

REC'D T/C W/MR. & MRS. MOONEY

Ref: 21RIX1-1408-OF

RECORDED TELEPHONE CALL

DATE: (Not Stated)

TIME: (Not Stated)

INTERVIEW OF: Mr. and Mrs. Mooney

INTERVIEW BY: Detective Lieutenant Matthew Salisbury
Rhode Island State Police Financial Crimes Unit
And
Assistant Attorney General John Moreira
Rhode Island Office of the Attorney General

SUBJECT: 20RIX1-1408-OF

[Recording begins mid interview]

R. MOONEY: We never met with them officially ever, just the signature was on, you know, the sales agreement, and—and—and he said he had to do a lot of work, so we kept on reducing the price. I—off the top of my head, I, I think it was like, 40 or 50,000, the original price. So we said: Well, sell it. Try to even get that. And then eventually it got down to 20. Because he said: I gotta put the sewerage in and whatnot. And—and, and then the last time, or within a year, and we said: This is the last extension we're giving you. It's 20,000, but you want us to sell it to 15. We'll go 17.5, and that's it. Final.

DET. LT. SALISBURY: Mm.

MR. MOONEY: So, anyways, he accepted it. And I didn't think he'd ever get it done, so.

DET. LT. SALISBURY: Now, --

MR. MOONEY: I mean, accept it, you know.

MRS. MOONEY: And what did we get?

R. MOONEY: Well, out of the closing and all that you're gonna get a statement anyway showing the closing, so you'll see what we got. It ended up like 13,000--

DET. LT. SALISBURY: Right.

R. MOONEY: -- not quite. But anyways. Yup. And we owned it for (laughs) for a number of years I'll tell ya.

MRS. MOONEY: We--

MR. MOONEY: At least 30 or 40 years, you know. So.

DET. LT. SALISBURY: Do you—Do you remember what year you moved to that property? Or you--

MR. MOONEY: We moved?

DET. LT. SALISBURY: -- moved—You lived on 55.

MR. MOONEY: Yeah, we lived on 55, right next door.

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DET. LT. SALISBURY: Mm hmm. So you...

MR. MOONEY: We—In fact, at one time there were—I bought the s--, the lots from the town that run in the back of us. There's a paper street back there, you know.

DET. LT. SALISBURY: Right.

MR. MOONEY: Um, ...

DET. LT. SALISBURY: You -- So that would have been what, the '70s when you purchased that?

MR. MOONEY: Oh no. Um.

MRS. MOONEY: The '70s?

MR. MOONEY: No, not that one.

MRS. MOONEY: God. Can you look it up?

MR. MOONEY: Yeah.

DET. LT. SALISBURY: Well, we can—we can look it up. I was just curious.

MRS. MOONEY: N-, no, he was gonna look it up. Oh...

MR. MOONEY: Okay.

A.G. MOREIRA: And then do you remember when you sold it? When you sold the house.

MR. MOONEY: Yes, we sold—We, we bought it for 30, plus an extra 1,000 for speci--, extras, 31, and we sold it for 259. And I --

A.G. MOREIRA: Good for you.

MR. MOONEY: -- got the date on that somewhere.

MRS. MOONEY: That's our house.

MR. MOONEY: That was--

DET. LT. SALISBURY: Right.

MR. MOONEY: -- our house we--

DET. LT. SALISBURY: Right.

MR. MOONEY: -- sold, 259.

DET. LT. SALISBURY: When—when did you sell that house?

MR. MOONEY: Okay. Um, just hold on.

MRS. MOONEY: When did we sell...? Hold—Hold on, sir. He's—he's gonna get the paper.

DET. LT. SALISBURY: Okay.

A.G. MOREIRA: Sure.

DET. LT. SALISBURY: Mrs.--, Mrs. Mooney, I didn't—I didn't mean to, to upset you, I'm sorry.

MRS. MOONEY: No, that's all right. Because I—I'm thinking: my name is in the paper. Because my brother-in-law

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sends us copy of the paper, and-

DET. LT. SALISBURY: Yeah.

MRS. MOONEY: -- I'm saying, oh my God, we didn't do a damn thing wrong.

DET. LT. SALISBURY: No, you didn't. But your famous now.

MRS. MOONEY: Oh (chuckles). What--

DET. LT. SALISBURY: Just--

MRS. MOONEY: -- a way to get--

DET. LT. SALISBURY: Just --

MRS. MOONEY: -- famous. Please...

A.G. MOREIRA: Yeah, just for selling a lot (chuckles)

MRS. MOONEY: Oh God.

