

DEFENDANT: MATTHEW DULMAINE
DOB: 08/10/1998 AGE: 25
ADDRESS:
3098 FORT BRIDGMAN
VERNON, VT 05354

ARRAIGNMENT DATE:
SA CASE ID.: 23-12374
ASSIGNED (D)SA: Dana Nevins ERN:
POLICE DEPT.: Brattleboro Police Department
INVESTIGATING OFFICER: GREGORY EATON
VICTIM ADVOCATE:
INCIDENT NO.: 23BB006175

STATE OF VERMONT

SUPERIOR COURT
WINDHAM UNIT

STATE OF VERMONT

v.

MATTHEW DULMAINE

CRIMINAL DIVISION

DOCKET NO. 23-CR-

INFORMATION BY STATE'S ATTORNEY

By the authority of the State of Vermont, the State's Attorney for Windham County, upon the oath of office charges:

COUNT 1 OF 1

CHARGE CODE: 13V2301/2D | CODE ID: 364 | OFFENSE CLASS: F
CHARGE NAME: MURDER-2ND DEG

MATTHEW DULMAINE, in the County of Windham, at Brattleboro between August 1, 2023, and August 2, 2023, committed second degree murder by unlawfully causing the death of Timothy Barbour with the intention to kill, the intention to do great bodily harm, or a wanton disregard of the likelihood that death or great bodily harm would result, in violation of 13 V.S.A. § 2301.

Penalty: Imprisoned for life with a presumptive minimum term of 20 years.

Against the peace and dignity of the State.

DATED: August 17, 2023



State's Attorney (Deputy)

Referral(s) if applicable: - ☐ Diversion ☐ Tamarack ☒ No Referral – Reason:

This information has been presented to me and I have found probable cause.

DATED 8/18/2023



Katherine A. Hayes
Superior Court Judge

✓ELIGIBLE TO APPLY FOR PD



BRATTLEBORO POLICE DEPARTMENT

62 Black Mountain Road – Brattleboro, Vermont 05301
State of Vermont – County of Windham, ss.

AFFIDAVIT OF PROBABLE CAUSE Incident # 23BB006175

NOW COMES Detective Sergeant Greg Eaton, affiant being duly sworn and on oath, deposes and says they have probable cause to believe that **Matthew T. Dulmaine** has committed the offense of **Murder**, a violation of Title 13 Vermont Statutes Annotated § 2301.

I, Greg Eaton, am now and have been since August 2009 a regular member of the Brattleboro Police Department and bring forth:

Matthew T. Dulmaine
DOB: 08/10/1998

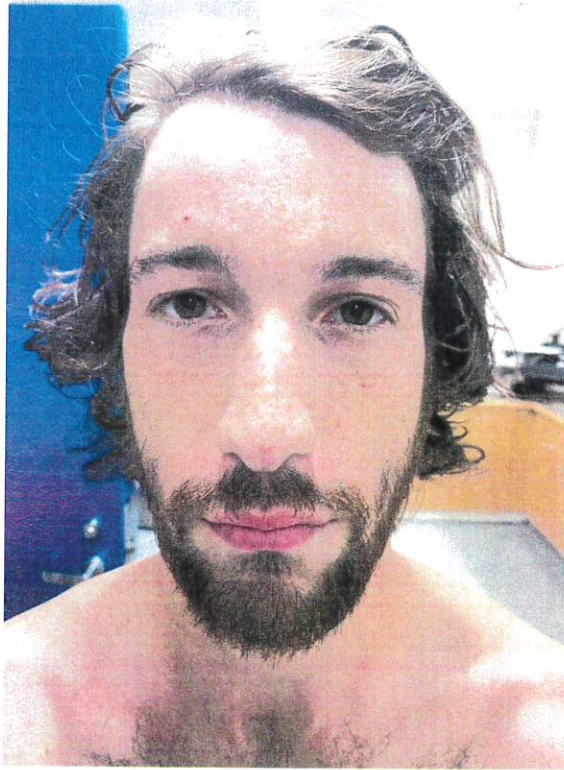
1. On 8/2/23 at approximately 1300 hours, Brattleboro Fire (BFD) responded to the Harris Hill Ski Jump, located on Cedar Street in Brattleboro, VT for a report of a possible bicycle accident with one person over the embankment.
2. On arrival, BFD located the person down the embankment, pronounced him deceased and called for Brattleboro Police to respond.
3. I responded to the scene with Detective Lynde and requested an Assistant Medical Examiner (AME). AME Archer Mayor was dispatched to the scene.
4. I took photos of the scene along the roadway at the top of the embankment. There was suspected blood all along grass on either side of where it was suspected that the body had gone off the road and down the embankment. There was more suspected blood on leaves in the trees above the same area. There was also suspected blood and suspected brain matter down the embankment leading up to the body. There was an area of suspected blood on the ground prior to where it's suspected the body entered the wooded area.
5. AME Mayor examined the body and located several injuries of concern that did not appear to be from natural or accidental causes. Specifically, there was significant injury along the backside of the decedent's skull from ear to ear that appeared to be caused by a blunt instrument.
6. The decedent was later positively identified by the Office of the Chief Medical Examiner (OCME) by using fingerprints, as Timothy P. Barbour (08/30/1963).
7. Vermont State Police (VSP) Crime Scene Search Team (CSST) was activated to respond to the scene for processing.
8. An autopsy was conducted at the OCME's office, where Dr. Bundock verbally confirmed non-accidental injuries to Barbour. I learned a blunt instrument and a sharp cutting instrument were used. Dr. Bundock

