

**ARREST WARRANT AFFIDAVIT
CONTINUATION PAGE**

JD-CR-64a Rev. 10-04
C.G.S. § 54-2a
Pr. Bk. Sec. 36-1, 36-2, 36-3

INSTRUCTIONS:

*The jurat is to be completed for each page of the affidavit.
The prosecutorial official and judge/judge trial referee are to date
and sign or initial each page to indicate that they have reviewed it.*

**STATE OF CONNECTICUT
SUPERIOR COURT**

**CSP-DMV Fraud Task Force
0800265932**

NAME AND RESIDENCE (Town) OF ACCUSED	DOB: 11-11-46	COURT TO BE HELD AT (Town)	G.A. NO.
Paul "Barney" Hallingby of 31 Kings Hill Road Sharon, CT		Bantam	18

AFFIDAVIT

The undersigned affiant, being duly sworn, deposes and says:

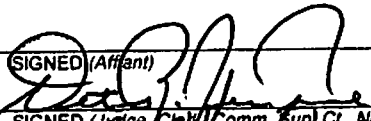
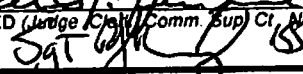
purchased the car from Mr. Scott Rosen through Mr. Frank Triarsi, a Ferrari dealer, and then attempted to sell the car, along with two others, to Mr. Elliot Grossman of "Symbolic Motor Cars" of LaJolla, CA. Mr. Schwartz stated that Mr. Grossman, however, declined to purchase the Ferrari bearing VIN 0799GT because of its questionable background. (In an earlier interview, Mr. Grossman stated that he consulted Ferrari expert Marcel Massini, who advised him against the purchase because the car was stolen) Mr. Schwartz stated that he returned the car to Mr. Triarsi, who accepted it back and then sold it to Mr. Scott Rosen. Mr. Rosen then sold the car to Mr. Hallingby.

56. On January 29th, 2009, the Affiant sent an e-mail to Mr. Massini to corroborate information received from Attorney Weber. Attorney Weber stated that Mr. Scott Rosen offered \$20,000.00 to Dr. Gerber as compensation for the Ferrari in the year 2000. Mr. Rosen is the person who purchased the Ferrari bearing VIN 0799GT from Mr. Frank Triarsi, who is the person who imported the car from Europe after its theft. Attorney Weber stated that the offer was made through Marcel Massini, though Attorney Weber stated that he does not believe Mr. Rosen and Mr. Massini know each other personally.

57. On February 1st, 2009, the Affiant received an e-mail from Mr. Massini in which he confirms that he did in fact receive a telephone offer from Mr. Scott Rosen for Dr. Gerber to relinquish his interest in the 1958 Ferrari bearing VIN 0799GT for \$20,000.00. Mr. Massini stated that he forwarded the offer to Dr. Gerber, who refused it because he felt it was "way too small." Mr. Massini added that there has been no further communication with Mr. Rosen and that he does not know him personally.

58. On February 2nd, 2009, the Affiant received from Oliver Weber, information from the "Cantonal Police of Berne, Switzerland" regarding the Ferrari bearing VIN 0799GT. The information consists of a teletype in both the original German and then a translated English version. Attached is a letter from Max Geissbuehler, Group Chief of the Crime Unit Motor Vehicles, confirming that the Ferrari bearing VIN 0799GT was originally entered into "Interpol" as a stolen vehicle on March 20th, 1995, the date the stolen vehicle complaint was received, until September 30th, 1995. The documents stated that the vehicle was reactivated as stolen at a later date.

(This is page 21 of a 31 page Affidavit.)

DATE AND SIGNATURE	DATE	SIGNED (Affiant)	Detective Richard Van Tine #732 CSP
	August 19 th , 2009		
JURAT	SUBSCRIBED AND SWORN TO BEFORE ME ON (Date)	SIGNED (Judge, Clerk, Comm. Sup. Ct., Notary Pub.)	Sergeant Robert J. Kenney #155 CSP
	August 19 th , 2009		
REVIEWED (Prosecutorial Official)	DATE	REVIEWED (Judge, Judge Trial Referee)	DATE

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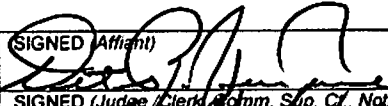
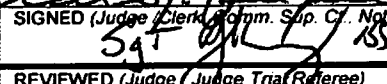
Interpol when in fact, the Judge stated that he did not believe it could be listed because the statute of limitations on the crime had expired. The word "wrongfully" was not used by the Judge. Further, the Cantonal Police Berne revoked the teletype because, as Attorney Hohler stated in one of his several reasons for the revocation, the location of the vehicle is now known. There is no reason to maintain a stolen vehicle teletype once the vehicle has been seized by the police and subject to investigation.