DET. LT. SALISBURY: So, let me--

MRS. MOONEY: We only--

DET. LT. SALISBURY: -- let me--,

MRS. MOONEY: -- bought it--

ET. LT. SALISBURY: -- let me ask you. You just made the statement you didn't think that you—you could build on it or you—you didn't--

MRS. MOONEY: No.

DET. LT. SALISBURY: -- think you could sell it. Why not?

IRS. MOONEY: Yeah. Because I didn't know who would want it if you couldn't build on it. And that realtor came and got me and said, you know, we were going to literally buy your land, somebody wants to buy it. So, I told my husband ... Hold on.

MR. MOONEY: No, you can tell him.

MRS. MOONEY: Okay. And...

MR. MOONEY: We s--

MRS. MOONEY: -- we sold—

MR. MOONEY: We settled it, on October 1st, 2014.

MRS. MOONEY: What, we—we bought that house?

DET. LT. SALISBURY: For the house. Right.

MRS. MOONEY: With our house?

MR. MOONEY: Our house.

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MRS. MOONEY: Our house. Yeah.

MR. MOONEY: So, -- Yeah.

RS. MOONEY: And then she got in touch with us—I don't know what year—and we've been paying taxes...

MR. MOONEY: We've been haggling for the last three to four years. Three years at least.

DET. LT. SALISBURY: Do you know who the realtor was?

MRS. MOONEY: Yeah.

MR. MOONEY: Who—who the realtor was for this?

MRS. MOONEY: Yeah. To—For us to sell the land you mean?

DET. LT. SALISBURY: Correct.

MRS. MOONEY: Yeah, what was her name, the realtor?

MR. MOONEY: Um, --

MRS. MOONEY: That was just—What was her name?

MR. MOONEY: It looks like, I don't know, ...

MRS. MOONEY: Let me see.

MR. MOONEY: -- Lynn J. Andreoni (phonetic) Incorporated, Attorney at Law. Um, --

MRS. MOONEY: No. No, he wants to know about our land. Our land or the land that...?

MR. MOONEY: No, the house.

DET. LT. SALISBURY: No, no, no, --

MRS. MOONEY: The hou—

DET. LT. SALISBURY: -- I'm sorry. Yeah, the land at 45 Canning Street. Who was the realtor that called you...

MR. MOONEY: Oh, --

MRS. MOONEY: Hold it. Hold on.

MR. MOONEY: I don't know. I ...

MRS. MOONEY: [Indiscernible]

MR. MOONEY: I kept on going to the town--, Uh, I bought it from Matt Brady. I don't know if you know who he was,--

MRS. MOONEY: Yeah. But he wants the land. What was--? What's her name?

R. MOONEY: [Indiscernible] I bought it from Matt Brady. I don't know if it was no realtor, I dealt with Matt Brady.

MRS. MOONEY: Yeah, but the one that just bought it from ...

DET. LT. SALISBURY: The lot. Yeah.

MRS. MOONEY: The lot. The lot.

MR. MOONEY: Silva.

RS. MOONEY: Oh, Silva bought it for her. And it was just um, the realtor who come and said she wants to sell it because this

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man wants to buy it.

DET. LT. SALISBURY: Right. Right. So, --

MRS. MOONEY: [Indiscernible]

DET. LT. SALISBURY: So he—So he contacted the realtor. Do you—do you know who that—

MRS. MOONEY: Right.

DET. LT. SALISBURY: -- realtor was?

MRS. MOONEY: Yeah, he—he contacted the realtor. Yeah.

MR. MOONEY: Who?

MRS. MOONEY: The guy who owned—

MR. MOONEY: Tony.

MRS. MOONEY: Tony. Yeah, Tony.

IR. MOONEY: Yeah, he got in touch with the realtor. I don't know, maybe she got in—There was a sign up. I mean, he built something the other en--, end of the street, so he must have been around the area. You know, he lived in Woonsocket, so.

A.G. MOREIRA: But who was the realtor that contacted you?

MRS. MOONEY: What's her name?

MR. MOONEY: Um.

MRS. MOONEY: Hold on. (chuckles) MR. MOONEY: (chuckles)

A.G. MOREIRA: Take your time. Take your time.

MR. MOONEY: Her name is --

MRS. MOONEY: Cindy—

IR. MOONEY: Cindy Antonelli. And it's—I think she's in Gloucester area. But anyways, her and her daughter have a realty office up there.

A.G. MOREIRA: Okay. Excellent.

