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References

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For December 24, 2011, CBS

TITLE: "Drawn to Murder"

JIM BRODERICK: I think he'd seen her quite a bit before this night. It'd been building up for a long time. It was late at night. She's coming home, probably one o'clock in the morning or later. She was walking down the curb line. She had no clue that the attack was coming. He circled around, came up behind her, stabbed her.

LINDA WHEELER: One deep stab by a long knife into her back, which killed her very quickly.

JIM BRODERICK: You could see a bloody drag trail in the furrows. The body had been displayed. Then there was sexual mutilation.

(Graphics onscreen: Fort Collins, Colorado)

LINDA WHEELER: Fort Collins in 1987, it very much had a small-town feeling. So when Peggy Hettrick was killed, it was shocking to this community.

THOMAS HETTRICK: She's a highly-intelligent person, very artistic. Peggy was my older sister. She traveled all over the world. Just an amazing person, really an amazing person.

MAN #1 (news reporter): A bicyclist spotted the body early this morning in a field on the south side of Fort Collins.

LINDA WHEELER: I was called on the case within the first hour that it occurred. I was the one who tied Tim Masters to this case.

JIM BRODERICK: This is just a fifteen-year-old kid. He lives right next to the crime scene. He discovered the body and never reported it.

THOMAS HETTRICK: The investigation basically centered around Tim Masters.

MAN #2 (interrogation video): It's important to tell the truth.

TIM MASTERS (interrogation video): I have told the truth. I didn't do nothing.

MAN #2 (interrogation video): Would we bring you in here without some kind of proof?

JIM BRODERICK: This was a kid when we searched his residence that had all kinds of graphic drawings, mutilation, dismemberment.

JOLENE BLAIR: I remember being overwhelmed with a sense of, oh, my God. This is the guy that killed Peggy Hettrick. This was more than just a passing fancy of a teenage boy. This is a window into his mind.

LINDA WHEELER: There was not enough evidence to make an arrest.

DON QUICK: Through the years, they focused on Tim Masters.

DAVID MICELSON: The Hettrick homicide was open and closed, went cold. It was Lieutenant Broderick that reopened the case.

JIM BRODERICK: He was the suspect in my mind from the very first day, and nothing ever changed.

DAVID MICELSON: This was a single-minded investigation. There was one man after one suspect.

TIM MASTERS: Year after year, it was like a personal vendetta for him to come after me.

JIM BRODERICK: He was told it wouldn't end, that we'd continue working this case.

TIM MASTERS: I didn't think it was possible to be convicted for something I didn't do when there's not even any physical evidence.

DAVID MICELSON: There was evidence at the crime scene that eliminated Tim Masters, and it was not told to the jury.

ERIK FISCHER: Every single piece of exculpatory evidence is withheld.

TIM MASTERS: I've been locked up for ten years.

LINDA WHEELER: I'm a police officer. I'm a homicide investigator, and all of a sudden I went--the system failed.

ANNOUNCER: "Drawn to Murder," tonight's 48 HOURS MYSTERY. The mystery continues in ninety seconds.

(ANNOUNCEMENTS)

TIM MASTERS: Nine years, four months, twenty-one days so far.

SUSAN SPENCER (voiceover): Tim Masters went to prison in 1999, and for much of that time lived in this cramped, dreary cell. Sentenced to life for a grisly murder he swears he did not commit.

TIM MASTERS: I'd be laying in my bunk, and I-- it still astounded me that I was there. I couldn't believe it.

SUSAN SPENCER: It just didn't seem real?

TIM MASTERS: No.

SUSAN SPENCER (voiceover): Nor does any of this seem real.

DAVID WYMORE (in court): The Fort Collins police, you don't have a secret file. It's over.

BARIE GOETZ (in court): That's their assertion. They are in that position.

SUSAN SPENCER (voiceover): Because after years of hearings and petitions and unsuccessful appeals--

ERIK FISCHER (in court): It is clearly a concerted effort to hide evidence.

NATHAN CHAMBERS (in court): It's mind-boggling.

SUSAN SPENCER (voiceover): A judge at last is about to make a ruling that could set Masters free.

MAN #3 (in court): People of the State of Colorado versus Timothy Masters.

TIM MASTERS: To me, it's not over yet, I mean, I'm still dressed in orange. I'm still in a-- in a jail. It'll be over when I walk out the door.

SUSAN SPENCER (voiceover): If he does, he'll have a small army of unlikely supporters to thank.

MAN #4: He's been innocent and then they put an innocent man in jail.

SUSAN SPENCER (voiceover): Not just his gigantic extended family--

MARIA LIU: I couldn't find that piece of evidence that told me how this kid got convicted.

SUSAN SPENCER (voiceover): --but also lawyers.

DAVID WYMORE: I'm convinced in my mind Tim Masters didn't do this.

SUSAN SPENCER (voiceover): Even former cops, all of them claiming they've been sure for years now Tim Masters didn't do it.

TROY KRENNING: Nine and a half years he's been in prison. He's been under this cloud of suspicion for twenty years.

SUSAN SPENCER (voiceover): Masters, thirty-seven, has walked in the shadow of this murder since he was fifteen years old. On the morning of February 11th of 1987, the half-naked body of a thirty-seven-year-old woman named Peggy Hettrick was found in a field in Fort Collins, Colorado, a stone's throw from Tim Masters' house.

LINDA WHEELER: There were a lot of people who really felt strongly that Tim Masters was a very viable suspect.

SUSAN SPENCER (voiceover): And among them, back in 1987, was veteran cop Linda Wheeler.

LINDA WHEELER: I think it was like seven thirteen in the morning, the body had just been discovered.

SUSAN SPENCER (voiceover): The passerby who spotted it first mistook it for a mannequin.

LINDA WHEELER: The body was very clean to look at it. I mean, there was no blood on the body.

SUSAN SPENCER (voiceover): There was a deep stab wound to Peggy Hettrick's upper back.

JIM BRODERICK: You could see a-- a-- a bloody drag trail in the furrows. It's pretty apparent that the victim was dragged out to the-- to the final resting point and then--

SUSAN SPENCER (voiceover): When Officer Jim Broderick arrived at the scene, he was struck by footprints along that trail, leading back to a pool of blood by the curb, and he was struck by the body itself.

JIM BRODERICK: The positioning of the body is something to pay attention to.

SUSAN SPENCER (voiceover): Her pants were pulled down to her knees, her shirt pushed up to her chin. Part of one of her breasts had been removed.

JIM BRODERICK: It was in fact a sexual homicide.

SUSAN SPENCER (voiceover): The prospect of a madman sexually mutilating his victims created near panic, and Jim Broderick and the Fort Collins police went into overdrive.

MATT ZOELLNER (interrogation video): Oh, man.

SUSAN SPENCER (voiceover): Among the early persons of interest, Peggy Hettrick's one-time boyfriend, Matt Zoellner.

MATT ZOELLNER (interrogation video): I think she was seeing somebody else. She had mentioned it.

SUSAN SPENCER (voiceover): Zoellner was questioned for hours, even took a polygraph--

MAN #5 (interrogation video): Are you the one who stabbed Peggy Hettrick?

MATT ZOELLNER (interrogation video): No.

SUSAN SPENCER (voiceover): --then was released. Police, meanwhile, were canvassing every house near the crime scene, talking with businessmen, housewives, even with a prominent eye surgeon, Doctor Richard Hammond. Years later, Doctor Hammond would figure in this case but back then he was just another neighbor who'd seen nothing suspicious. But Linda Wheeler was sure someone must have seen something.

LINDA WHEELER: And the first house I went to in the corner was Clyde Masters'.

SUSAN SPENCER (voiceover): Home to Clyde and his fifteen-year-old son, Tim, who had few friends, but no history of trouble.

LINDA WHEELER: He's a very quiet kid, a very introverted kid.

SUSAN SPENCER (voiceover): Tim's mother had died four years earlier when he was only eleven years old. Usually, Tim cut straight through the field to catch the school bus, but his father told police that on that morning, he'd seen his son hesitate.

LINDA WHEELER: And had veered to the left as he was walking through the field, and had stopped for a few moments. It-- it became very obvious to me that his son must have seen the body.

SUSAN SPENCER (voiceover): Tim's footprints were in the field, but he hadn't reported a thing.

JIM BRODERICK: We need to focus on him.

SUSAN SPENCER (voiceover): A few hours later, police appeared at Tim's high school and yanked him out of class for questioning, as Broderick recalled in this interview in 2000.

JIM BRODERICK: His explanation for not reporting it was that he thought it was just a mannequin and somebody was playing a trick.

TIM MASTERS: I didn't believe it was real. I was a fifteen-year-old kid. But all morning long as I'm at school I was thinking about it, "Well, what if it was really a body?"

SUSAN SPENCER (voiceover): The passerby who called in the crime also first thought he'd seen a mannequin, but police weren't buying that story from Tim. Broderick searched the Masters' trailer, and hit pay dirt.

JIM BRODERICK: And there on his dresser he's got seven knives, six, seven survival knives, all sequentially displayed.

SUSAN SPENCER (voiceover): And one of them, Broderick assumed, could be the murder weapon.

JIM BRODERICK: This is a similar-sized knife as the knife that killed Peggy Hettrick.

(Interrogation video): Tim, Clyde, I wonder if either one of you would have any problems if I talked with Tim alone?

CLYDE MASTERS (interrogation video): No, I don't, no.

SUSAN SPENCER (voiceover): With Tim's father's permission, Broderick and a team of cops interrogated the fifteen-year-old for more than ten hours without a lawyer.

MAN #6 (interrogation video): Can you tell me what happened?

TIM MASTERS (interrogation video): I don't know what happened.

MAN #6 (interrogation video): I think you know some more than what you're telling right now.

TIM MASTERS (interrogation video): Do you think that I did it?

MAN #6 (interrogation video): Well, everything's pretty much looking that way, Tim.

TIM MASTERS: Right away, they started saying I know you did this. Just fess up to it; asking the same questions over and over.

MAN #6 (interrogation video): Are you sure you've never seen this woman before?

MAN #2 (interrogation video): You feel sorry for that girl?

TIM MASTERS (interrogation video): Yeah.

MAN #2 (interrogation video): Huh?