also stated that she found small white speckled substance consistent with paint chips on the decedent. Dr. Bundock also located small mesh like material.

9. Information was received from Helen Schultz (08/04/1950) that revealed a white 4 door hatchback Subaru Impreza with Vermont registration HYB119 had been parked at the Harris Hill Ski Jump parking lot overnight over the last several days. Schultz noted that the vehicle was in the lot every day from July 24 through July 30 except for July 27. Most of those sightings were at 0600 hours. The vehicle had what appeared to be black duct tape covering the entire rear driver side window area. It also appears to be missing the fog light covers and has roof rack rails. During one sighting, Schultz observed a young male occupant of the vehicle, but couldn't see him well enough to describe him. Schultz provided images with her email of dates she was at Harris Hill. She sent another one later stating she was not certain that she was at Harris Hill on the 26th. In the images Schultz sent of the Subaru, there was no reddish-brown stain on the outside of the vehicle between the rear driver door and the rear driver side tire.
10. VT HYB119 is registered on a white 2012 Subaru Impreza to Matthew T. Dulmaine (08/10/1998).
11. On 8/3/23, I spoke to Brandon Dulmaine (12/13/01) on the phone, who told me Matthew Dulmaine was his brother. Brandon told me Dulmaine was kicked out of his apartment on Main Street in Brattleboro and has been living in his car since then. A good friend of his had seen Dulmaine staying at the parking lot of the Harris Hill Ski Jump.
12. Brandon told me that Dulmaine used to cook and has a good set of knives. Brandon also said that Dulmaine lost a lot of money and started using acid after that and still uses it. Since Dulmaine started using acid, Brandon said he hasn't been the same. Brandon thinks Dulmaine has an undiagnosed mental health issue.
13. Brandon described to me that Dulmaine's white Subaru has duct tape over one of the rear windows, but he couldn't remember which one.
14. Brandon said that Dulmaine got in an argument with his mom, possibly last night, and went to her house at 1000 hours this morning and slashed her tires. I received a copy of home video from VSP Det. Lt. Eric Albright of this incident. This incident happened in Vernon, VT and was reported to the Windham County Sheriff's Department.
15. I asked Brandon if Dulmaine could have any other weapons in his vehicle other than knives and he told me possibly a hammer.
16. Det. Sgt. Lynde spoke to Kristine Meima (05/12/1996) on the phone who described seeing a male at the Harris Hill Ski Jump on Sunday July 30. She heard him scream really loud. She described him as tall, longish brown scruffy hair to the shoulders. He had a really scruffy brown beard that wasn't very long. It looked like he hadn't shaved or showered. He was also smoking. He commented that they had a nice truck.
17. A couple days later, Meima returned to the ski jump with her dad. There was a couple in a Land Rover in the parking lot who told them their tires were slashed. They told Meima there was a guy there who made a comment about their car and that it must be nice and after their walk they found their tires slashed. Meima said this couple described the male to her as being tall, having a burly kind of beard and having messy brown hair. She thinks it was the same guy she encountered a few days before.

