to dispose of Harmony's dead body. Kayla stated she did not know the location of where Adam dumped Harmony's body. Kayla stated that Adam returned in the morning hours, but she could not recall an exact time.

71. Kayla stated that around the time that Adam disposed of Harmony's body, they stayed in the Econo Lodge or Comfort Inn in Manchester, NH. She said Adam brought the CMC maternity bag with Harmony's body to the hotel and placed it in the mini-refrigerator in the room. Kayla said that they were accompanied by Travis Beach (DOB 07/26/1984) and his girlfriend who Kayla only knew as "Britney." Manchester Police know "Britney" to be a reference to a specific person; Britney Bedard (DOB 11/29/1990). Kayla recalled that Adam went to rent the U-Haul with either Travis, Britney, or both. Kayla saw the U-Haul from the hotel window, and she described it as a van with large "19.99" on the back, which is consistent with the lettering/numbering on a U-Haul rental vehicle.

72. Kayla said that after the U-Haul was rented, Adam left in the middle of the night at approximately midnight or 1:00 A.M. Adam told her he was leaving and he would be back, and he took the CMC maternity bag. She didn't see him have anything else with him. Kayla said Adam didn't want her to know where he was going "in case something like this happened" (apparently in reference to Kayla proffering this information to police). Kayla said Adam then returned at approximately 5:00 or 6:00 A.M. that same morning. When he returned, he seemed very tired, and he said words to the effect of "it's done." Kayla said she didn't see the CMC maternity bag after that. It should be noted that in Kayla's second proffer on 06/23/2022, her statements were consistent about the U-Haul and did not materially differ from her original proffer.

a. Corroboration of Adam Montgomery Using a U-Haul to Dispose of Harmony's Body

73. Around the time that the Manchester Police Department began looking into the whereabouts of Harmony, the Department established a 24/7 tip line so members of the public could call in with any information. On 02/26/2022, Police Service Specialist

("PSS") Stratton advised that there was a call that came through the Harmony Montgomery tip line. PSS Stratton noted that the tip came from phone number 603-205-5255. I called the tipster, who wanted to remain anonymous. The tipster stated that a Jennily Paris (DOB 11/21/1982) and her boyfriend Travis Beach had come to the tipster's residence a month ago and disclosed that approximately two years ago Adam Montgomery frantically asked Beach if he could rent Adam a U-Haul truck. The tipster stated that Adam did not disclose what the U-Haul truck was going to be used for, but stated that Adam asked Beach in a frantic manner to rent the vehicle.

74. Detective Feliciano located Beach and Paris at 1361 Elm Street in the rear parking lot of the apartment building in their vehicle and attempted to interview Beach. Beach was uncooperative and stated he would not answer any questions unless it was with his attorney or probation/parole officer.
75. On 03/09/2022, Deputy U.S. Marshal Tufts and I made contact with Beach at the Hillsborough County Probation and Parole Office. I asked Beach to tell us about Adam asking for a U-Haul. Beach stated he recalled it was around wintertime of 2019/early 2020. Beach stated that he had run into Adam on the street in the area of Union/Bridge at the convenience store. Adam continued to say, "I fucked up, I'm so fucked." Beach stated Adam wouldn't tell him what he meant when he said, "I fucked up, I'm so fucked." Beach stated he was with Britney Bedard, and Adam was with Kayla and their two boys. Beach was asked if he had ever seen Harmony and he stated he had not. Adam asked them to rent him a U-Haul, and he recalled Britney renting Adam a box truck from the U-Haul on South Willow Street in Manchester. Beach stated they left from there and the next day Britney called U-Haul to make sure Adam had returned it, and he had.