MRS. MOONEY: (chuckles) I think it isn't where he said it is, it's o—Oh [Indiscernible] ...

DET. LT. SALISBURY: That's—that's okay, we'll—we'll find her.

MRS. MOONEY: Okay. Okay. Yeah. I mean I said, I've never done anything wrong (chuckles)

A.G. MOREIRA: We have—We have no reason to think you did.

DET. LT. SALISBURY: No.

(cellular phone beep / tone)

DET. LT. SALISBURY: Uh oh.

A.G. MOREIRA: Oh boy. Maybe they hung up.

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DET. LT. SALISBURY: (laughs) She hung up.

(telephone ringing)

MR. MOONEY: I don't know what happened.

DET. LT. SALISBURY: That's okay. That's okay. No, um, so you—you never ever spoke to Mr. Silva.

MR. MOONEY: Well, let me say I know who he is.

DET. LT. SALISBURY: Mm hmm.

MR. MOONEY: On Canning Street there's a big hill – I don't know if you own any property that drops off, --

DET. LT. SALISBURY: Right.

MR. MOONEY: But the kids were flying over that when we were—lived there. And one day he came up and he was walking the area to see what he could do. And he says to me: Hey, you just talk like your brother (chuckles) My brother was on the force with him, so.

DET. LT. SALISBURY: Oh, okay.

MR. MOONEY: But—But talking—We never talked anything about the property, [Indiscernible] It, it wasn't even for sale and no—nobody ever questioned us about us--,

DET. LT. SALISBURY: Okay.

MR. MOONEY: -- you know, buying—uh, selling it. So.

DET. LT. SALISBURY: Right. So—so there wasn't a time when either you or Mrs. Mooney told Tony that if the town objected to the --

MR. MOONEY: No.

DET. LT. SALISBURY: -- the building, or, or putting a house on there that you would sue them.

MR. MOONEY: N-, No. N-, nothing ever happened like that. Never ever. Like I said, we never even talked to him. And the only thing was the e-mails and—

DET. LT. SALISBURY: Right.

MR. MOONEY: -- and back and forth that him and his wife signed, and she had to keep signing and extending. We gave it to them for two years; then another year; then -- or whatever.

DET. LT. SALISBURY: Do you still have those emails?

MR. MOONEY: No (chuckles), I don't keep any of that.

DET. LT. SALISBURY: Okay.

MR. MOONEY: Oh—Oh, yes I do. I, I mean, I got the paperwork, yeah, that we sent back and forth, yeah.

DET. LT. SALISBURY: All right. Could you have Bob Donnelly, could you s--, give that to Bob to send to us?

MR. MOONEY: Okay.

DET. LT. SALISBURY: And we're—we're interested in getting a copy of the purchase and sales agreement on 45 Canning Street, and I think you're going to have to give Bob permission to release that to us.

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MR. MOONEY: O-, Okay.

DET. LT. SALISBURY: All right?

MR. MOONEY: All right.

MRS. MOONEY: Well we can mail it to him.

MR. MOONEY: What?

MRS. MOONEY: Do you want us to mail to him?

MR. MOONEY: No. No. Get it from Bob.

A.G. MOREIRA: And when you were first contacted by the realtor, was that roughly do you think 2017?

MR. MOONEY: Um,...

A.G. MOREIRA: Does that sound... possible?

MR. MOONEY: Yeah, it sounds--, It's at least—at l--, It's at least three or four years. You know.

A.G. MOREIRA: Okay. And then in terms of, you know, filling out the form for the permit for DEM, do you—did you guys --

MR. MOONEY: We never ...

A.G. MOREIRA: -- fill that out?

MRS. MOONEY: No. We never filled out a payment.

MR. MOONEY: Yeah, some—some of the [Indiscernible] – some of the [Indiscernible] they send up you-she just had to sign her name and s--, I don't know. I'm not exactly sure what's in there, but --

A.G. MOREIRA: Okay.

MR. MOONEY: I mean, I got—I got two folders full of it, so.

A.G. MOREIRA: Okay. Yeah, the--, I mean, these are just kind of the general questions we wanted to ask you. So you weren't involved in getting like a consultant about the land or anything like that.

MR. MOONEY: No.

MRS. MOONEY: No.

MR. MOONEY: None whatsoever.

A.G. MOREIRA: Okay. And you didn't pay anybody for any consulting or zoning or anything--

MR. MOONEY: No, s...

A.G. MOREIRA: -- like that.

MR. MOONEY: No.