18. I spoke to Melvin Martin (03/17/1947) on the phone. He helps with caring for the Harris Hill Ski Jump. On Tuesday 8/1/23, Martin went to the Harris Hill Ski Jump around 1800 hours. On his way into the parking lot, he saw a vehicle on his right that he can't remember the details of and a small white car on his left that he doesn't remember any further details about. He went to two blue sheds on the ski jump grounds to check on them. He told me he looked down the embankment behind the sheds and saw some trash, but didn't see a body. A short time later, he was leaving the area and as he entered the parking lot the white car was gone. He couldn't be certain that the car that remained was the same one as when he first pulled in. There was a couple with the car in the parking lot and they waived him down. They had 3 flat tires that were slashed. They told him there was one person in the lot when they got there. That guy told the couple "it must be nice". The couple went for their 20-minute walk and found their tires slashed when they returned. Martin waited around with the couple until a tow truck arrived to help them.
19. I spoke to Richard Horton (8/12/72) and Sophie Landman (10/24/82) during two different calls on 8/14/23 and learned the following from them in sworn recorded statements. They were together on Tuesday August 1st at approximately 1730-1745 hours when they were parked in the Harris Hill Ski Jump parking lot preparing to go on a walk. They were in Horton's Land Rover and he was driving. They pulled straight in on the right-hand side of the lot as you pull in from Cedar Street. There was a unique green Mini Cooper parked on the left-hand side and another car on the right that they pulled up to on Horton's driver side. Horton described the car as a champagne or silver color sedan, possibly a Civic or Corolla. He wasn't sure if it had 2 or 4 doors. Landman described the car as goldish or silverfish and an "older style car", 4 doors that looked more like a sedan than and hatchback.
20. There was a male leaning against this car. Horton was changing his shoes and heard the male mumbling. Horton thought the man was trying to talk to him and he asked him to repeat himself. The male said something to the affect of "I wasn't talking to you". Horton heard him say "Must be nice" and Horton asked again what he was saying, but again the male said he didn't say anything to Horton. Horton said the male "seemed off" and described him as white, in his 30's, approx. 5'6" or 5'7", long scruffy beard and wasn't wearing a shirt so his chest was exposed, and he had a backpack and seemed a little dirty. Landman described him as a "creepy older guy" with dark facial hair, sunglasses and taller than her by a few inches and she is 5'4". She heard him mumbling, but could not understand any of it from where she was.
21. Horton and Landman described returning from their walk in the woods that lasted no longer than 30 minutes and found 3 of the tires slashed on the Land Rover. Neither of the two cars in the lot were there anymore. Horton noted that the Mini Cooper was able to drive away. Horton told me that he paid \$700 for new tires and \$160 for the tow truck. Horton and Landman both described meeting up with a young girl and her father (Meima) and another guy who works for the Ski Jump association (Martin)
22. I obtained video footage from Brattleboro Retreat Security, Paul Hill, of Linden Street. I observed the following:
 - a. 8/1/23
 - i. 1613 hrs - Dulmaine's vehicle is northbound on Linden Street by the Retreat - appears to be a solo occupant
 - ii. 1733 hrs - Dulmaine's vehicle is northbound on Linden Street by the Retreat - appears to be a solo occupant
 - b. In both of these videos from 8/1/23, I can see the rear passenger side window of the vehicle was covered with what appears to be black duct tape and the driver side fog light cover was missing.
 - c. 8/2/23