TIM MASTERS (interrogation video): Yeah.

WOMAN #1 (interrogation video): Was there a lot of blood?

TIM MASTERS (interrogation video): I don't know.

JIM BRODERICK (interrogation video): Was she walking by? Or was she driving by? What happened?

TIM MASTERS (interrogation video): I don't know.

MAN #2 (interrogation video) She's dead. That chick died. Thank God, we've got you here.

JIM BRODERICK (interrogation video): You know I-- I have a hard time believing that you didn't know it was a body.

WOMAN #1 (interrogation video): Did she fall? Did she trip into the knife? What happened, Tim? I don't know that.

TIM MASTERS (interrogation video): Neither do I.

WOMAN #1 (interrogation video): Yeah, you do.

TIM MASTERS (interrogation video): I don't know.

WOMAN #1 (interrogation video): Yeah, you do.

MAN #6 (interrogation video): It was you.

TIM MASTERS (interrogation video): I didn't do nothing. I didn't do it. I didn't do it.

WOMAN #1 (interrogation video): I'm telling you, you did it.

SUSAN SPENCER (Voiceover): They gave him a lie detector test.

MAN #7 (interrogation video): Yesterday, did you murder that girl?

TIM MASTERS (interrogation video): No.

MAN #7 (interrogation video): Are you the one who stabbed that girl?

TIM MASTERS (interrogation video): No.

SUSAN SPENCER (voiceover): The official report of the test results is lost today, but Broderick says Tim failed.

LINDA WHEELER: He definitely needed to be looked at, yes, definitely, he did. And it was very easy for everybody, kind of a pack mentality, to start focusing on him.

SUSAN SPENCER (voiceover): And leading the pack was Jim Broderick.

JIM BRODERICK: The victim's going to pass right there where he lives. Perfect opportunity under the cover of darkness to go out there and commit the crime.

SUSAN SPENCER (voiceover): And Broderick was about to find evidence that for him erased all doubt--Tim Masters killed Peggy Hettrick.

JIM BRODERICK: Every single notebook had some sort of horrific drawing in it.

(ANNOUNCEMENTS)

TIM MASTERS (interrogation video): You think that I did it?

MAN #6 (interrogation video): Well, everything's pretty much looking that way, Tim.

MAN #2 (interrogation video): She's dead.

SUSAN SPENCER (voiceover): Fort Collins police began their intense interrogation of Tim Masters the very day Peggy Hettrick's body was found.

TIM MASTERS (interrogation video): You guys think that I did it?

MAN #6 (interrogation video): It's past that time. It's past that. We know that you did it.

SUSAN SPENCER (voiceover): And that evening another officer miles away in Florida, quietly made his way to the Hettrick family home--

THOMAS HETTRICK: The gentleman looked real somber. I mean, he-- a big guy. He had to have been all of six four, six two. I remember him huge, towering.

SUSAN SPENCER (voiceover): --there to break the terrible news to her father and brother, Tom.

THOMAS HETTRICK: And he looked down and he took a moment and he looked up and he said, um, your-- your daughter has expired.

SUSAN SPENCER (voiceover): At those words he says time stopped.

THOMAS HETTRICK: You think, no, we can-- we can maneuver this back and have him say something else.

SUSAN SPENCER: Mm-Hm.

THOMAS HETTRICK: Because you think in that moment in time, that second in time, you have the power to maybe change something, and that this is not-- this can't be happening to you.

SUSAN SPENCER (voiceover): The gruesome details were doubly hard to grasp he says because his older sister had been such a force of nature.

THOMAS HETTRICK: Yeah, that was her prom night.

SUSAN SPENCER: And this is in Libya?

THOMAS HETTRICK: That's in Libya, yes.

SUSAN SPENCER (voiceover): The Hettricks had lived all over the world, moving as Mister Hettrick's job in the oil business required.

How many different countries did you live in?

THOMAS HETTRICK: Oh, my goodness, Libya, Malta, for a short time in Spain, Hawaii. Just everywhere.

SUSAN SPENCER (voiceover): Peggy was red haired, independent, and he says delightfully eccentric. Out West, she developed a keen interest in Native American culture.

THOMAS HETTRICK: Especially the Hopi Indians, and she really lived and breathed it.

SUSAN SPENCER (voiceover): What she was not interested in, he says, was getting married, although she'd had boyfriends among them her ex, Matt Zoellner.

THOMAS HETTRICK: I remember asking the policemen, are-- do they have the boyfriend?

SUSAN SPENCER (voiceover): Zoellner's on-again-off-again relationship with Peggy had been stormy at times.

THOMAS HETTRICK: You think immediately that it may be somebody close. That's the first thing that my dad and I both thought. We suspected the boyfriend right off the bat.

SUSAN SPENCER (voiceover): Police did question Zoellner. His date confirmed his story that he'd been with her until around 3 AM. However, he was among the last people to see Peggy alive. He'd run into her in a bar parking lot at around twelve thirty, he said, the first time he'd seen her since they'd broken up a week before, and she'd not been happy to see him on a date.

MATT ZOELLNER (interrogation video): Then I offered to give her a ride home. Because I knew she was on foot. She goes no, I'm just going to walk.

SUSAN SPENCER (voiceover): Police believe it was on that walk in the early morning hours that Peggy Hettrick's murderer struck.

TIM MASTERS (interrogation video): I didn't do this thing.

MAN #6 (interrogation video): Yes, you did.

SUSAN SPENCER (voiceover): And despite hours of denials from Tim Masters--

MAN #2 (interrogation video): It's important you tell the truth.

TIM MASTERS (interrogation video): I have told the truth.

SUSAN SPENCER (voiceover): --Detective Broderick was growing more certain Masters did it.

JIM BRODERICK: Dragged her into the adjacent field and then there was sexual mutilation to her body.

SUSAN SPENCER (voiceover): Police were shocked to learn at autopsy that that mutilation also included what amounted to a female circumcision--all part of Masters' deliberate plan, Broderick thought.

JIM BRODERICK: You can actually see the body laying out there in the field by viewing through his window, and I think he positioned the body so he could then see it from his bedroom window.

SUSAN SPENCER (voiceover): The knives police found lay on the dresser. One had a scalpel inside the handle, and there was another scalpel on a table nearby. But there was no trace of Peggy's blood on any of them, nor did they find her blood on any of Tim's clothes or shoes. They even searched the drains--nothing.

JIM BRODERICK: There's-- there's a misconception by a lot of people that because there's a lot of blood at a scene it means the suspect's going to get a lot of blood on him, and that just isn't in the case.

SUSAN SPENCER (voiceover): By contrast, there was no lack of blood in the ghoulish drawings in Masters' high school notebooks found in his room, backpack, and school locker.

JIM BRODERICK: It had all kinds of graphic drawings and narratives about murders, violence against women, and we find a drawing where a body is being dragged from under the arms with blood dripping from the back.

SUSAN SPENCER (voiceover): Much as Peggy had been dragged, he thought. But as incriminating as the drawings seemed the case was completely circumstantial. Weeks, then months passed with no arrest.

The evidence consisted essentially of the drawings and the fact he hadn't reported the body?

LINDA WHEELER: Exactly.

SUSAN SPENCER: Anything else?

LINDA WHEELER: No.

SUSAN SPENCER: Any hairs, fibers, fingerprints, blood, nothing?

LINDA WHEELER: No, there was-- there was never anything that ever tied him to it.

SUSAN SPENCER: Nothing at all. Not a smidgen of-- of forensic evidence that tied him to it?

LINDA WHEELER: No, there was nothing.

SUSAN SPENCER: Police finally ginned up a plan to get the evidence they lacked. Peggy Hettrick had been murdered almost exactly four years after Tim's mother died. The theory was that Tim had killed out of rage at losing his mother. And so the cops thought when that day rolls around again maybe he can be goaded into doing something incriminating.

TROY KRENNING: Expectations were that Timothy Masters would go berserk, go crazy, if you will.

SUSAN SPENCER (voiceover): Then Patrolman Troy Krenning was among the dozen or so officers on the ninety-two-member force assigned to watch Tim Masters. He was not pleased.

TROY KRENNING: It was a 24/7 operation that lasted for about a week. We're out chasing these goofball theories that a fifteen-year-old kid is going to go berserk and start killing people.

SUSAN SPENCER (voiceover): They first scouted out vantage points at neighboring houses, including that of the eye surgeon, whose home overlooked the crime scene.

TROY KRENNING: It's pathetic. It's embarrassing.

SUSAN SPENCER (voiceover): Krenning watched Tim's house from a construction trailer.

TROY KRENNING: Most of the time, he wasn't there. He would get up and go to school, come home, go to bed.

SUSAN SPENCER (voiceover): Others staked out Peggy Hettrick's grave.

TROY KRENNING: I remember at this briefing one of the things that was talked about was that he might go down to the grave and revisit Peggy Hettrick's grave and maybe even lay on the grave. What? Lay on the grave? You know, what kind of s-- silliness is that?

SUSAN SPENCER (voiceover): But the plan went still further. At one point, police duped a newspaper reporter into writing a phony story, saying an arrest was imminent.

TROY KRENNING: Looking back, you-- you almost have to be ashamed to par-- to admit that you participated.

SUSAN SPENCER (voiceover): They even left a copy of Tim's mother's obituary on the windshield of a friend's truck.

ERIK FISCHER: That's torture.

SUSAN SPENCER (voiceover): Tim's former attorney Erik Fisher.

ERIK FISCHER: They're trying to get this poor kid to relive his mother's death. They're trying to make him snap. It's a psychological experiment to try to make him snap.

SUSAN SPENCER (voiceover): And what did this elaborate psychological experiment produced? Zero.

LINDA WHEELER: He didn't do anything.

TIM MASTERS: I still remember to this day with them planting the newspaper articles on my friend's truck, and in my driveway, but I didn't know they were watching me when they did it.

SUSAN SPENCER (voiceover): At that point it wouldn't have mattered, he says, the investigation already had wrecked his life.

TIM MASTERS: So now everyone in the school thinks I'm a murderer. I only had one friend that stuck with me the whole time. I mean, I had lots of people come up to me and say I don't think you did it, but they still weren't going to ha-- go to the prom with me.