76. Beach stated he had never heard of or seen Harmony, and only knew Adam to have two sons. Beach stated he thought Adam and Kayla were living on the second floor of an apartment on Union Street at the time of the U-Haul incident. Beach was asked if he ever knew Adam and Kayla to have a car, and he stated he had never seen them with a car. Beach was asked why he hadn't been cooperative initially, and he stated once he saw things in the news he put two and two together and thought maybe it was related. As I continued to ask Beach questions, Beach then asked what I was "getting at," and stated he wanted an attorney.
77. On 04/20/2022 Det. Rahill and I interviewed Bobby Johnson (DOB 08/10/1981), an inmate at the Hillsborough County House of Corrections who wished to speak with us about the Harmony Montgomery investigation, specifically in regards to Travis Beach. Johnson has known Beach for seven-to-eight years. Johnson stated he had a conversation with Beach a few weeks prior, at the end of March or beginning of April 2022. Johnson stated they were at a drug house getting high and smoking crack. Beach stated he had something to tell Johnson that was eating at him. Beach stated Adam (Montgomery) was one of his best friends. Johnson stated also present at the time was Beach's girlfriend, Jennily Paris. Beach stated Adam called him and came over to his place, and Adam said he "fucked up," that he "did wrong," and needed his help. Johnson stated Beach's girlfriend then stopped him from saying anything further to Johnson about Adam's statements.
78. Johnson stated the "tone" of the conversation was that Beach was going to say that Adam killed the child and disposed of the body. He stated Beach was saying Adam was asking him for a few days to help him get rid of stuff. Beach stated they drove around the "county" for the next few days getting rid of stuff. Johnson stated that Beach never mentioned "body"

parts,” but that it was stuff wrapped in plastic or plastic bags. Johnson also mentioned Adam asking for “tools and supplies” and included blankets and tarps from Beach. Jennily told Beach not to talk further about it because it could get him in trouble. Johnson felt that Beach was trying to get it off his chest. Beach also stated to him that the police had been looking for him to ask him information. I asked him who else was there during the conversation and he stated just Beach, Jennily, and himself.

79. Johnson added that he believed Beach mentioned the west side of Manchester as areas they went and possibly a street starting with the letter “C.” Johnson also believed Beach was driving when all this happened.
80. On 04/21/2022, Det. Rahill and I interviewed Travis Beach at the New Hampshire State Prison with his Probation Officer, Officer Wright. Beach stated that Adam Montgomery requested that Beach rent a U-Haul for him. Beach did not have a license, so he used Britney to rent the U-Haul for them. Beach stated that Adam and Kayla were picked up from the Orange Street/Union Street area. He stated that they had children with them, but only two children. Beach believed that the weather was starting to get warm but there was snow on the ground, and that this was potentially inside a February/March 2020 timeframe.
81. Beach stated that he was staying at the Comfort Inn around this time and that Adam and Kayla were staying at the Econo Lodge. He advised that during this time when Adam was requesting a U-Haul, Adam approached Beach stating that he “fucked up.” He believed this to be after the U-Haul was rented. Adam never told Beach what he needed the U-Haul for, and Beach never asked. Beach advised that Adam told him that he was having problems with DCYF during this time and that was why they were staying at the Econo Lodge.

82. Prior to the interview concluding, Beach signed a consent to search for his Facebook account after stating he and Adam had used this platform to communicate. Beach provided us with his login information and a preservation was completed for his account, which was identified as Facebook account "tdbeach618". After the preservation was completed, I attempted to log into the account but the login information did not work.
83. In her 06/03/2022 proffer, Kayla explained that the reason why she initially said that the last time she saw Harmony was when Adam dropped her off to work at Dunkin' Donuts was because Adam had told her to say that time frame, and to say that Adam was returning Harmony to her (Harmony's) mother. She said in essence that Adam told her she wouldn't get in trouble if she just stuck to this story.
84. On 06/09/2022, Det. Rahill and I conducted a voluntary interview with Nicole Giles (DOB 01/31/1978), a former tenant of 177 Lake Ave in Manchester, NH. Giles lived at the address during the time period when Adam and Kayla Montgomery were residents there, and was an associate of theirs. Giles remembered going to the Econo Lodge to see Kayla and Adam during the time when Kayla and Adam were living at 644 Union St. She advised that she did not go in the hotel room but believed she dropped something off to them. She also believed this was odd that they were renting a hotel while they also had an apartment in the city.

b. Interview of Britney Bedard

85. On 06/27/2022, Det. Rahill, Deputy Tufts of the U.S. Marshals Service, and I were in Daytona Beach, FL, to try to locate Britney Bedard. With the assistance of the Daytona Beach Police Department, Bedard was located and she agreed to a voluntary interview. We explained to Bedard why we wanted to speak with her. Bedard remembered going to Adam

and Kayla's located at 644 Union St. and playing with one of their children. She was able to pull up a photo she took during that time on her cellphone. The photo was timestamped as 6:02 P.M. on 03/01/2020. Metadata associated with the photo showed a GPS location at 644 Union St. Bedard also provided us with her email address at the time.