81. On March 23rd, 2009, the Affiant received a teletype message from "Interpol" stating that the request for further information on the other Ferrari automobiles stolen along with the Ferrari bearing the Vehicle Identification Number 0799GT was received by "Interpol Madrid."

82. On July 31st, 2009, the Affiant received a teletype from Interpol Washington containing their results of the search for information on the Ferrari automobiles stolen in Spain in 1993. The teletype states that Interpol Berne {Switzerland} inquired on February 2nd, 1994 not only about the Ferrari seized in this investigation, VIN 0799GT, but that they inquired about the other three Ferrari Automobiles stolen at the same time, specifically, VIN 1893GT, VIN 2529GT, and VIN 13811. The teletype confirms that Friedli was partnered with Gerber on only 0799GT and that Friedli owned the other three Ferrari Automobiles outright. According to Interpol Berne, they learned from Interpol Madrid {Spain} that the four Ferrari Automobiles were actually stolen in Marbella, Spain in the summer of 1993 and were then brought to Lisbon, Portugal. According to the teletype, Interpol Madrid asked Interpol Lisbon to locate and seize the cars; however, this action was apparently unsuccessful because neither Interpol Madrid nor Interpol Lisbon ever contacted Interpol Berne.

83. The Teletype is significant because it confirms in yet another way, that Gerber and Friedli were partnered in the ownership of 0799GT and that Gerber's claim of ownership is valid. It also dispenses with two of Hallingby's claims, specifically that 0799GT was entered into the Interpol system only at the urging of Gerber, {According to the Teletype, it was Gerber and Friedli that initiated the Interpol Investigation shortly after the theft}, and that there clearly was a theft because the Interpol Investigation included the three other Ferrari Automobiles in which Gerber has no interest. {Friedli has since

(This is page 28 of a 31 page Affidavit.)

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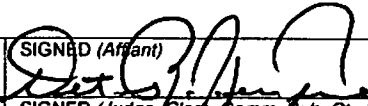
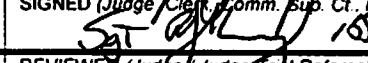
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died; therefore there are no individuals, other than Friedli's widow, who are urging further investigations into the theft of the other three Ferrari Automobiles)

84. This investigation has thus far revealed the following: that Paul "Barney" Hallingby DOB: 11-11-48 knew that the Ferrari bearing VIN 0799GT was a stolen car; knowing it was stolen when he originally purchased it and knowing it was stolen during the eight years he possessed it. Hallingby is a known Ferrari collector. Hallingby currently owns twenty-two vehicles, eighteen of which are collector vehicles. Of those, five are Ferrari's. He has owned two other Ferrari's in the past. A Ferrari collector such as Hallingby would know to take reasonable steps to confirm the legitimacy of his purchase of the 1958 Ferrari with VIN 0799GT. Further, a Ferrari collector such as Hallingby would know about the questionable background of the 1958 Ferrari with VIN 0799GT. Hallingby's behavior demonstrates his knowledge of the car's theft. He purchased the car in 2000 but did not register it for nearly seven years. According to records obtained from the Department of Motor Vehicles, Hallingby has never waited that long to register any of his vehicles. Upon registering the Ferrari bearing VIN 0799GT with the Connecticut Department of Motor Vehicles, he completed the section under "vehicle identification number" with the VIN used in the state of New Jersey: "FER079958." New Jersey adds the first three characters of the vehicles make to the beginning of the VIN and adds the year of production of the car to the end of the VIN. A Ferrari collector such as Hallingby would know that the correct VIN of that particular car was 0799GT. Upon insuring the Ferrari bearing VIN 0799GT, Hallingby did not note the location where the Ferrari bearing VIN 0799GT, and several others, were stored, as his insurance company requires. When he responded to his insurance company with the storage locations of the vehicles, he inquired only as to why the insurance company requested the location of the Ferrari bearing VIN 0799GT. The garage in which Hallingby stored the Ferrari bearing VIN 0799GT, and several other collector cars, was not reported by him to the local Tax Assessor's Office. The town had no knowledge that the garage existed. During a show in Florida, Hallingby used the registration plate of another Ferrari that he owns, on the Ferrari bearing VIN 0799GT. During another show, an unknown associate of Hallingby closed the hood on the car to prevent world renowned Ferrari expert and historian Marcel Massini from

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