SUSAN SPENCER (voiceover): He remembers thinking that some day, surely, everyone would understand that this had been a terrible mistake. But he'd not counted on one very determined cop.

(ANNOUNCEMENTS)

SUSAN SPENCER (voiceover): Four years after the Hettrick murder, Tim Masters thought he had finally rescued his reputation.

TIM MASTERS: When I joined the Navy, I figured it was all behind me. I was going on with my career. I thought-- I thought my life was going well. I had just gotten a promotion. I thought it was over.

SUSAN SPENCER (voiceover): But back in Fort Collins--

LINDA WHEELER: The case had gone cold. It sat there until 1991.

SUSAN SPENCER (voiceover): --Linda Wheeler learned she'd been picked to reopen the case and her marching orders were clear.

LINDA WHEELER: See if you can put enough of the puzzle together to arrest Tim Masters.

SUSAN SPENCER (voiceover): She worked for a year with Masters in her sights before she stumbled on that apparent missing piece of the puzzle, something Tim had mentioned to a friend.

LINDA WHEELER: Tim Masters had told him that he knew that Peggy Hettrick's nipple had been either cut off or bitten off.

SUSAN SPENCER (voiceover): She was sure it was a detail police never had made public.

LINDA WHEELER: And I went, all right, we got him.

SUSAN SPENCER (voiceover): In July of 1992, armed with an arrest warrant, Jim Broderick and Linda Wheeler hopped a flight to Philadelphia, where Tim's ship was in port. They grilled him again for a day and a half.

TIM MASTERS: So when they're interrogating me I-- I told them how I knew, what I knew and they--

SUSAN SPENCER (voiceover): He told them that their big secret was in fact common knowledge at the high school because incredibly police had enlisted the help of students-- Explorer Scouts--to search the field for body parts.

TIM MASTERS: And one of them scouts who just happened to sit at my table in art class, and one day she says they'd been looking for Peggy Hettrick's nipples.

SUSAN SPENCER (voiceover): To the detectives' complete shock, the former scout confirmed Tim's story.

JIM BRODERICK: What was thought to be a nice, incriminating piece of information really was pretty deluded.

LINDA WHEELER: My key piece of the puzzle had got blown out of the water.

SUSAN SPENCER (voiceover): For Linda Wheeler that was it.

LINDA WHEELER: I started having my doubts.

SUSAN SPENCER (voiceover): The cop who'd been first to tie Tim Masters to the crime now is the first to think she'd been wrong.

LINDA WHEELER: I was very verbal about I'm not sure we're on the right track. I'm not comfortable with Tim Masters as a suspect anymore.

SUSAN SPENCER: Okay, when you said that wha-- what did your superiors say?

LINDA WHEELER: I wasn't very popular with that-- with that opinion.

SUSAN SPENCER (voiceover): Wheeler wanted to reinvestigate, start from square one, enlist the help of the FBI.

LINDA WHEELER: So I was told I could not take it to the FBI. I was not able to look at alt-- alternate suspects. By the end of '93, I was back on patrol.

SUSAN SPENCER (voiceover): She says she was fed up and ostracized. She quit the Fort Collins police in 1995. Jim Broderick, meanwhile, had been freshly promoted to supervisor, and he soon reopened the case, focusing on his favorite suspect.

JIM BRODERICK: It's always been an interest of mine anyway, and now I was in a position to-- to actually do something about it.

SUSAN SPENCER (voiceover): He had no new evidence but in 1997, he found an ally, someone who put a new spin on the best evidence he did have--Tim's eerie drawings, and what they meant.

DR. REID MELOY: He was preoccupied with violence, with sexually-sadistic images, with images of domination and degradation of women.

SUSAN SPENCER (voiceover): Doctor Reid Meloy is an internationally-known expert on sexual homicide, interviewed here in 2000.

DR. REID MELOY: In my eighteen years of doing this kind of work, I have never seen such voluminous productions by a suspect.

SUSAN SPENCER (voiceover): A fifteen-year-old's twisted musings, bizarre artwork, and stories about violence, torture, and death. Disturbing? Sure. Tim said for a nerdy kid trying to get attention that was the point.

TIM MASTERS: My peers seemed to approve of them. They love-- they liked those drawings. They would offer suggestions, so that encouraged me to draw even more.

SUSAN SPENCER: Look, it can't--

TIM MASTERS: And we-- we would draw horrible, gruesome scenes and share it with the guys and they'd go, oh, that's cool, and pass it back.

SUSAN SPENCER: That's all this was?

TIM MASTERS: Yeah.

SUSAN SPENCER (voiceover): But Doctor Reid Meloy saw much more.

DR. REID MELOY: I looked for specificity of links between Tim Masters and the facts of the homicide itself.

SUSAN SPENCER (voiceover): He says he found hundreds of links, but two drawings stood out. One shows how he believes Tim Masters moved Peggy's body.

DR. REID MELOY: On this particular drawing, we have what appears to be a person dragging another person under their arms from behind, and we also have what appears to be blood dripping down from the person.

SUSAN SPENCER (voiceover): And the other graphically depicts what Doctor Meloy thinks Tim did to her.

DR. REID MELOY: Immediately, I thought that it was an image of a vagina being cut. The knife appears to be like the one that was used in the crime.

SUSAN SPENCER (voiceover): Meloy concluded that this was a textbook sexual homicide, an outgrowth of Tim's fury at being abandoned at eleven when his mother died.

DR. REID MELOY: Timothy Masters is symbolically killing his mother. I've absolutely no doubt in my mind that Tim Masters was the killer.

SUSAN SPENCER (voiceover): Jim Broderick felt that finally he had his man.

JIM BRODERICK: Well, I was-- I actually felt really good.

SUSAN SPENCER (voiceover): He headed for California, where Tim was working, honorably discharged from the Navy and now twenty-seven years old.

TIM MASTERS: And I get a-- a pounding on my door early in the morning on a Monday morning. A guy shows up there at the door with a suit and tie on and he says, Tim Masters, you're under arrest for the murder of Peggy Hetrick. This is unreal, unbelievable.

SUSAN SPENCER (voiceover): When Broderick searched the house, he found guns, knives, and drawings similar to what he'd found in 1987. A few months later, police brought Tim back to Colorado.

JIM BRODERICK: To me, I think it all came together really nice.

SUSAN SPENCER (voiceover): He went on trial for the murder of Peggy Hetrick in March 1999.

TERRY GILMORE: Yeah, we had all sorts of theories at the beginning.

SUSAN SPENCER (voiceover): Theories, but no physical evidence. Prosecutors Terry Gilmore and Jolene Blair admitted soon after the trial they thought their case was pretty thin.

JOLENE BLAIR: There were times when Terry and I were looking at each other like, oh, what are we doing? There's no way we're going to prove this crime. We got nothing. And that's when Broderick would say, wait a minute. Come on, guys. This is what we needed to do and it was the right thing. And there was never any doubt in his mind.

SUSAN SPENCER (voiceover): Tim's changed appearance helped their cause.

JOLENE BLAIR: The jurors didn't see the skinny little fifteen-year-old kid.

SUSAN SPENCER (voiceover): He`d grown into an imposing figure, looking fully capable of the crime.

Have you ever had any doubt that Tim Masters was innocent?

ERIK FISCHER: No. I`ve always felt he was innocent.

SUSAN SPENCER (voiceover): Eric Fischer defended Tim at trial.

ERIK FISCHER: I really did not think Tim Masters could pull this off and leave not a single shred of physical evidence.

JOLENE BLAIR: The most compelling argument for me was who else could it possibly be? Nobody else had a motive. Nobody else had the opportunity. Nobody else had the weapons. This is the guy.

SUSAN SPENCER (voiceover): Their best evidence--those incriminating drawings and star expert witness Meloy`s interpretation of what they meant.

JOLENE BLAIR: We drew a lot of similarities between the drawings and our crime scene to such an extent that the defense thought that we were crazy.

TIM MASTERS: My recent stories and drawings were gruesome, violent, but no one was stabbed in the back, no one was sexually mutilated.

SUSAN SPENCER (voiceover): As for that one incriminating "drag" drawing, Tim has always said he made it after seeing the body.

DAVID WYMORE: She didn`t get a nail driven through her tongue. She wasn`t a skeleton. She wasn`t Freddy Krueger. She wasn`t a dinosaur.

SUSAN SPENCER (voiceover): David Wymore, who represented Masters said the state built its case not around evidence, but around fear.

DAVID WYMORE: You bring in the psychologist to basically just scare them to death with these drawings that Tim did. You know, oh, this is evidence of a sexual homicide, and be scared. And they were scared.

JOLENE BLAIR: Terry Gilmore in his rebuttal close held up the photograph that we had of Peggy Hetrick`s vaginal area that showed the mutilation to it. And then we blew up the little drawing that he did and put them side by side and the resemblance was uncanny. I mean the jurors were just bowled over.

SUSAN SPENCER (voiceover): More than a decade after the crime, it took the jury just a day and a half to convict Tim Masters of first-degree murder.

TIM MASTERS: I didn't think for a minute that I would lose a trial. I didn't think it was possible be-- to be convicted for something I didn't do.

SUSAN SPENCER (voiceover): He was sentenced to life behind bars without parole.

TIM MASTERS: There's no holidays in prison. No birthdays. No Christmas.

SUSAN SPENCER (voiceover): But many birthdays would go by before a startling revelation that would challenge Tim's conviction.

DAVID WYMORE: You have a full-blown sex offender who had lived two hundred yards directly across from where the body was found. He's a pervert. He's a voyeur.

SUSAN SPENCER (voiceover): Was there a much more likely suspect?

(ANNOUNCEMENTS)

JOLENE BLAIR: Nobody else had a motive. Nobody else had the opportunity. Nobody else had the weapons.

SUSAN SPENCER (voiceover): Prosecutors were delighted with the guilty verdict in the Tim Masters case.

TIM MASTERS: Which way are we going?

JOLENE BLAIR: Who else could it possibly be?

SUSAN SPENCER (voiceover): The answer to that was right under their noses according to Tim's lawyers at a house in Tim's old neighborhood, also bordering the field where Peggy Hettrick's body was found. Four years before Tim's arrest police were summoned there to another mind-boggling crime scene.