86. Bedard believed that around that timeframe she (Bedard) had rented a hotel room at the Econo Lodge. She stated that she believed that she tried to rent a room at the Comfort Inn first, but did not end up renting it due to having to put down a large deposit on the room. She believed that she was refunded for the room and that they then went to the Econo Lodge to rent a room. Bedard stated that when they were at the Comfort Inn with Adam, Kayla, and their kids, she remembers seeing a CMC bag in between Kayla's two children in a stroller.
87. Bedard remembered staying on the 3rd or 4th floor at the Econo Lodge facing the front parking lot in a room with one queen bed. Det. Rahill was able to get the hotel room information for Britney Bedard from Econo Lodge, which showed she rented two hotel rooms for two nights (03/03 and 03/04/2020), one being room 216 and the other being room 313. Det. Rahill later went to the Econo Lodge and confirmed that room 313 was on the front parking lot side (south side) and had one queen bed. Room 216 was on the back parking lot side (north side) and had two queen beds.
88. Bedard believed that at some point she and Beach went to the U-Haul location on S. Willow St. in Manchester to rent a U-Haul. She said that she was in a vehicle, possibly her mother's vehicle, and went into U-Haul to help pay for the transaction. She believed that the transaction was around \$30. She claimed that she did not rent the U-Haul due to her not having a valid license. She thought that a taller skinny white male rented the U-Haul. She

was unsure if it was Adam. She stated that she did remember Adam driving the U-Haul sometime after it was rented. She believed Adam dropped her and Beach off at a 7-11 convenience store, possibly on Queen City Ave. in Manchester. Bedard thought the rental was a smaller 10-foot box truck due to the fact that she had to sit on the ground between the driver and the front passenger. Bedard claimed that this was the only time she was in the U-Haul. Additionally, Bedard remembered the U-Haul being parked along the back side of the Econo Lodge, along the building, on the north side.

c. Records Regarding U-Haul Rental

89. On 06/30/2022, Det. Rahill received contract agreements for 02/29/2020 to 03/5/2020 from Dan Guilmette, who is the Executive Assistant at U-Haul. The contracts were specifically for 10-foot box trucks and vans, due to the fact that Travis and Britney believed the U-Haul that was rented to have been a box truck, and Kayla believed it to have been a van. Det. Rahill was able to locate a rental that had the name "Travis Beach" as the additional contact. The rental began on 03/03/2020 at approx. 5:49 P.M., and ended the next day on 03/04/2020 at approx. 1:47 P.M. The rental was from the 515 S. Willow St. location in Manchester. It was rented by Brendon Middleton (DOB 02/14/1996). It should be noted that according to the Manchester Police Department's in-house information on file, I know that Middleton is reportedly 6 feet tall and approx. 175 pounds, which is consistent with the taller, skinny white male described by Bedard. The total rental mileage was approx. 133 miles. The rental cost was approx. \$32.49, with an additional charge of \$104.74, which according to Guilmette was never paid. Information from U-Haul showed that the \$32.49 was paid via a MasterCard having partial card number 514377XXXXXXXXXX1762.

90. A subpoena was sent to PayPal on 07/20/2022 for Britney Bedard's account information. On 07/27/2022 I received information from PayPal confirming the MasterCard used to rent the U-Haul was in fact Britney Bedard's.
91. Guilmette was able to provide me with the vehicle information for the above-referenced U-Haul rented by Middleton. The vehicle was a 2019 GMC Savana AZ Registration #AJ78147, VIN 1GTW7AFG7K1335673. The GMC Savana is a cargo van, which is consistent with the vehicle described by Kayla. This vehicle is no longer in the custody of U-Haul and was since sold at auction on or about 05/14/2021.