- i. 1246 hrs – Dulmaine’s vehicle is southbound on Linden Street by the Retreat – appears to be a solo occupant
 - d. In the 8/2/23 video, I can see what appears to be mark under the gas door and above the rear passenger side tire as well as the passenger side fog light cover was missing. This mark appears to be rust and exists on Dulmaine’s vehicle. Dulmaine’s vehicle is missing the fog light cover on the driver and passenger sides.
23. I spoke to Carolyn Pieciak (12/18/45) who told me that on August 1st. at approx 1345-1545hrs, Barbour worked at her house at 145 Wantastiquet Dr. in Brattleboro doing landscaping. He would always come on his bike (very plain, straight handlebars). He was anxious to leave her house that day because he had to meet someone, but didn’t say who. Barbour asked her 3 times what time it was and that he had somewhere to be at 1600hrs. She paid him \$60 cash in \$20’s. Pieciak told me that Barbour texted her around 1030hrs on 8/1/23 about working that day. He texted again at 1326hrs, talking about needing more supplies. He texted from 802-432-5122.
24. I obtained a search warrant from TextNow related to Barbour’s phone number. Barbour sent Pieciak a message on 8/1/23 at 1031 hours stating “Hi Carolyn, just checking to see if and when you might want more work done? Thanks, tim”. Barbour’s final outgoing message was sent to Pieciak at 1326hours telling her she needs more pea stone.
25. I received Ring video from the landscaping job at Pieciak’s house. The one sent to me as the end of Barbour’s workday on 8/1/23 has a timestamp of 1521hrs. Barbour is wearing the same clothing in the video as he was when he was located deceased. I also received Ring video from 7/22/23 at 0904hrs, showing Barbour with his bicycle. This bike appears to be the same one that was found on the embankment where Barbour’s body was found. The bike tires were found to be inflated.
26. On 8/3/23, Det. Sgt. Lynde and Det. Kerylow observed Dulmaine’s vehicle as it travelled southbound on Putney Road in Brattleboro. Officer’s stopped the vehicle and detained Dulmaine. Dulmaine is approx. 5’10”, 175lbs, long brown hair down to about his mid-neck, he has a scruffy brown beard. (See image below).



27. I responded and took several photos of Dulmaine's vehicle. Det. Kerylow noticed there was a reddish-brown stain on the outside of the vehicle between the rear driver door and the rear driver side tire. Det. Kerylow also observed a reddish-brown stain on the driver's seat.
28. From outside of the vehicle, several reddish-brown stains can be seen inside the vehicle. There is a box cutter in between the front seats and a baseball bat in the backseat area.
29. I executed a non-testimonial order in the cellblock of Brattleboro Police Department where I took swabs and obtained a DNA standard from Dulmaine.
30. On 8/4/23, Det. Kerylow interviewed Dulmaine's mother, Lora Dulmaine (12/18/68). She stated Dulmaine can get mad quickly, make threats and act violent. His behavior has increasingly declined over the past year. Lora also stated that Dulmaine has a hammer and hatchet collection. Lora disclosed that Dulmaine was at her house in Vernon, VT the previous morning, 8/3/23, and that while there he slashed the tires on her vehicle (See 23BB006246 and 23WHC003837) and that the family is scared of him.
31. Also, on 8/4/23, VSP CSST responded back to the Brattleboro Police Department to execute a search warrant on Dulmaine's white Subaru Impreza, VT HYB119. During the search, CSST located the following items of interest inside the vehicle.
 - a. White metal Easton brand baseball bat - with several reddish-brown stains and hair on it. It also had several places where the white and some black paint was chipped off
 - b. "Buck" knife in a sheath
 - c. 2 boxcuttersThe following clothing items contained reddish brown stains
 - i. Black Nike shoes
 - ii. Husky work glove
 - iii. Blue nitrile style glove

- iv. Dark gray shirt
- v. Light gray sweatshirt

32. On 8/7/23, multiple items were sent to the Vermont Forensic Laboratory (VFL) for testing. On 8/17/23, I received DNA results from the VFL and learned the following:

- a. The DNA profile from the reddish-brown stain (RBS) from the trail at the top of the embankment is the same Barbour's DNA profile.
- b. The mixture of DNA profiles from the RBS from the driver seat of Dulmaine's vehicle matches the DNA profiles for both Barbour and Dulmaine.
- c. The limited partial DNA profile from the RBS on the white bat found in Dulmaine's vehicle is consistent with Barbour's DNA profile.
- d. The partial DNA profile from the RBS on the glove found in Dulmaine's vehicle is the same Barbour's DNA profile.
- e. There was a mixture of DNA profiles from at least two individuals found on the same glove listed above from Dulmaine's vehicle. The limited partial major DNA profile is consistent with Dulmaine's DNA profile. The minor DNA profile was not suitable for further interpretation.
- f. There was a mixture of DNA profiles from two individuals obtained from the grip of the bat. Due to the limited amount of genetic information available, the DNA profiles are only suitable for exclusionary purposes. Comparison to the DNA profiles of Barbour and Dulmaine, respectively, is inconclusive.

Subscribed and sworn before me on
This 17 day of August 2023

(Notary Public)

Det. Sgt. Greg Eaton
8/17/23
(Date)