LINDA WHEELER: I saw what had gone on inside the Hammond house and-- and saw what he did and I was shocked.

SUSAN SPENCER (voiceover): Then patrol officer Linda Wheeler helped search the home of a prominent eye surgeon, Doctor Richard Hammond.

LINDA WHEELER: Highly-educated man with a very sick perversion that I just don't understand.

SUSAN SPENCER (voiceover): A perversion with some eerie similarities to the Peggy Hettrick case secretly played out in the guest bathroom of the Hammond house.

LINDA WHEELER: There was a-- a young college student who was house sitting and as she's sitting on the potty, she thought that it was strange that there were a lot of lights in there. She thought she could see something in the vent right in front of the toilet.

SUSAN SPENCER (voiceover): She was right. Behind that vent and two others, Doctor Hammond's bathroom video cameras were whirring away.

DAVID WYMORE: When you walk in the bathroom and hit the light it activates the camera.

SUSAN SPENCER (voiceover): Each of them says Masters' lawyer David Wymore positioned with loving care.

DAVID WYMORE: It shows shower cam and toilet cam. So you sit on the toilet and this camera is directly across from your crotch. And he would calibrate this so that he could actually read the fine print on a Lysol cam.

SUSAN SPENCER: You mean when he was trying to set it up.

DAVID WYMORE: Yeah, he's setting it. So that he could get a really good close-up.

SUSAN SPENCER: Why did he put the toilet roll there?

DAVID WYMORE: He couldn't really figure out who's on it unless he could get you to lean over to go for the toilet roll and stick your face in the camera.

SUSAN SPENCER (voiceover): Apparently, auto focus was the doctor's undoing.

DAVID MICELSON: I was a policeman in Fort Collins when it happened.

SUSAN SPENCER (voiceover): David Mickelson says that when the puzzled house sitter heard an unmistakable sound--

DAVID MICELSON: Zzzt, zzzt.

SUSAN SPENCER (voiceover): --she started investigating.

DAVID MICELSON: And she moved her hand and she heard it go, zzzt, and then she moved it back and it was zzzt and then when she got down on the floor and looked in there, the louvers of the false heat duct, then the camera goes zzzz, had to focus-in because she is so close. Then she knew it was a camera.

SUSAN SPENCER (voiceover): Aghast, she called the police.

DAVID WYMORE: This is it the inside of that secret room.

SUSAN SPENCER (voiceover): In a locked room next to the bathroom, they found an elaborate taping system; in a nearby storage locker, an estimated thirteen thousand dollars worth of pornographic material.

DAVID WYMORE: Yeah, he had kept the receipts.

SUSAN SPENCER (voiceover): And everywhere, detailed files and stacks of video tapes.

DAVID WYMORE: These are some of the three hundred tapes of these victims with--

SUSAN SPENCER: He's keeping records of every single one of them.

DAVID WYMORE: Meticulous records. He would rate them. He would make a compilation tape so that if you came over to the house, he would splice on, you would have your own tape, so as you grew he could follow you.

SUSAN SPENCER (voiceover): A file for each victim--house sitters, family friends. Seventy-eight victims in all, Wymore says, among them this woman--

WOMAN #2: His daughter and I went to high school together.

SUSAN SPENCER (voiceover): --who asked us to obscure her face.

WOMAN #2: I felt sick. I felt physically sick and I just thought, oh, my God. I'm not over it. I don't know that I ever will be over it.

SUSAN SPENCER (voiceover): After his arrest, Doctor Hammond spent several days in a psychiatric unit and then was released on bond. Days later, he checked into this Denver motel, hooked himself up to an IV filled with cyanide and committed suicide.

Have you ever seen anything like this?

DAVID WYMORE: No.

SUSAN SPENCER: I mean you've been doing this for a long time?

DAVID WYMORE: No, this-- this guy is a-- a-- over-the-top obsessive voyeur pervert.

SUSAN SPENCER (voiceover): But the most astonishing thing Masters' lawyers say is that police never investigated Doctor Hammond in connection with the Hettrick murder.

So could Doctor Hammond's see the location of the body from his house?

LINDA WHEELER: You could oversee the field where Peggy Hettrick's body was.

SUSAN SPENCER (voiceover): Doctor Hammond, a voyeur with surgical skills obsessed with female body parts, who lived as close to the crime scene as Masters did. Despite this handwritten note in the Hammond file, "Look into Hettrick," Broderick was running the show.

DAVID MICKELSON: I talked to Broderick in the house because we looked out the master bedroom.

SUSAN SPENCER: And did you say the words, Peggy Hettrick, and--

DAVID MICKELSON: Oh--

SUSAN SPENCER: --and my God, this is-- look at this. How can this not be related?

DAVID MICELSON: Numerous times.

SUSAN SPENCER: And he said?

DAVID MICELSON: No answer.

SUSAN SPENCER (voiceover): Special prosecutor Don Quick, who years later would review this entire case, says that camera receipts provided by Hammond's wife show he'd started the taping years after the Hettrick murder, no reason police should have linked the two.

DON QUICK: There's no physical evidence tying Doctor Hammond to the crime.

SUSAN SPENCER (voiceover): The same could be said about Tim Masters. But when it came to circumstantial evidence--

DON QUICK: Doctor Hammond wasn't standing next to the body the morning that-- that she was killed. Doctor Hammond didn't then go to work and not call the authorities. Doctor Hammond's briefcase wasn't opened up and a picture of a person being dragged with blood coming from their back and heels on the ground much like the victim was dragged. Doctor Hammond, when you go back to his house, they didn't find grisly drawings of people being stabbed and slashed.

DAVID WYMORE: You have a full-blown sex offender, lived right across the street from where her body is found, who has an obsession with the most intimate parts of the vagina and breasts, and you have a body in the field missing those parts. And he's an eye surgeon. And you're acting like it doesn't connect.

SUSAN SPENCER: Whether or not Doctor Hammond really had anything to do with Peggy Hettrick's murder probably never will be known, in part because of what police did here at the Larimer County landfill just six months after Doctor Hammond's suicide.

TROY KRENNING: There I was at the landfill, mashing up with the grader all of these tapes.

SUSAN SPENCER: They destroyed all the evidence?

TROY KRENNING: Every bit of it.

SUSAN SPENCER: Why?

TROY KRENNING: Ask Broderick. He's the one that ordered it.

JIM BRODERICK: They were destroyed and we should talk about why they were destroyed. You've got all these victims that are on those tapes that were calling us and had legitimate concerns about the transfer of those images, which is a real issue in today's digital world. It

had nothing to do with the Masters` case or the murder of Peggy Hettrick. There`s no connection between the two of them.

DAVID MICELSON: When I found that they were going to destroy them, I just- - I lost it.

SUSAN SPENCER (voiceover): Because Detective Mickelson wondered what if Doctor Hammond had been secretly videotaping years earlier than police thought. What if in all those hours of stored videotapes--

You thought Peggy Hettrick might be on those tapes?

DAVID MICELSON: Yes. I wanted to watch every one of the tapes seized because I thought she could have been there.

SUSAN SPENCER: Anybody do that?

DAVID MICELSON: No.

SUSAN SPENCER: Why not?

DAVID MICELSON: I don`t know.

He was taking pictures of what was removed from Hettrick.

SUSAN SPENCER (voiceover): But at the time of Tim`s trial his lawyers had never even heard of Doctor Hammond. And Erik Fischer isn`t surprised that prosecutors didn`t enlighten him.

ERIK FISCHER: If we have a pervert living across the street, their complete argument that nobody else could have done this, which is their whole closing argument, goes away. They cannot make that argument and their case falls apart.

SUSAN SPENCER (voiceover): Fort Collins police kept the specifics of Doctor Hammond`s activities from the public. His name never was brought up in court. That alone Tim`s outraged attorneys say justifies a new trial.

DAVID WYMORE: Comparing Tim Masters to Doctor Richard Hammond, Doctor Richard Hammond would be a super suspect. Tim Masters would be a ridiculous suspect.

SUSAN SPENCER (voiceover): Convincing a judge of that is Tim Masters` only hope for freedom.

(ANNOUNCEMENTS)

TIM MASTERS: February 11, 1987. I was walking through a field on the way to catch a school bus. I saw a body. I didn`t believe it was real. I thought it was a mannequin and someone was playing some kind of sick joke on me.

DON QUICK: Peggy Hettrick, a woman who lived in Fort Collins, was found brutally murdered in a field. When the Fort Collins police began to investigate the case, they looked at a number of suspects. One of those suspects was a fifteen-year-old Tim Masters, who lived next to the field. He had gone up to the body that morning, hadn't reported it.

ERIK FISCHER: Tim was very introverted and very shy and very quiet, didn't have a lot of friends.

DON QUICK: They went to his house and they found very graphic drawings and writings as well as a large knife collection.

MAN #2 (interrogation video): Would we bring you in here without some kind of proof?

TIM MASTERS: Right away they started saying I know you did this.

MAN #2 (interrogation video): She's dead.

TIM MASTERS: We thought the right thing to do is to cooperate with the police.

ERIK FISCHER: Tim was branded the lead suspect in a horrific sexual mutilation and murder at age fifteen. Tim has not had a life since age fifteen.

DON QUICK: Through the years they focused on Tim Masters.

ERIK FISCHER: I think that the lead detective, Detective Broderick in this case, was so obsessed and so convinced of Tim Masters' guilt, he was willing to do anything to get a conviction of Tim Masters in this case.

JIM BRODERICK: The real hope was that there'd be some physical evidence. There'd be a fingerprint. There'd be something that we'd come up with that would match up with him. And that just didn't happen.

ERIK FISCHER: He works for ten, eleven years.

LINDA WHEELER: There were obviously other avenues that should've been explored that were not.

DON QUICK: They got an arrest warrant for Mister Masters and charged him with first-degree murder of Peggy Hettrick.

ERIK FISCHER: I really did not think Tim Masters could pull this off and leave out a single shred of physical evidence.

MAN #8 (news reporter): Much of the prosecution's case is expected to come from a psychologist.

DAVID WYMORE: The doodles are the evidence.