d. Interview of Brendon Middleton

92. On 07/06/2022, Det. Davenport and I made contact with Brendon Middleton at his address in Manchester, NH. Prior to meeting, I spoke with Middleton on the phone and stated I needed to speak to him about a U-Haul. Middleton stated he had rented a U-Haul for a friend awhile back.
93. Middleton ultimately stated that he had picked up Travis Beach and his girlfriend who he later confirmed was Britney Bedard at the Econo Lodge in Manchester a couple years back at night when it was dark out. Middleton stated he drove them to the U-Haul on S. Willow St. to rent a U-Haul because they said they needed to move furniture or something along those lines. Beach and Bedard did not have IDs or a debit card so Middleton helped them rent either a U-Haul van or small box truck using his debit card, which he stated would be a Bank of America debit card. Middleton stated he then drove the U-Haul vehicle to the gas station right next to U-Haul, and Beach and Bedard drove his car and followed. Middleton stated from the gas station, he was unsure of which one of them drove off with the U-Haul,

where it was taken, or what it was used for. I asked Middleton how he would communicate with Beach and he stated it would usually be through Facebook or text message.

e. Travis Beach's Facebook Records

94. Subsequently, I completed a search warrant for one of Beach's Facebook accounts and discovered communication about the U-Haul rental between Travis Beach (tdbeach618) and a deleted Facebook account identified as 100009007885803 ("the 5803 account"), which is known through this investigation to have been used by Adam Montgomery. Previously, a search warrant was obtained for the 5803 account, but according to Facebook it has been deleted and no relevant content is available. However, multiple other individuals have identified Facebook messages they exchanged with the 5803 account as being messages they exchanged with Adam Montgomery.
95. Travis Beach had a couple conversations about assistance renting a U-Haul on 03/03/2020 with Theresa Morrill and the Facebook account "Bckwdsboy Audet." At 11:21:36 EST, Theresa Morrill asked Travis if he was moving after he asked about the U-Haul. Beach stated, "No Adam Montgumery [sic] is".
96. On 03/02/2020 at 13:36:26 EST Beach stated to the 5803 account, "Her mom said a big fat NO sry bubba". On 03/03/2020 at 09:11:58 EST Beach messaged the 5803 account and stated, "Yo we have her mas whip call me ASAP". A short time later, they had a call that lasted approximately two minutes.
97. Travis Beach also had a conversation with the Facebook account "Junn Person". On 03/03/2020 at 19:09:07 EST Beach indicated that he was in room 313 at the Econo Lodge. This information is consistent with the rental and room number we obtained from the Econo Lodge.

98. Below is a conversation from Beach's Facebook records between Beach and the 5803 account (here referred to as Adam) on 03/03/2020 into 03/04/2020 EST:

Adam 22:25:41 EST on 03/03/2020: Yo

Adam 22:27:46 EST: If you are awake call me

Adam 22:27:51 EST: Need to talk

Travis 03/04/2020 00:42:52 EST: Hey can we use the U-Haul for like 10 mins

00:43:52 EST: Adam missed a call from Travis

03:35:15 EST: Travis missed a call from Adam

Adam 03:35:38 EST: Know what's up bro hit me up

03:37:21 EST: Travis missed a call from Adam

03:38:37 EST: Travis missed a call from Adam

03:40:41 EST: Travis missed a call from Adam

03:44:40 EST: Travis missed a call from Adam

03:46:15 EST: Travis missed a call from Adam

03:47:25 EST: Travis missed a call from Adam

03:49:55 EST: Travis missed a call from Adam

03:51:52 EST: Travis missed a call from Adam

03:52:05 EST: Travis missed a call from Adam

03:53:15 EST: Travis missed a call from Adam

06:59:20 EST: Travis missed a call from Adam

Travis 12:16:38 EST: Yo plz let me know when I can come by and grab my stuff
cause we only have the car till 130 thank u bubba

12:18:33 EST: Adam missed a call from Travis

[There are then calls/video chats between Adam and Travis which are short. They are between 12:22:18 EST and 12:57:34 EST.]