A.G. MOREIRA: Okay. Just—just making sure. Um, --

DET. LT. SALISBURY: All those—All those years that—that you lived there, was there always a, a flooding issue in that area?

MRS. MOONEY: We never had flooding.

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IR. MOONEY: There really wasn't. Um. I wouldn't call it flooding. But I mean, just to give you some other background. The last, I don't know, I'm guessing at this thing. But anyways, um, -- I hate to use names, but one of the builders in Cumberland was a buyer by the name of McKee. And he put—he put three houses and k--, up on the top of Canning Street: one next to my—our lot that we owned; one almost behind us; and one on the hill. And he put a—had a contract--, No, he had a, a, I don't know, a piece of equipment putting a new pipe in there. And I thought it was close to our land, or on it, but I didn't—didn't say anything, because I wasn't gonna stop... And then he put a few drains that would drain down from a, a higher lane [sic]—a le--, a h--, hill down into there too. So. So, that didn't help the situation. But.

DET. LT. SALISBURY: Right.

IR. MOONEY: I'm not blaming him that's why it got wet. You know, there's—like I said, there's a paper street back there. And what it is, it's—it rises maybe three feet higher than the level of the land, you know what I mean, a little—it looks like someone had—was gonna put a dirt street in there, --

DET. LT. SALISBURY: Right.

MR. MOONEY: -- you know.

DET. LT. SALISBURY: Right.

IR. MOONEY: And then behind there, there's a pond. And sometimes it would be full and sometimes there'd be nothing in it, you know.

DET. LT. SALISBURY: Mm hmm.

MRS. MOONEY: And we used to skate on it...

MR. MOONEY: Yeah. / MRS. MOONEY: -- (chuckles)

DET. LT. SALISBURY: Did—did the, the runoff from 45 Canning Street, did that—was that piped underground underneath that paper road do you know?

MR. MOONEY: I, I don't--, No, it didn't go all the way back.

DET. LT. SALISBURY: Okay.

MR. MOONEY: No. I don't think so.

DET. LT. SALISBURY: Okay.

IR. MOONEY: And also, I don't know the history of the town, but anyways, not directly across from that lot, but to the right of it on the other side of the street, they used to have water problems. And, and they had a pipe that ran underneath the road and came out on 45 --

DET. LT. SALISBURY: Right.

MR. MOONEY: -- on the property we had.

MRS. MOONEY: We never complained.

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R. MOONEY: And—No, we never complained about it. But um, -- Or did we? I don't know. At, at one time, and I'm . . . giving you history again, when I got the town tax on that one year, they, you know, as they have to do it, what was it, every five or ten years they gotta re-do it, --

DET. LT. SALISBURY: Right.

IR. MOONEY: -- it went up significantly. And I said, we're never gonna build on that. And I went to the—and had a meeting with the town, and they reduced it. So.

DET. LT. SALISBURY: I, I just...

MR. MOONEY: That's why we didn't think it would ever sell, you know.

DET. LT. SALISBURY: I have—

MR. MOONEY: We would—

DET. LT. SALISBURY: I'm sorry.

IR. MOONEY: We w--, get to the point where we were going to say: Let them—Let them--, I had other friends that lived up there; they owned that—on that paper street on the other end, but on a much lower level, and he just gave it back to the town. That—And that was years ago too.

DET. LT. SALISBURY: Mr. Mooney, if you can remember, you s--, you sold your house to Michelle Burgoyne.

MRS. MOONEY: Yes.

DET. LT. SALISBURY: Okay.

MR. MOONEY: The what?

DET. LT. SALISBURY: Was there a reason why you didn't also sell her 45 Canning?

MRS. MOONEY: Why--?

IR. MOONEY: Why we didn't? Oh. Oh. The reason was we didn't want anybody to build on it while we were living there.

DET. LT. SALISBURY: You--, Right.

IR. MOONEY: And—And when we sold the property, I included the other seven lots, but I didn't include those [Indiscernible] Those when I bought were 25 x 100 I guess, you know, or whatever.

DET. LT. SALISBURY: Right.

MR. MOONEY: They were only 20 feet wide. And the whole thing—everything was 25 feet.

DET. LT. SALISBURY: Okay. Yeah, it just—it, it seemed a little odd to me that if she was buying your house, why—why she wouldn't buy that piece of uh, that...

MR. MOONEY: Well, we offered it after, later, at a later date. And she said no way.

DET. LT. SALISBURY: Okay.

MR. MOONEY: (chuckles)

MRS. MOONEY: So, she's the one—she's the one who started it.