TIM MASTERS: I never thought there was a chance in the world that they would convict me without evidence. But they did. It was just totally surreal.

TIM MASTERS: How could this happen? How could I end up in here for something I didn't even do?

SUSAN SPENCER (voiceover): After being pursued for years, Tim Masters now is in prison for life without parole.

TIM MASTERS: My God, jeez. How'd you describe that to someone who hasn't experienced this? It's just unbelievable.

SUSAN SPENCER (voiceover): At his lowest point he says he even considered suicide, but it just seemed too much like giving up.

TIM MASTERS: I didn't do this. I couldn't let them win that easy. I couldn't leave my family like that.

SUSAN SPENCER (voiceover): He appealed his conviction; he lost. He appealed that; he lost again. Finally, in a last-ditch effort, he appealed again this time claiming ineffective counsel.

TIM MASTERS: Every day I'd work on it a couple of hours a day. People would be walking past my cell on the way to chow and there'd be papers and books spread all over my bed. But I didn't expect anything to come from it, but then Maria got appointed.

MARIA LIU: This is actually one of my first post-conviction cases.

SUSAN SPENCER (voiceover): Then thirty-six-year-old court-appointed attorney Maria Liu says that when the gigantic Masters' file landed on her desk in 2003, she had no idea what to think.

MARIA LIU: So you sort of have to work, unravel the mystery basically, as to whether or not this person deserves a new trial.

SUSAN SPENCER (voiceover): She hunkered down and started reading.

MARIA LIU: And I didn't think he was innocent right off the bat.

SUSAN SPENCER (voiceover): Then she watched those police interrogation tapes.

MAN #2 (interrogation video): You shocked the hell out of everybody.

MARIA LIU: I believe it was five different police officers, tag teaming him, doing everything-- good cop, bad cop, military cop, nice cop.

MAN #9 (interrogation video): That's the one that is dead.

JIM BRODERICK (interrogation video): Was she walking by? What happened?

MAN #4 (interrogation video): It was you.

WOMAN #1 (interrogation video): You did it. What happened, Tim?

TIM MASTERS (interrogation video): I don't know what happened.

WOMAN #1 (interrogation video): Yeah, you do.

TIM MASTERS (interrogation video): I didn't do nothing. I didn't do it.

MARIA LIU: That's when I was like, oh, my God, he is-- is innocent. And then when I met him in the prison, he was more focused on us proving his innocence than he was on getting out which to me says a lot.

SUSAN SPENCER: You're pretty much Tim Masters' only hope at that point?

MARIA LIU: Right.

SUSAN SPENCER: What's that like?

MARIA LIU: Stressful. It's really overwhelming because you know in your heart that somebody is wrongfully convicted.

SUSAN SPENCER (voiceover): With so much at stake and with little trial experience, Maria called in flamboyant defense attorney David Wymore.

DAVID WYMORE: Usually there's some evidence that indicates somebody, right? This-- there was no evidence in this case.

SUSAN SPENCER (voiceover): Even so he knew that requests for new trials almost never are granted.

When you went into this, what did you think the odds were?

DAVID WYMORE: Hundred to one, then hundred to one I'd lose.

SUSAN SPENCER: A hundred to one you'd lose?

DAVID WYMORE: Yes.

SUSAN SPENCER (voiceover): Wymore, nevertheless, joined Liu in digging through ten thousand pages of police and court files, some twenty years old.

DAVID WYMORE: It was just lot of hard work.

SUSAN SPENCER (voiceover): To their amazement, they soon realized that there were important items of evidence never given to Tim's original lawyers, although by law they were entitled to them.

MARIA LIU: Uncovering this stuff-- I mean, I don't know how to put it other than just it's an aha moment. You know, it's an-- you know, it's like ah.

JIM BENEMANN (news video): A man claiming he was wrongfully convicted of murder fights for a new trial.

MAN #9 (in court): People of the State of Colorado versus Timothy Masters.

SUSAN SPENCER (voiceover): By November 2007, hearings were well under way-- Tim Masters' best shot at winning a new trial.

DAVID WYMORE (in court): There's no physical evidence linking Mister Masters to the crime.

DON QUICK: Good afternoon. I'm Don Quick. I'm the district attorney for--

SUSAN SPENCER (voiceover): Special prosecutor Don Quick and his team representing the state of Colorado were new faces in court, but the original investigator, Jim Broderick, was there as well to advise. He told a local interviewer at the time he had an open mind.

JIM BRODERICK: Hey, if there's evidence out there, let's see it. But there's nobody that's come to me and I haven't seen yet anybody that can controvert all these facts that point to his guilt.

ERIK FISCHER (in court): It is clearly a concerted effort to hide evidence in order to convict Tim Masters.

NATHAN CHAMBERS (in court): It's mind-boggling.

SUSAN SPENCER (voiceover): On the stand, Tim's original lawyers, Nathan Chambers and Erik Fischer, who lost the case, defended the job they had done given all they didn't know--

ERIK FISCHER (in court): Broderick knew about Hammond and just ignored it.

SUSAN SPENCER (voiceover): --especially about the existence of Doctor Richard Hammond.

DAVID WYMORE (in court): When you're looking into Doctor Hammond, you're looking into a sex offense, right?

MAN #10 (in court): Yes, Sir.

DAVID WYMORE (in court): Okay.

SUSAN SPENCER (voiceover): Doctor Hammond, a neighbor of Tim's, was arrested some years after the Hettrick murder for secretly videotaping women in his bathroom.

DAVID WYMORE: This guy set up a studio to get close-up of vaginas and nipples. And you have a body in the field, missing those parts.

SUSAN SPENCER (voiceover): A great alternate suspect the defense says but his name was never mentioned in the original trial.

ERIK FISCHER (in court): You got to give me the biggest sexual pervert in the history of south Fort Collins.

NATHAN CHAMBERS (in court): He is a superb suspect.

DAVID WYMORE (in court): Jeez, that's funny. One guy was a doodler and the other guy is a sex offender. Didn't anybody see that?

SUSAN SPENCER (voiceover): And David Wymore argues that Doctor Hammond's very existence, so close to the crime scene, defines reasonable doubt.

DAVID WYMORE: They have the same alibi. Tim Masters' dad says that he's home all night in his trailer. Doctor Hammond's wife says he's home all night in the house. The difference is - is that Tim Masters doesn't have three hundred videotapes of people's vaginas and nipples at his house and he's also not an eye surgeon.

(In court): Court has got to impress on the Fort Collins police, it's over.

SUSAN SPENCER (voiceover): In court, Wymore presents a long list of other crucial evidence he says was withheld from the defense and as it turns out from prosecutors as well. It includes Broderick's notes on conversations with a former FBI profiler.

ERIK FISCHER (in court): Roy Hazelwood. I mean, he's raising the questions we're raising.

SUSAN SPENCER (voiceover): Roy Hazelwood, according to the defense, questioned the very meaning of Tim's drawings.

DAVID WYMORE: Hazelwood looked at these drawings and said, no, these are just doodles and they don't reflect what happened to Peggy Hetrick.

ERIK FISCHER (in court): Extremely important, extremely relevant. We should have had it.

SUSAN SPENCER (voiceover): Then there was the testimony of the state's star witness, Doctor Reid Meloy, who analyzed the drawings.

DR. REID MELOY: I've absolutely no doubt in my mind that Tim Masters was the killer.

SUSAN SPENCER (voiceover): But he now says his opinion was based on incomplete information provided by the authorities. Doctor Meloy also had written that Peggy Hetrick's wounds appeared to be "surgical," an opinion the jury never heard because Jim Broderick didn't turn over the doctor's full three-hundred-page report.

ERIK FISCHER (in court): All I know is we should have gotten him. They knew they existed.

DAVID WYMORE: Without question the wounds to her vagina are surgical.

SUSAN SPENCER (voiceover): And that big question of surgical skill came up with yet another expert police consulted.

MARIA LIU: Doctor Tsoi basically said it would be a hard cut for him to make. And he was a plastic surgeon.

SUSAN SPENCER (voiceover): But the views of Doctor Richard Tsoi never surfaced in court either. Not says former cop David Mickelson that it takes all these experts to see the obvious.

DAVID MICKELSON: It wasn't done by a boy with a D-cell flashlight in his mouth and a pocketknife, crawl out of his window, stab a lady, circumcise her. Didn't happen. Impossible.

SUSAN SPENCER (voiceover): The defense says police never revealed to either side exactly how far they went to get Masters to incriminate himself.

MARIA LIU: Planting newspapers, suggesting that they were close to finding the killer. They were actually planting his mom's obituary on his friend's truck.

NATHAN CHAMBERS (in court): They schemed and planned this elaborate psychological experiment on him and he passed it.

ERIK FISCHER (in court): This is outrageous. Well, I strongly believe that this police department framed Tim Masters.

SUSAN SPENCER (voiceover): But this was equal opportunity withholding: material wasn't turned over to the defense, but not to prosecutors either. Broderick concedes it may not look very good.

So you're just sitting there listening to them say there's this, this, this and this and this looks like a frame job.

JIM BRODERICK: The-- that's-- that's a position in the strategy they took without a doubt.

SUSAN SPENCER: And it wasn't.

JIM BRODERICK: Oh, absolutely not. You know, there was no effort to-- to pinpoint just Tim Masters on this case.

SUSAN SPENCER (voiceover): He says that while he may not have turned over all his notes, the defense had the same information in reports he did turn over.

JIM BRODERICK: I made detailed thorough notes, detailed thorough police reports. My notes were represented inside those police reports.

SUSAN SPENCER (voiceover): One special prosecutor's report called aspects of the police investigation "disturbing."

DON QUICK: We repeatedly said that we will go where the evidence takes us.

SUSAN SPENCER (voiceover): But Don Quick insists that not only was it not a frame-up, the work of Broderick, a twenty-nine-year veteran cop, was meticulous and detailed.

But all the things that didn't get turned over--

DON QUICK: Yes.

SUSAN SPENCER: --are-- are things that potentially could have helped the defense.

DON QUICK: Yes.

SUSAN SPENCER: I mean it doesn't seem to be any omission of things that hurt the defense.

DON QUICK: I would agree with your characterization.

SUSAN SPENCER: And the question is why was just exculpatory stuff withheld?