Travis 14:47:12 EST: Pro what UHALL did y drop it off at cause he just got a text saying the van was supposed to be back at 2 so plz let me know wtf is going on

Travis 14:47:34 EST: ASAP

Adam 19:08:20 EST: I dropped it of on a Willow my word

Adam 19:08:44 EST: Please don't message me stuff like this on FB again

Travis 19:33:10 EST: Um ok my bad won't happen again bubba

21:26:58 EST: Travis missed a call from Adam

Adam 21:27:16 EST: Yo bro can you call me please I need to talk to you it's important very important please call me

f. Travis Beach's Proffer Interview

99. On 08/09/2022 a proffer interview was conducted with Travis Beach with his attorney present. During the interview he confirmed re-connecting with Adam and Kayla Montgomery at the Mall of New Hampshire in Manchester, NH. He stated that over approximately one-week period he and Britney went over Adam and Kayla's apartment at 644 Union Street in Manchester to use drugs. Beach stated this was right before he turned himself into his probation officer on 03/05/2020. Beach stated Adam asked him for help in person renting a U-Haul and he and Britney assisted in doing so. Beach confirmed the U-Haul was rented on S. Willow Street in Manchester for Adam. Once the vehicle was rented, it was brought to the Econo Lodge by Beach and Britney Bedard where the keys were turned over to Adam. Beach denied driving the vehicle after the keys were turned over to

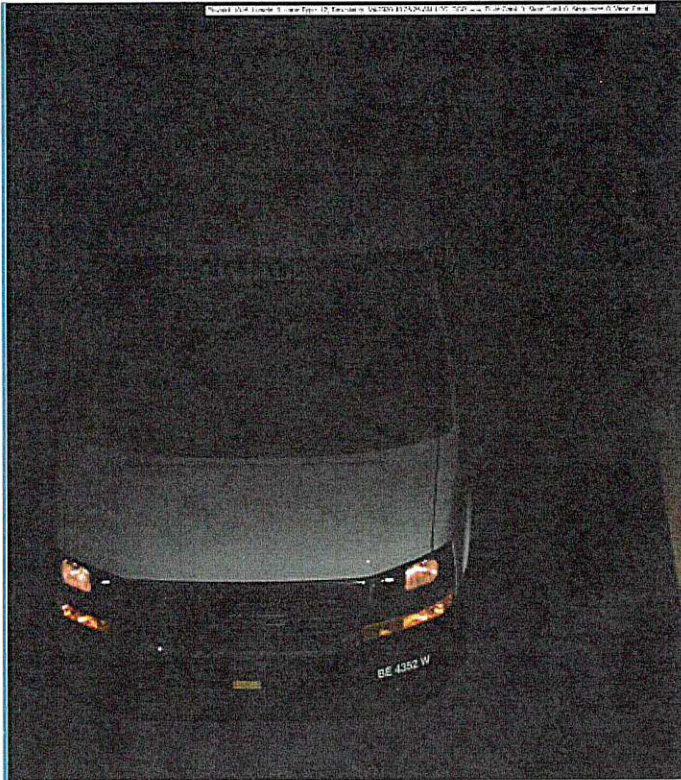
Adam. Beach confirmed during the interview that he would communicate with Adam through Facebook messenger.

g. Massachusetts Department of Transportation Records for U-Haul

100. On 07/20/2022, I received information from the Massachusetts Department of Transportation (“MassDOT”) regarding three toll violations involving the above-referenced specific U-Haul van (AZ reg. AJ78147) during the time that it had been rented by Middleton. The three violations occurred at the following date/time/locations:
- a. 03/04/2020, approx. 04:44:21 A.M. EST, Tobin Bridge Local - North
 - b. 03/04/2020, approx. 04:45:28 A.M. EST, Tobin Bridge Local - South
 - c. 03/04/2020, approx. 05:25:25 A.M. EST, Tobin Bridge Local - North

These times on 03/04/2020 are consistent with the timeframe described by Kayla as to when Adam was using the U-Haul to dispose of Harmony’s body.

101. The information from MassDOT included photographs taken at the times of the violations; the photographs for all three violations clearly show a U-Haul van with AZ license plate AJ78147. Some of the photographs also show the windshield of the U-Haul from the front; however, in the photographs it is not possible to identify any occupant within the U-Haul van or even to definitively tell how many occupants there may have been. Employees from MassDOT have explained to me that the top half of these photos (which includes the windshield) is intentionally and automatically distorted for privacy reasons, and the original un-blurred version of the photographs have been deleted. Below are photographs from MassDOT of the front and back of the U-Haul van from the 05:25:25 A.M. toll violations:



