

EXHIBIT NO. 4

STATEMENTS ATTRIBUTED TO HELENA STOECKLEY

LEONARD AFFIDAVIT
(DX 5113)

GUNDERSON DECLARATION
(DX-5015)

<p>She had no memory of the night-was high on drugs. ¶9</p>	<p>"At midnight, Ms. Davis [Stoeckley] and Greg Mitchell took mescaline and she has little memory of what occurred until approximately 2:00.a.m." ¶14.¹</p>
<p>What would I do if she actually had been there? ¶12</p>	
<p>She was scared to tell the truth, but the truth was not as bad as everybody thought. ¶12</p>	
<p>She was in fact in the MacDonald residence at the time of the murders, but she didn't hurt anyone. ¶12</p>	<p>"The group entered the MacDonald apartment through a door which led into what Stoeckley believed was a kitchen. Because the light in the house was dim Stoeckley lighted a candle that she brought with her." ¶18 "Stoeckley went into the living room with others and found Dr. MacDonald asleep on the couch." ¶19 "As soon as they began striking Dr. MacDonald, Stoeckley said "Acid is groovy, kill the pig"." ¶22</p>
<p>She didn't anticipate that the Macdonalds would be hurt. ¶13</p>	<p>"Physical violence against MacDonald and his family, including the possibility of murder was discussed. Stoeckley believed, however, that they would merely "rough up" Dr. MacDonald." ¶11</p>
<p>She was part of the core group of a witchcraft cult that did rituals. ¶13</p>	<p>"She was a member of a group that practiced witchcraft and satanism. The group was heavily involved in the use of narcotics and hallucinogens." ¶8</p>
<p>Mrs. MacDonald was pregnant and the cult associated newborn babies with the devil. ¶13</p>	<p>But see: October 25, 1980 Statement of Helena Stoeckley, DX-2 at 6, "One reason I ran into the bedroom was because I knew Colette was pregnant. This fact was discussed during our ritual."</p>
<p>The idea to go to the residence came up one night while doing drugs</p>	<p>"During the months prior to the murders, the group developed a plan concerning Dr. MacDonald. In that connection, they conducted surveillance and learned</p>

¹All of the statements between October 24, 1980, and May 27, 1982, attributed to Stoeckley by Gunderson are from the "Declaration of Ted L. Gunderson" filed as DX 5015 at the 2012 evidentiary hearing and previously as DE-126-2 at 4-9 in 2006, and as an Attached Declaration to the Motion For New Trial in 1984. The instant copy is unsigned and not notarized, but is purported to have been prepared in 1984; paragraph "13" has been crossed out and initialed "TLG 4/3/84."

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<p>with friends who were part of the core group. ¶14</p>	<p>where he lived and learned that Mrs. MacDonald attended North Carolina State University Extension at Ft. Bragg." ¶10</p>
<p>At least one man in the group had an issue against Dr. MacDonald because he discriminated against drug users in his work at a drug treatment program - they would get court-marshal(sic) or discharged but no treatment. ¶14</p>	<p>"Because Dr. MacDonald had refused to treat local drug users for addiction, had refused to supply them with drugs and had threatened to report drug users to their military superiors, Dr. MacDonald was in disfavor with local drug users, including the members of Stoeckley's group, who considered him a "pig." Id.¶9</p>
<p>This man talked them into going to Dr. MacDonald's house to confront him. Aff. ¶14</p>	<p>"On the evening of February 16, 1970, Stoeckley and at least six members of her group, including Greg Mitchell, met to discuss Dr. MacDonald. They decided to go to his home that night and demand he procure drugs for them..." ¶11 "Most of the talking during the half-hour meeting was done by Mitchell." ¶12</p>
<p>Therefore they went to the house on the night of the murders. ¶14</p>	<p>"Stoeckley stated that at 2:00 a.m. on February 17, 1970, she and the others, including Greg Mitchell, Don Harris, Bruce Fowler and a black male named "Smitty" or "Zig Zag" [and Allan Mazzerole] rode in Fowler's automobile to the vicinity of Dr. MacDonald's home..." ¶15</p>
<p>The end result was that things got out of hand and the people she was with committed the murders. ¶14</p>	<p>"They awakened Dr. MacDonald and began asking him for drugs. He put up physical resistance, but then said he would make a phone call for them to get drugs. He attempted to call the M.P.'s instead from a wall phone in the kitchen but was stopped by some group members. It was at this point that everything "went out of control." ¶20</p> <p>"Members of the group began to attack Dr. MacDonald. It appeared they were using a sharp object because blood appeared on his upper chest when they struck him." ¶21 "Stoeckley went to the master bedroom where she saw Greg Mitchell and another hitting Colette." ¶24</p>
<p>During the violence, the MacDonald's home phone rang and she answered the phone. ¶15</p>	<p>"Sometime while the group was in the MacDonald house, the telephone rang and Stoeckley answered it. When the caller asked for Dr. MacDonald, She began to laugh..." ¶25</p>
<p>She hung up quickly after</p>	<p>"Someone in the house told her to hang up the phone</p>

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one of her friends yelled at her to hang up the phone. ¶15	Stoeckley did so. She wiped her fingerprints off the receiver with her blouse." ¶25
She noticed a toy rocking horse, and the horse was broken. ¶15	"At some point, Ms. Davis entered another bedroom and saw a child covered with blood. She appeared to be dead. Ms. Davis leaned back against a rocking horse that was in the room and noticed that one of the springs on it was broken." ¶26
One of the springs was not attached to the horse. ¶15	"Ms. Davis leaned back against a rocking horse that was in the room and noticed that one of the springs on it was broken." ¶26
She took that as a sign that Dr. MacDonald did not care for his children. ¶15	