JIM BRODERICK: Well, I mean, obviously, the defense is free to make that argument.

SUSAN SPENCER: So any mistakes that were made here were honest mistakes?

JIM BRODERICK: Sure.

DON QUICK: When you know that you have evidence that indicates his innocence and you don't turn it over, you don't get the benefit of doubt from me that it was a mistake.

DAVID WYMORE (in court): I want to draw your attention to page 1242 of police report.

SUSAN SPENCER (voiceover): Toward the end of the hearing, the sheer volume of Broderick's material became an issue itself.

ERIK FISCHER: David Wymore and Maria Liu, they would be questioning a witness and they would see Lieutenant Broderick go over to a box, and David Wymore asked one day and says what is that box? And why is he pulling stuff out of that box? And why don't I have it?

SUSAN SPENCER (voiceover): Personal files, just sitting there in court. Frustrated, the judge decides it all should be turned over immediately.

TIM MASTERS: Every time I'd come into court, we'd get a new piece of evidence. We just kept finding stuff that's hidden, super-secret file after super-secret file.

DAVID WYMORE (in court): Where was this on April 12, 2006? I mean, were does this thing come from? And I went and looked.

SUSAN SPENCER (voiceover): But, ironically, because Broderick kept everything--

DAVID WYMORE: Footprint number four. It looks like Thom McAn shoe.

SUSAN SPENCER (voiceover): The defense is able to produce what it says is the most convincing argument, yet, that he and the prosecutors had this murder all wrong.

(ANNOUNCEMENTS)

JIM BRODERICK: There was no effort to pinpoint just Tim Masters on this case. It just doesn't add up that there was anything other than to just do the best job we could for the case that could've remained unsolved.

(Interrogation video): Tim, I'm Jim. Jim Broderick. How're you doing?

BARIE GOETZ: In 1987, Jim Broderick knows in his own mind that Tim Masters committed this homicide.

SUSAN SPENCER (voiceover): Veteran crime scene investigator Barie Goetz, now working for Masters' defense, says he realized the extent of Jim Broderick's tunnel vision only as the hearings to win a new trial for Tim neared an end.

DAVID WYMORE (in court): Do you ever recall ever seeing a photograph of foot impression number-four in the ground?

TIM MASTERS: We're in open court and Dave Wymore is talking to Eric Fischer, one of Tim's original defense attorneys.

ERIK FISCHER (in court): From my understanding, Broderick had these in his file and he didn't give them to us.

SUSAN SPENCER (voiceover): The showstopper emerges from Broderick's box of personal files.

DAVID WYMORE (in court): I mean where this thing come from?

ERIK FISCHER (in court): This whole envelope?

DAVID WYMORE (in court): Yeah, the whole envelope. I never saw it, Judge, until today.

SUSAN SPENCER (voiceover): In that envelope enhanced photographs of footprints from the crime scene. Two of which the defense says are consistent with a Thom McAn dress shoe.

BARIE GOETZ: There's two Thom McAns along the blood trail. One at the curb; and after making several turns, thirty feet in, there's a Thom McAn again next to the blood trail in blood.

SUSAN SPENCER (voiceover): Tim Masters never owned a pair of Thom McAns.

How much of this did the original defense know?

BARIE GOETZ: Oh, they don't know this.

ERIK FISCHER (in court): We didn't have a photograph of number three or four where you could see horizontal lines. But the FBI did and Lieutenant Broderick did and had they given it to us that would might have made a huge difference at trial.

JIM BRODERICK: They got all of that. Everything was turned over to them.

SUSAN SPENCER (voiceover): On this point, Lieutenant Broderick is adamant: Fischer, under oath or not, is flat-out wrong.

Every enhanced picture there was of every footprint was turned over to that.

JIM BRODERICK: Yes.

SUSAN SPENCER (voiceover): The problem he says is that the prints aren't clearly identifiable as Thom McAn's. To this, the defense pulls out another note from that treasure trove of documents.

BARIE GOETZ: He definitely knew because he wrote a note to himself that he knew.

MARIA LIU: He writes, "#105 is messed up. Brand pattern looks like Thom McAn shoe."

BARIE GOETZ: If the jury saw that how do you convict him after that?

SUSAN SPENCER (voiceover): Now armed with all this new evidence, Masters' lawyers have come up with their own scenario of what they think really happened to Peggy Hettrick.

DAVID WYMORE: Who did this is (sic) two people, one of them wearing a Thom McAn shoe doing this.

SUSAN SPENCER (voiceover): David Wymore thinks it all began in a car.

DAVID WYMORE: She's being abducted. Somebody's got a knife to her cheek, around her-- her arch like that. She knows the gig's up. She opens the tar- - car door, starts getting her right foot out. He grabs her and stabs her.

SUSAN SPENCER (voiceover): Key to Wymore's theory are Peggy Hettrick's boots.

DAVID WYMORE: If you look at these two boots, you'll see that this boot has normal wear.

SUSAN SPENCER (voiceover): But in this police photo, abrasions are clearly visible on the sole of the right boot.

DAVID WYMORE: What the right boot shows us is that she stuck her foot out of the car.

SUSAN SPENCER (voiceover): In tests, the Masters` defense team was able to reproduce these abrasions.

DAVID WYMORE: If you have somebody stick their foot out of the car door, putting pressure on it then you only have to drive like about five or six miles an hour for ten feet and you`ll reproduce that scuff mark on the right foot every time.

SUSAN SPENCER (voiceover): And they believe Peggy Hettrick is stabbed being pulled back into the car because Barie Goetz says the holes in her clothing prove it.

BARIE GOETZ: The cut in the coat, the cut in the blouse, and the cut on her body do not line up. You have to move the blouse one inch to her left. You have to move the coat two inches to her left in order for that wound to line up. When you have pulling on your coat and blouse, I stab you one time in the back.

SUSAN SPENCER: So she`s killed in the car.

DAVID WYMORE: Right. In the car and then it could be anywhere.

SUSAN SPENCER (voiceover): Wymore theorizes that her killer or killers next took her somewhere that gave them privacy, light, and room to work.

DAVID WYMORE: They lay her on a table, they wash her, they excise her, then they carry her, and-- and dump her in the field.

SUSAN SPENCER (voiceover): Back at the field, Barie Goetz says the evidence leads him to conclude that the body was dragged only a short distance down the embankment.

BARIE GOETZ: Where you have drag marks, you have no blood. Where you have blood, you have no drag marks.

SUSAN SPENCER: You would expect were she being dragged to find heal marks?

BARIE GOETZ: And on her jeans you would see the marks that the grass makes and the dirt makes and the blood makes.

SUSAN SPENCER (voiceover): Marks like these on Goetz`s own daughter after she helped him reenact a dragging scenario.

BARIE GOETZ: You don`t see those on her because her legs are not in contact with the ground when she goes through there.

SUSAN SPENCER (voiceover): Now Goetz says two people carried Peggy Hettrick`s body to its resting place, her bloody coat painting a trail.

BARIE GOETZ: She is carried. Her heels are not in contact with the ground except for that run down the slope. That's what happened to her.

DAVID WYMORE: It is as clear as the nose on your face.

SUSAN SPENCER (voiceover): If true that makes Tim Masters` "drag" drawing a linchpin of the prosecution`s case a lot less relevant.

BARIE GOETZ: There`s nothing accurate about his drawing.

DAVID WYMORE: I think the footprints alone deserved to give him a new trial. I thought Doctor Hammond alone deserved to give him a new trial. The psychological experiment alone deserved to give him a new trial, the non disclosure of all these things--

SUSAN SPENCER: Mm-Hm.

DAVID WYMORE: --but I never count my chickens before they hatch, you know, I got to hear it from the court.

(in court) --they gave him.

SUSAN SPENCER (voiceover): Because as damning as that list sounds, these hearings are far from over. The prosecution has yet to present its answers to the defense`s many charges.

BARIE GOETZ (in court): This is at the end of the day a search for the truth.

SUSAN SPENCER (voiceover): The bar for granting a new trial is very high.

MARIA LIU: It`s so hard to undue a-- a conviction.

DAVID WYMORE: I just want them to confess.

SUSAN SPENCER (voiceover): Wymore and Liu would love some new evidence to lower that bar a bit and modern science could provide it.

BARIE GOETZ: The two individuals that carried her would have transferred their DNA onto her clothing as they carried her into the field.

SUSAN SPENCER (voiceover): But can investigators retrieve DNA after all this time.

BARIE GOETZ: We are one month shy of twenty years, so are we still going to find the DNA? We don`t know. But we`re going to try.

SUSAN SPENCER (voiceover): With Tim Masters` future hanging in the balance, the defense team is about to go half way around the world and risk everything to find out.

(ANNOUNCEMENTS)

MARIA LIU: This is a very emotional case I think for so many levels.

DAVID WYMORE: You have a woman murdered in a small town, some sort of mutilation going on. Bad case.

SUSAN SPENCER: Lots of pressure to solve it?

DAVID WYMORE: Oh, yeah.

SUSAN SPENCER (voiceover): It wasn't their job to solve it--

MARIA LIU: I believed in him and I believed in the case.

SUSAN SPENCER (voiceover): --but Tim Masters' attorneys, David Wymore and Maria Liu, knew that new evidence of another killer might be the only way to get their client out of prison. So in the winter of 2007, they took a huge gamble. Betting that there would be DNA on the clothes Peggy Hettrick wore when she was killed and that it would help identify her murderer. DNA was such an infant science back then that although investigators did analyze hair, blood, and fibers, no DNA tests ever had been done on the clothing. But now that testing was possible, was it also smart? Would it help Tim Masters?

DAVID WYMORE: My job was to exclude Tim.

SUSAN SPENCER: There's not a-- a moment when you said, yikes, you know, what if--

DAVID WYMORE (overlapping): No there's--

SUSAN SPENCER: --what if this DNA comes back and it's-- and it's Tim's.

DAVID WYMORE: I'm the trial lawyer. There's always a chance and always in the back of your mind is yikes.

LINDA WHEELER: If it's Tim Masters, it's Tim Masters.

SUSAN SPENCER (voiceover): Former Fort Collins cop Linda Wheeler, by now a firm believer in Tim's innocence, was all for it.

