

SIOUX FALLS POLICE DEPARTMENT

Criminal Investigations Division - Homicide Unit

SWORN STATEMENT

SWORN WRITTEN WITNESS STATEMENT

SFPD Case No. 2015-48801 | ME Case No. 2015-ME-0447 | MARSH, Eleanor Anne

Witness:	Craig Daniel Ellsworth	DOB:	September 11, 1964
Address:	5502 E. Tallgrass Pkwy., Sioux Falls, SD 57110	Phone:	(605) 334-8821
Employer:	Apex Financial Group, Inc.	Title:	Chief Operating Officer
Statement Date:	October 15, 2015	Submitted Via:	Personal delivery - attn. Det. M.
Prepared With:	Thomas R. Hennessey, Esq. (counsel - present during preparation)		

STATEMENT

I, Craig Daniel Ellsworth, Chief Operating Officer of Apex Financial Group, Inc., do hereby voluntarily provide this written statement to the Sioux Falls Police Department in connection with the death of Eleanor Anne Marsh, my colleague and the company's Chief Financial Officer.

I have been employed by Apex Financial Group since March 2010. Ms. Marsh joined the company in January 2011. For the duration of her tenure, she reported directly to me on financial matters, and she and I maintained a professional and collegial working relationship. I have no personal information about Ms. Marsh's private life beyond what is generally known within our organization.

On the afternoon of October 13, 2015, at approximately 4:30 p.m., I met with Ms. Marsh in her office at Suite 712, 4200 S. Western Ave. The purpose of the meeting was a scheduled review of fourth-quarter financial projections and year-end planning matters. The meeting lasted approximately 45 minutes. At its conclusion, Ms. Marsh appeared professionally engaged and focused, as was entirely typical of her. I said goodnight and left the building at approximately 5:25 p.m. To my knowledge, that was the last time I saw Ms. Marsh alive. email content - see subpoena JRB

top composed - M.S.
Late on the evening of October 13, 2015, at approximately 11:47 p.m., I received an electronic mail message from Ms. Marsh's company email address. I did not read that message until the morning of October 14, 2015, at approximately 8:10 a.m., at which time I had already received a telephone call from a detective with the Sioux Falls Police Department notifying me of Ms. Marsh's death. The content of that electronic communication has been provided in full to the Sioux Falls Police Department pursuant to a voluntary disclosure, and I will not characterize or summarize it further in this statement on the advice of counsel. I wish to be clear that I have cooperated fully with the Department's request for that record.

I learned of Ms. Marsh's death on the morning of October 14, 2015, when I received a call from Det. Maria Santos of the Sioux Falls Police Department at approximately 8:05 a.m. I subsequently notified the company's board chair and

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contacted legal counsel. I have directed all Apex Financial personnel to cooperate fully with the investigation and to make company records available upon proper request.

I am not aware of any person who may have wished harm upon Ms. Marsh, nor am I aware of any circumstances that would explain her death. I am prepared to answer additional questions from the Department through counsel and will make myself available at a mutually agreeable time.

Declarant Signature:	_____	Date:	October 15, 2015
Print Name:	Craig D. Ellsworth		
Counsel (present during preparation):	Thomas R. Hennessey, Esq. - Hennessey & Farr LLP		
Received By (SFPD):	_____	Badge:	_____

I declare under penalty of perjury under the laws of the State of South Dakota that the foregoing is true and correct to the best of my knowledge and belief.