Q. Forensic Testing of Locations Where Harmony Montgomery's Body was Stored

102. As noted previously, the U-Haul van Adam used to dispose of Harmony's body was sold at auction on or about 05/14/2021. The current owners of the U-Haul van were identified as Robert "Bob" Wood (DOB 07/03/1955) and his son Joshua Wood (DOB 02/27/1983), both of Lancaster, PA. Bob and Joshua Wood consented to a search of the van, which had been repurposed for use in their business "Woods Cleaning Services." On 09/11/2022, Manchester detectives traveled to Lancaster, PA to process the van. The van was processed with Blue Star, which is a chemical agent used to detect hemoglobin (a molecule present in blood) on surfaces where it may not be visible to the naked eye. When the van was processed with Blue Star, there appeared to be a reaction on the right side of the interior step on the driver's side, a faint reaction on the passenger's side floorboard, and two reactions approximately halfway up the back of the passenger's seat along the side of the seat closest to the door. Each of these areas was swabbed, and the swabs are pending further forensic testing.
103. On 06/14/2022, 644 Union Street #2, Manchester, NH was searched pursuant to a search warrant. Multiple items of potential evidentiary value were seized from the apartment. One item was the sole refrigerator in the apartment, which was a standard over/under freezer/refrigerator unit.
104. There were some indications from the owner of 644 Union Street that the refrigerator seized from apartment #2 on 06/14/2022 may not have been the same refrigerator that was there when Adam and Kayla lived in the apartment; however, he was unable to definitively say whether or not it was a different refrigerator. On 09/08/2022, Manchester detectives processed the seized refrigerator with Blue Star. Upon processing, there appeared to be a

small reaction to the Blue Star on the bottom right of the interior of the refrigerator, and three significant circular reactions, together with some smaller reactions, on the bottom of the interior of the refrigerator. Each of these areas was swabbed, and the swabs are pending further forensic testing.

105. As noted previously, records showed that Britney Bedard rented rooms 216 and 313 at the Econo Lodge for two nights (03/03 and 03/04/2020). In addition, messaging from Travis Beach's Facebook account shows that he and Bedard were in room 313. This means it is likely that Adam and Kayla Montgomery were in room 216; this room faced the rear (north side) of the Econo Lodge, which is consistent with information from Kayla about the room she and Adam stayed in.

106. On 07/11/2022, Manchester detectives went to the Econo Lodge to search room 216 on consent from the hotel owner/general manager. The search focused on the mini-fridge in the room based on Kayla's statements that the CMC maternity bag with Harmony's body was placed in the mini-fridge of the room where they stayed prior to Adam disposing of the bag. The mini-fridge was processed with Blue Star, which showed a small, quick reaction underneath the interior freezer space, a small, quick reaction on the area of the interior door where it has "can holders," and a small, quick reaction on the bottom of the door. Each of these areas was swabbed, and the swabs are pending further forensic testing.

107. To date, Harmony's remains have not yet been located.

CONCLUSION


108. Based on the forgoing facts and circumstances, there is probable cause to believe that Adam Montgomery committed the crimes of second degree murder, tampering with witnesses and informants, falsifying physical evidence, and abuse of corpse. Therefore, I

respectfully request that an arrest warrant be issued against Adam Montgomery (DOB 01/22/1990) for the following charges:

- a. one count of second degree murder contrary to RSA 630:1-b, I(b) in that he recklessly caused the death of Harmony Montgomery (DOB 06/07/2014), a person under 13 years of age, under circumstances manifesting an extreme indifference to the value of human life, by repeatedly striking Harmony Montgomery on the head with a closed fist; and
- b. one count of tampering with witnesses and informants contrary to RSA 641:5, I(a) in that he, believing that an official proceeding, as defined in RSA 641:1, II, or investigation was pending or about to be instituted, he purposely attempted to induce or otherwise cause Kayla Montgomery to testify or inform falsely; and
- c. one count of falsifying physical evidence contrary to RSA 641:6, I, in that he, believing that an official proceeding, as defined in RSA 641:1, II, or investigation is pending or about to be instituted, he purposely altered, destroyed, concealed or removed the body of Harmony Montgomery with a purpose to impair its verity or availability in such proceeding or investigation; and
- d. one count of abuse of corpse contrary to RSA 644:7 in that he purposely and unlawfully removed, concealed or destroyed the corpse of Harmony Montgomery or any part thereof.

Signed under the penalty of perjury, the penalty for which may include a fine or imprisonment or both.

DATED: October 21, 2022


Detective John Dunleavy
Manchester Police Department