LINDA WHEELER: Go where the evidence leads you.

RICHARD EIKELENBOOM: This is what-- what you got from this location on the (INDISTINCT).

SUSAN SPENCER (voiceover) Plus, she knew just the man to do it.

RICHARD EIKELENBOOM: You-- you compare the numbers.

LINDA WHEELER: He has developed such an expertise, be able to find the evidence, the trace evidence, if it's still there on the clothing then Richard can find it.

RICHARD EIKELENBOOM: Come here, Joye (ph).

SUSAN SPENCER (voiceover): Richard is Richard Eikelenboom, a DNA expert, who with his wife Selma, a forensic medical examiner, loves nothing more than a chance to use hard science to ferret out the sordid secrets of crime.

SELMA EIKELENBOOM: And Linda was very persistent. She says this is wrongful conviction.

RICHARD EIKELENBOOM: Pretty uncommon to start a DNA laboratory in a-- in a farm I think.

SUSAN SPENCER: Show me around a little bit.

(Voiceover): The only problem for the defense--

Why did you want to bring this out here?

They had to travel thousands of miles to all places here in the Netherlands to a tiny lab in this quaint farmhouse some sixty miles from Amsterdam.

RICHARD EIKELENBOOM: We have our DNA trace recovery in-- in this building. We also have DNA isolation or DNA extraction.

SUSAN SPENCER: What's here?

RICHARD EIKELENBOOM: This is our blood stain room.

SUSAN SPENCER: Is there somebody in there?

RICHARD EIKELENBOOM: Yeah. We have our--

SUSAN SPENCER: What is there?

RICHARD EIKELENBOOM: --our testing doll. We do training courses for judges and criminal law.

SUSAN SPENCER: What is all that?

SELMA EIKELENBOOM: What you say there is an arterial gush.

SUSAN SPENCER (voiceover): The Eikelenbooms jokingly call it the "crime farm."

SELMA EIKELENBOOM: A crime farm.

RICHARD EIKELENBOOM: The crime farm, yes.

SUSAN SPENCER: What was the biggest challenge as you approach this?

RICHARD EIKELENBOOM: To-- to get this evidence to Holland. I think this was quite unique. I believe never-- never happened that a case in the States went out of the States.

LINDA WHEELER: David Wymore and Maria Liu said, Linda, they'll never let that evidence out of the United States, never happened before.

SUSAN SPENCER (voiceover): The prosecution fought hard to prevent it happening this time, but in the end--

LINDA WHEELER: Judge Weatherby went, okay, I'm going to allow that.

SUSAN SPENCER (voiceover): The judge did insist that someone had to escort the clothes to Holland. Barie Goetz volunteered.

I-- I assume you didn't-- you didn't check this, right. This was--

BARIE GOETZ: This was carry-on.

SUSAN SPENCER (voiceover): Goetz had been with the Colorado state crime lab for twenty-two years. In January of 2007, clutching his priceless suitcase of evidence, he flew to Amsterdam, took the hour-long drive to the Eikelenboom crime farm--

BARIE GOETZ: Good morning. Hi.

RICHARD EIKELENBOOM: Good morning. You had a good trip.

BARIE GOETZ: I did.

SUSAN SPENCER (voiceover): --and began helping Richard carefully unpack Peggy Hettrick's clothes--jeans, her blouse, underwear--

BARIE GOETZ: This is all the victim's clothing.

RICHARD EIKELENBOOM: Okay.

SUSAN SPENCER (voiceover): --readying the individual pieces for testing.

RICHARD EIKELENBOOM: So we got the bra?

BARIE GOETZ: So the bra is-- it's Jay Tee 47.

RICHARD EIKELENBOOM: Yep.

SUSAN SPENCER (voiceover): As usual, Richard Eikelenboom would use a most unusual approach.

BARIE GOETZ: What he's looking for is not the blood stains. Not the saliva stains. Not the semen stains. He's looking for skin cells that are transferred onto clothing when someone uses a lot of force.

SUSAN SPENCER (voiceover): Skin cells and so-called touch DNA are Richard's specialty. He's a pioneer in this approach, the same that finally cleared the parents of Jon Benet Ramsey of her murder.

RICHARD EIKELENBOOM: We finally found skin cells on the-- on the--under the armpits.

SUSAN SPENCER: The technique, which they've used in dozens of cases involves not just being able to retrieve the skin cells, but in knowing exactly where to look.

How important is force to this? Like, if I-- if I just reach over and go like that, have it left DNA?

RICHARD EIKELENBOOM: You'll-- You'll leave DNA but there's no laboratory in the world, who will get a good profile out of that.

SELMA EIKELENBOOM: That's very important because the upper skin, those-- those cells are dead. The DNA there is not very good. And by using force, you shed those cell layers. And then you come to good layers where the DNA is better. And by using force on something, you leave those cells behind. And it are (sic) those cells where we get the DNA from.

DAVID WYMORE: The way that Dutch forensic scientists look at it is you have to understand the crime first. Where are the most likely places that a perpetrator or perpetrators would touch her in an aggressive manner?

RICHARD EIKELENBOOM: And then we need as much information as we can get.

SUSAN SPENCER (voiceover): Before he even looks for the DNA, Richard tries to reconstruct the murder, step by step.

LINDA WHEELER: He looks where it's most likely logical that a perpetrator has grabbed and possibly has applied force to clothing or to a victim.

SUSAN SPENCER (voiceover): Richard and Selma often will even reenact the crime, as they did here with the help of Barie Goetz.

BARIE GOETZ: Where would I grab somebody, wanted to stab them, wanted to carry them? I want to pull their pants and panties down et cetera, and that's where we collected samples.

RICHARD EIKELENBOOM: Photo.

BARIE GOETZ: We worked ten days collecting samples from these clothing and looked at them, you know, with different lighting, infrared, UV, normal lighting, et cetera.

RICHARD EIKELENBOOM: We did more than sixty samples and we did more than four hundred DNA profiles.

SUSAN SPENCER (voiceover): And remarkably more than twenty years after the murder, it all paid off.

What exactly did he find?

LINDA WHEELER: Full profile of a male on the inside of the underpants of Peggy Hetrick; right where he had hypothesized where somebody would with force pull down the underwear.

SUSAN SPENCER (voiceover): Not only was there DNA, there was enough to analyze.

And the results were?

BARIE GOETZ: It's not Tim on any place.

RICHARD EIKELENBOOM: His DNA is not on the clothing.

SUSAN SPENCER (voiceover): Just as his supporters expected. But they also knew that not finding Tim's DNA wasn't by itself going to set him free.

So when the DNA came back and it's not him, why isn't that alone enough to vacate the conviction?

LINDA WHEELER: Because they could always hang their head on that Tim Masters, he was such a good murderer that he didn't leave any evidence behind. They've said that from day one.

SELMA EIKELENBOOM: This DNA was on incriminating sites on her clothing and then if you really want to make it clear that Tim Masters didn't do it, you have to find the-- the one--

RICHARD EIKELENBOOM: Probably. Yeah.

SELMA EIKELENBOOM: --the person who left the DNA. Let him tell.

SUSAN SPENCER (voiceover): Was it perhaps from Tim's neighbor, Doctor Richard Hammond, who eight years after Peggy's murder was arrested for videotaping women in his bathroom?

RICHARD EIKELENBOOM: Everybody was thinking I think on the defense side-- side is it-- Doctor Hammond was involved in this. And we thought the same.

SUSAN SPENCER: You did?

RICHARD EIKELENBOOM: So-- yeah, at that time, we-- I think--

SELMA EIKELENBOOM: Well, he-- he looked like a good candidate.

RICHARD EIKELENBOOM: Yeah.

SUSAN SPENCER: But they didn't have a sample of Doctor Hammond's DNA for comparison; and without it, the Dutch couldn't rule him in or out. The thing is that was just fine with the Masters` defense because they needed to keep suspicion of Doctor Hammond alive. If DNA cleared him, then the spotlight would be right back on Tim.

(Voiceover): Putting Doctor Hammond aside then, the Dutch ran more tests on DNA samples from cops, investigators, even from Matt Zoellner--remember him, Peggy Hettrick's ex-boyfriend--

MAN #6 (interrogation video): Are you the one who stabbed Peggy Hettrick?

MATT ZOELLNER (interrogation video): No.

SUSAN SPENCER (voiceover): --whose date gave him an alibi for the night Peggy was killed.

You basically tested the ex-boyfriend's DNA in order to rule him out.

RICHARD EIKELENBOOM: To exclude him. No, we didn't--

SELMA EIKELENBOOM: That's why he was so shocked when he entered the room.

RICHARD EIKELENBOOM: Yeah.

SUSAN SPENCER (voiceover): Shocked because the DNA didn't exclude him.

SELMA EIKELENBOOM: And I was sitting behind my computer and the door opened and Richard said it's Zoellner, it's Zoellner, (LAUGHING) and I thought what is he talking about?

SUSAN SPENCER (voiceover): Matt Zoellner, who told police that except for that brief encounter in the parking lot he'd not even seen Peggy Hettrick for a week. Not only was Zoellner's DNA on the inside waistband of Peggy's underpants, it also turned up on the cuffs of her blouse where one might grab if picking up a body.

There's no question this is the ex-boyfriend's--

LINDA WHEELER (overlapping): No question.

SUSAN SPENCER: --DNA inside the waistband of her underpants.

LINDA WHEELER: Yes.

SUSAN SPENCER: Okay, where does that leave him?

LINDA WHEELER: Explain that one. This is him and only him, no question, no question.

SUSAN SPENCER (voiceover): Clearly, Zoellner has many questions to answer but what if anything does this bombshell mean to Tim Masters in prison for the last nine years?

TIM MASTERS: To me it's not over yet. I'm-- I'm still dressed in orange. I'm still in-- in a jail.

(ANNOUNCEMENTS)

SUSAN SPENCER (voiceover): For Tim Masters that old cliche finally is true- -this really could be the first day of the rest of his life.

MAN #11: What's the order of the day, Tim?

TIM MASTERS: Ah, freedom (LAUGHING).

SUSAN SPENCER (voiceover): Tim is waiting for a word on whether the Dutch DNA findings will persuade the judge to grant him a new trial. Certainly, his excited lawyer thinks they should.

DAVID WYMORE: What they didn't have in 1999 was the DNA evidence. The person who killed her touched her.

SUSAN SPENCER (voiceover): Tim's gigantic family packs the courtroom, joining legions of other supporters.

JUDGE JOE WEATHERBY (in court): Do you have a cell phone on? Please turn it off. Check your cell phones.

SUSAN SPENCER (voiceover): Not on hand is Jim Broderick, called out of town on a family emergency. But from their crime farm in Holland, Selma and Richard Eikelenboom are here.

JUDGE JOE WEATHERBY (in court): I would ask you to reserve any emotional outburst.

DON QUICK: There's DNA from an alternate suspect on her body in a couple of places and not Tim Masters. That's evidence that a jury, if it'd been available back in '99, a jury should have heard.

SUSAN SPENCER (voiceover): The state confirmed the Dutch DNA results, and with that the prosecutor takes bold action, instructing his deputy to move for Tim Masters' immediate release.

BARIE GOETZ (in court): And so we would respectfully ask that the court grant this motion.

JUDGE JOE WEATHERBY (in court): The court has reviewed the motion and the court grants the motion to vacate the conviction and sends and orders the release of the defendant.

SUSAN SPENCER (voiceover): With that the hearing abruptly ends. The state's witnesses never even testify. And after more than nine years, Tim Masters is suddenly a free man.

(Crowd cheering)

MAN #12 (news reporter): Tim, what do you think?

SUSAN SPENCER (voiceover): He is almost speechless.

MAN #12 (news reporter): Tim, what do you think?

TIM MASTERS: Oh, it's still sinking in.

MAN #13: Okay, let's clear path here--

MAN #14: Clear path.

SUSAN SPENCER (voiceover): Not so, his delirious family.

MAN #15: Yes.

MAN #16: Yeah.

WOMAN #3: Yes.

WOMAN #4: Yes, we did it.

MAN #17: It's just a great feeling for me today, I'll tell you that. It's a long time coming.

TIM MASTERS: I just want to thank my family and my friends who stuck with me all these years. Without their support, I don't know I could've made it through this.

WOMAN #5: We as a family have stayed together so much to support Tim and we continue to support Tim and will.

WOMAN #3: We never turned our back on Tim, not once. We never will.

MAN #18: Move guys, move, move. Thank you.

MAN #18: Good luck, Tim.

TIM MASTERS: Thank you.

SUSAN SPENCER: How would you describe what this feeling is like?

TIM MASTERS: Just imagine, well, I don't even know if you-- you can imagine spending all that time up there in prison and finally being free after all these years. Well, I don't even know how to answer that question.

SUSAN SPENCER: What has surprised you the most?

TIM MASTERS: Surprised me the most? The price of everything.

(Susan Spencer and Tim Masters laughing)

TIM MASTERS: I was not ready for that.

SUSAN SPENCER: Do you avoid sort of thinking about what this cost you?

TIM MASTERS: No, not-- not necessarily.

SUSAN SPENCER: How would you quantify it?

TIM MASTERS: What I've lost, jeez, I mean, giving ten years of my life, I don't know how you put a price tag on that. Tell me what's ten years of our life worth, especially twenty-seven to thirty-six? All I know is that you-- you can never get those years back.

SUSAN SPENCER (voiceover): But Tim Masters is determined to try.

TIM MASTERS: H-C-Z. So my vision is actually to the point where I can legally drive?

MAN #19: You can legally drive.

SUSAN SPENCER (voiceover): Three days after his release, in 2008, the state dropped all charges against Tim Masters.

Do you think we'll ever know who killed Peggy Hettrick?

DAVID WYMORE: Oh, God, I don't know. I really don't know. I know who didn't, you know.

SUSAN SPENCER (voiceover): The DNA that freed Tim Masters leaves lingering questions about Peggy's ex-boyfriend Matt Zoellner. He today lives in Fort Collins, keeping a low profile.

DAVID MICKELSON: If he did it, he better get out of town.

SUSAN SPENCER (voiceover): Zoellner did not respond to repeated attempts to contact him.

I mean, we're talking about skin cells inside her underpants. This is not just, you know--

DON QUICK: The DNA materials were found in a couple of places on the body that we had tested--

SUSAN SPENCER (overlapping): Exactly, and that was enough to get Tim Masters free?

DON QUICK: Oh.

SUSAN SPENCER: It's not enough to get anybody else arrested.

DON QUICK: You'd have to ask the attorney general on where he is on the arrest.

SUSAN SPENCER (voiceover): The Colorado attorney general now has the Hettrick case but won't comment on any aspect of it.

Do you think, realistically, anybody absent a confession could be convicted for this crime?

MARIA LIU: No, I really don't. Since Richard Hammond is deceased, their defense attorney is going to say, look at this guy, he's the one that did this. There's no way.

SUSAN SPENCER (voiceover): He still may be the defense's favorite suspect, but using a sample of Doctor Hammond's DNA provided by his wife, the state says he has been ruled out as the killer.

DON QUICK: There is no evidence tying Doctor Hammond. He just happened to live in the neighborhood.

SUSAN SPENCER (voiceover): The court never ruled on whether the original defense lawyers did their jobs. But Erik Fischer accepts some blame.

ERIK FISCHER: Great day for Tim Masters, not really a great day for me. I'm upset that this happened and it happened on my watch.

SUSAN SPENCER (voiceover): If the original prosecutors are upset, they're not talking. Both were publicly reprimanded and fined for failing to disclose information to the defense. But Tim doesn't blame them for what happened.

TIM MASTERS: It's pretty obvious who did this to me. It was one detective Jim Broderick.

SUSAN SPENCER: If Jim Broderick were sitting where I'm sitting right now, what would you tell him?

TIM MASTERS: (LAUGHING) I-- I wouldn't talk to Jim Broderick at this point. There's not a whole lot of love between him and me, so it'd be best if we just didn't speak to each other.

SUSAN SPENCER: But what would you like to say to him?

TIM MASTERS: I'm not going to say it on camera.

JIM BRODERICK: What it really comes down to is I'm accountable to God and I'm-- I'm-- I'm accountable to Peggy Hettrick.

SUSAN SPENCER (voiceover): Looking back, Jim Broderick, the man who pursued Tim Masters across decades, made absolutely no apology for his actions.

Do you believe he did it?

JIM BRODERICK: Well, I-- I believe that I followed the evidence, okay? And the evidence pointed to Tim Masters.

SUSAN SPENCER: They find the ex-boyfriend's DNA inside her underpants, on the cuffs of her blouse. Does that not give you any pause?

JIM BRODERICK: Well, you can find DNA evidence and it may have an innocent explanation, so--

SUSAN SPENCER (voiceover): Ironically, Broderick says Tim's lawyers only had that crucial information because of him and his passion for saving everything.

JIM BRODERICK: That characterological trait of mine of wanting to hang on to information, not knowing its future use has helped Tim Masters because had I not done that it wouldn't have been al-- available to be tested.

SUSAN SPENCER: Peggy Hettrick's clothes would've been destroyed?

JIM BRODERICK: Ex-- everything-- everything would've been destroyed.

SUSAN SPENCER (voiceover): That may not mean much to Tim Masters struggling to put together a new life.

WOMAN #6: Everybody ready?

SUSAN SPENCER (voiceover): He's got some unlikely new friends--

WOMAN #7: Thank you.

SUSAN SPENCER (voiceover): Linda Wheeler, the first cop to ever suspect he was guilty.

LINDA WHEELER: This young man is going to lead a good, productive life.

TIM MASTERS: Hey, my favorite uncle. What are you up to?

SUSAN SPENCER (voiceover): Barie Goetz, who travels with him in Europe beginning with Amsterdam for an appearance with Richard and Selma on Dutch TV.

MAN # 20 (news reporter): And it helps set them free the innocent man who was imprisoned for ten years. Very warm welcome for you, Tim Masters.

TIM MASTERS: Thank you.

SUSAN SPENCER (voiceover): And his lawyer, Maria Liu--

MARIA LIU: Hey, what's going on?

TIM MASTERS: Hey what's going on?

SUSAN SPENCER (voiceover): --whose office he still visits regularly.

MARIA LIU: So what are you going to do today?

TIM MASTERS: I have no idea.

MARIA LIU: Without all of these people there's no way that we would be where we are today.

SUSAN SPENCER: He seems to regard you as a really good friend?

MARIA LIU: Yeah.

All of your stuff is now centralized.

He will be dear to me. It took an entire village of people to free Tim Masters.

TIM MASTERS: This is the kitchen of my mansion.

SUSAN SPENCER (voiceover): He found a new apartment.

TIM MASTERS: Little utility area right here. Home sweet home.

SUSAN SPENCER (voiceover): No guards, no orders, no rules.

TIM MASTERS: For the last two years I was in a six-by-eight cell which was about from this wall to that wall and about to here.

SUSAN SPENCER (voiceover): Not surprising then that he relishes walks in the great outdoors.

TIM MASTERS: I always loved this place. I like the mountains, period. There's a part of me that doesn't even want to start rebuilding my life because I'm afraid of losing it again.

THOMAS HETTRICK: I'm glad for him. I'm glad for him that he has his freedom.

SUSAN SPENCER (voiceover): Peggy's brother, Tom Hettrick, who has long doubted Tim Masters was his sister's killer, greeted the news of his release with mixed feelings.

THOMAS HETTRICK: But I'm also measured because I want-- I want people to realize this is not over yet. Peggy is the ultimate victim in this. Tim Masters got to go home.

(Crowd cheering)

THOMAS HETTRICK: Peggy is not coming home. She's never coming home. She comes home in-- in your heart and in your mind.

SUSAN SPENCER (voiceover): And the murder that so shocked this peaceful town more than twenty years ago seems as big a mystery now as it was back then.

AUTOMATED VOICE: You've reached the Peggy Hettrick investigation hotline at the Colorado attorney general's office. Please leave any information you wish to provide.

(Graphics onscreen)

Tim Masters was exonerated in June by the Colorado attorney general.

He has received \$10 million in settlements for wrongful imprisonment.

Jim Broderick is under indictment for perjury in the case.

END

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