

1 she is, the evidence will show, she is hysterical, and
 2 after doing so she calls 9-1-1. You will hear that Ken
 3 Swedberg comes out almost immediately to the scene
 4 driving his four-wheeler and he sees his brother's
 5 lifeless body lying there. He checks for signs of life
 6 but there are none. He sees that and hears that his
 7 sister-in-law, Leslie, is having trouble speaking on the
 8 phone, and he takes over the phone and he speaks to the
 9 9-1-1 dispatch person, and he talks to them for a short
 10 period of time and tells them what is going on. Two
 11 White Earth officers are dispatched to the scene that
 12 morning.

13 Officers Nick Stromme and Scott Brehm are
 14 immediately sent to the scene. When they arrived at
 15 Chad and Leslie's residence they are met by Ken Swedberg
 16 on his four-wheeler and he tells them, excuse my
 17 language, he tells them, he is dead. Chad is fucking
 18 dead. He tells them what he thinks what it was. He
 19 thinks it might be a heart attack. The evidence will
 20 show that Ken Swedberg showed no blood. The officers
 21 take Ken Swedberg's four-wheeler, and as they approach
 22 the scene, he gives them direction to where the camp is.
 23 And as they approach the scene they see Leslie Fain.
 24 They see she is crying and hysterical and upset. She is
 25 not standing right next to her husband's body. And

1 Leslie points out to them where her husband is lying,
 2 and the officers see Chad Swedberg lying on his back,
 3 his eyes open. There is no signs of blood.
 4 Officer Stromme feels for a pulse and there is no pulse.
 5 He feels the Defendant's body is still somewhat warm.
 6 And they ask Leslie what happened. The evidence will
 7 show they have a difficult time understanding her, but
 8 she tells them she heard two shotgun blasts, she got
 9 worried, she tried to call him on his cell phone and he
 10 didn't answer and she came out there and found him.

11 Officer Brehm notices there is no color in
 12 Chad's face. He also feels his body on his chest, feels
 13 that the body is still warm, and the two of them decide
 14 to check the body. One officer is on one side and the
 15 other is on the other. They tilt the body up, going
 16 from the left to the right, they don't lift, they tilt
 17 it and they look under there, and Officer Stromme sees
 18 no visible signs of injury. They place the body back
 19 down. Officer Brehm tilts the body from the right side
 20 up and looks, doesn't see anything but there is a tuft
 21 in the Carhart jacket and he can't tell exactly at that
 22 point what it is. They lift up the clothing and they
 23 see under his clothing the right arm pit there is blood
 24 that is soaking under there, and at this point they
 25 suspect that he has been shot.

1 Officer Brehm calls for a supervisor, an
 2 investigator. Officer Stromme takes his four-wheeler
 3 back to the residence to meet the EMS. White Earth
 4 ambulance arrives. It is Ryan Sherbrooke and Devon
 5 Green, and they verify that Chad Swedberg is dead and
 6 observed the hole in his right shoulder, the blood in
 7 his undergarments. They also discover a cell phone on
 8 Chad's body. Brehm takes the phone and notes the time
 9 and notices that the cell phone is on. They place the
 10 phone back in the same pocket, same position, same
 11 location they had found it.

12 Now, Becker County Investigator John Sieling
 13 arrives at the scene, and he instructs that the area be
 14 sealed off and begin searching the area for subjects
 15 and/or evidence. Now the maple syrup camp, ladies and
 16 gentlemen, was close to the intersection of several
 17 trails, as you see here. This trail (indicating) called
 18 the trail that goes down to the south was the trail that
 19 goes back to Chad and Leslie's home. This trail
 20 (indicating) directs off towards the east, and this
 21 trail (indicating) directs off towards the north and off
 22 to the west.

23 As you can see from the photo, there is still
 24 patches of snow that are on the ground.
 25 Investigator Sieling takes off walking down the north

1 trail, and as he gets further down the trail, he notices
 2 that it is in a shady area. There is snow on the
 3 outside of the trail but he also notices there is frost
 4 on the ground and he observed what appears to be
 5 footprints walking in a direction away and to the maple
 6 syrup site, the camp, the crime scene. He is not able
 7 to identify a tread in that frost. As he continues on
 8 the trail he changes direction and the ground becomes a
 9 sunlit area and frost is no longer there so he cannot
 10 follow the tracks any further.

11 Law enforcement officers searched the area
 12 near and around the camp here (indicating). They don't
 13 find any shell casings or any rifle casings or any other
 14 type of gun casings in the camp there.

15 At approximately 10:30 Captain Joe McArthur
 16 from the Becker County Sheriff's Office and Ken Swedberg
 17 drive to an area that accesses Fish Hook Lake. They are
 18 still looking for either evidence or any other suspects.
 19 You will hear from Ken Swedberg, he will testify, that
 20 he wanted to do something. His brother was dead. He
 21 was shot. He needed to do something. He wanted to help
 22 out. So he goes with Captain McArthur and they end up
 23 coming down -- I was trying to use my laser pointer
 24 here. They drive down the road to a point down this
 25 road (indicating) and Officer or Investigator McArthur