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MR. MOONEY: Oh, okay.

MRS. MOONEY: (chuckles) I don't know her, so I s... Oh God.

DET. LT. SALISBURY: Okay. I, I think J—

A.G. MOREIRA: Yeah.

DET. LT. SALISBURY: Are you all set John?

A.G. MOREIRA: I think so. Mrs. Mooney, just to make sure we had—you had—you had said right in the beginning there that you didn't—you thought that that lot that you didn't sell in 2014, that was something you could never build on? That was—

MRS. MOONEY: Right.

A.G. MOREIRA: That was your impression?

MRS. MOONEY: Right.

A.G. MOREIRA: Okay.

MRS. MOONEY: Right. But...

MR. MOONEY: And like I said, then the case of having the, the, the town lower the taxes on it at another time, you know.

MRS. MOONEY: Yeah.

DET. LT. SALISBURY: Oh okay. Right.

MRS. MOONEY: And I told—And I told the—We told the realtor that, right? And he said, 'They're not gonna be able to build on there...'

MR. MOONEY: Yeah. Yeah.

MRS. MOONEY: She says, 'Well they want to try.' So I said, 'Okay.' So we just got our check the other day.

MR. MOONEY: Okay. Never mind. Never mind.

DET. LT. SALISBURY: Yeah. Well, enjoy that money.

(laughter)

DET. LT. SALISBURY: That's — That comes with—That comes with your new fame.

(MRS. MOONEY / CHUCKLES)

MR. MOONEY: The best—The best thing I heard, you know, our, our daughters are so helpful helping us with this, --

A.G. MOREIRA: That's great.

MR. MOONEY: She said,-- She was talking to one of the lawyers and she said, 'Do they have any recourse? Do they have any recourse?' She said this Latin saying; I don't know exactly what it is, but it means buyer beware.

DET. LT. SALISBURY: Right.

MR. MOONEY: So.

DET. LT. SALISBURY: Right.

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MR. MOONEY: He owns it, not us.

DET. LT. SALISBURY: Do—do your daughters still live in Rhode Island?

MRS. MOONEY: Yeah.

MR. MOONEY: Well, one does.

MRS. MOONEY: One does.

IR. MOONEY: One does. And one lives in--, Well, she just moved from North Kingstown to a house and it's down in Charlestown.

DET. LT. SALISBURY: Right.

MR. MOONEY: And the other one's in San Francisco.

DET. LT. SALISBURY: Oh, I see. The one that still lives in, in Rhode Island, would—would you mind giving us her name?

MR. MOONEY: No, I don't mind.

DET. LT. SALISBURY: Okay.

IR. MOONEY: Cindy, C-I-N-D-Y Normand, N-O-R-M-A-N-D. Sh--, It, it might be even on the town records. Well, maybe they changed it. But they used to send, you know, like the um, fire tax each year, and they used to send the, the regular property tax each year to a s--, address in North Kingstown. But um, she just—she just moved in within the last—

MRS. MOONEY: She just moved...

MR. MOONEY: -- maybe less than a month, I don't know, a month—

DET. LT. SALISBURY: Yeah.

MR. MOONEY: -- you know.

DET. LT. SALISBURY: Down -- down in Charlestown.

MR. MOONEY: Correct.

DET. LT. SALISBURY: Okay.

MRS. MOONEY: How did you know?

MR. MOONEY: No, I just told ...

MRS. MOONEY: You did? Oh, okay.

MR. MOONEY: See how good she is [Indiscernible / voices overlapping] ...

DET. LT. SALISBURY: No, no, no. Yeah. Well, I'm good—My job, that's how I know.

(laughter)

DET. LT. SALISBURY: All right, we're—we're—we're very happy that you called us back and it's useful information. And I'm sorry again if I scared you half to death. So,--

MR. MOONEY: Yeah.

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ET. LT. SALISBURY: -- we, we shouldn't have to reach out to you again. But if we do, we'll call Bob first. How's that?

MR. MOONEY: Okay.

MRS. MOONEY: Okay. Thank you.

DET. LT. SALISBURY: All right. Take care.

A.G. MOREIRA: Take care.

DET. LT. SALISBURY: God Bless.

A.G. MOREIRA: All right. Thank you very much.

MR. MOONEY: All right. Thank you.

DET. LT. SALISBURY: All right. Bye-bye.

MR. MOONEY: Bye-bye.

(end of recorded telephone call)

STATEMENT TAKEN BY:

WITNESSED BY:
