

1 *(In Open Court, Defendant Present)*

2 **THE COURT:** I think we're ready.

3 Hello, sir.

4 **THE BAILIFF:** Ready, Judge?

5 **THE COURT:** Yes, ma'am. Thank you.

6 **THE BAILIFF:** All rise for the jury.

7 *(Jury enters the courtroom)*

8 **THE COURT:** Thank you. Please be
9 seated. Good to see you this morning.

10 **GROUP RESPONSE:** Morning.

11 **THE COURT:** Thank you. I believe you
12 had offered photos to the Defense, 83 through 97.
13 Any objection from the Defense?

14 **MS. CARPENTER:** No, Your Honor.

15 **THE COURT:** Admitted.

16 **JAMES PATRICK CHADWICK,**
17 having been previously duly sworn, testified as follows:

18 **DIRECT EXAMINATION CONTINUED**

19 **Q.** *(BY MS. JOHNSON)* So, Detective Chadwick,
20 when we left off yesterday, we were discussing you
21 wanting to search the defendant's bedroom in the
22 house at 114 Santa Rita; is that correct?

23 **A.** Yes, ma'am.

24 **Q.** And when you went to search that house,
25 what kind of items were you looking for or focusing

1 on in that bedroom?

2 **A.** We were looking for items like purse,
3 cards, pictures, bedding, clothing, cell phones,
4 computer-related items such as computers or cell --
5 disk drives, thumb drives, things like that.

6 **Q.** Were you looking for any type of plastic
7 containers?

8 **A.** Yes, ma'am, we were.

9 **Q.** Like large plastic containers?

10 **A.** Large bins or storage, yes, ma'am.

11 **Q.** And who signed the consent to search for
12 the home?

13 **A.** Mr. Castellano, Augustin Castellano, and I
14 believe -- and his wife witnessed it.

15 **Q.** Were they cooperative?

16 **A.** Yes, they were very cooperative.

17 **Q.** Now, when you went to -- did they direct
18 you to the bedroom that the defendant was using?

19 **A.** Yes, ma'am, they did.

20 **Q.** Showing you State's Exhibit 83. Is that
21 the front of the house at 114 Santa Rita?

22 **A.** Yes, it is.

23 **Q.** And before you took any items out of the
24 room, did you photograph the room?

25 **A.** Yes, it was photographed.

1 **Q.** State's Exhibit 85 -- this is better. I
2 will show you State's Exhibit 86. What do we see
3 here in 86?

4 **A.** There in 86, this is the bedroom I was
5 directed to. Of course, we're seeing a computer and
6 screen all in one on a foldable table. The bed and a
7 sofa, along with storage bins which contained
8 clothing, diapers, things like that.

9 **Q.** And State's Exhibit 88?

10 **A.** This is the opposite end of the room at the
11 foot of the bed. The curtains cover the main room;
12 closet; and, of course, the white is a -- the
13 white -- it's basically a white plastic closet,
14 portable closet which contained Mark Castellano's
15 clothes, laundry basket, and a black box -- or black
16 storage box underneath the basket.

17 **Q.** Did both this closet and the portable
18 closet contain a lot of male clothing?

19 **A.** Yes, both closets did contain a lot of male
20 clothing.

21 **Q.** Showing you State's Exhibit 90. What --

22 **A.** This, of course -- sorry.

23 **Q.** What is in State's Exhibit 90?

24 **A.** This, of course, is a closer picture of the
25 computer monitor and keyboard and the items that were

1 on the table which consisted of a wallet type case,
2 which is a pink case; couple of tin pans, I guess we
3 can call them; speakers; I believe a cell phone; and
4 disk containers.

5 Q. And did you mark items that you were
6 eventually going to seize and take?

7 A. Yes, we did.

8 Q. So, showing you State's Exhibit No. 94.
9 So, is everything marked with a number the things
10 that you took from the bedroom?

11 A. Yes, they are.

12 Q. And State's Exhibit 93, what do you show
13 marked in 93?

14 A. We show the computer and the items on the
15 table. Also, in the black -- excuse me. In the
16 plastic storage bins were certain drawers that
17 contained male -- adult male clothing that was also
18 marked.

19 Q. And did you take all the clothing that was
20 in that portable closet in State's Exhibit -- shown
21 in State's Exhibit 95?

22 A. Yes. We took the entire closet. Each
23 marker showed a storage unit which we took to search
24 through.

25 Q. And I show -- in State's Exhibit 96, what

1 was marked here?

2 **A.** Those are a pair of black shoes that were
3 adult male shoes.

4 **Q.** At the time that you were taking these
5 items, why were you taking these particular items?

6 **A.** To locate any form of evidence that could
7 pertain to the investigation that was currently going
8 on in Harris County.

9 **Q.** And State's Exhibit 97, what was seen here?

10 **A.** Right there, item marker 16 is actually for
11 two bins and a cell phone that is pictured, one
12 being -- I believe a cell phone is one bin, also --
13 or you can just see the corner. I'm sorry.

14 **Q.** So --

15 **A.** That is the second bin. This marker
16 actually counted for that tin pan, this bin and the
17 cell phone and the cords that went with it.

18 **Q.** So, you took all of those items?

19 **A.** Yes.

20 **Q.** And at the home we saw pictures yesterday
21 of the black Ford Fusion parked outside the home.

22 Did you seize that vehicle and take that with you?

23 **A.** Yes. That vehicle was also seized and
24 transported to 200 North Lincoln.

25 **Q.** And is that the old fire station?

1 **A.** Yes, it is.

2 **Q.** So, after you searched the dumpster and the
3 Castellano home, the bedroom, and took the Ford
4 Fusion, did you meet up with officers from HPD
5 homicide?

6 **A.** Yes, ma'am.

7 **Q.** When did that happen?

8 **A.** Approximately 11:30 that night.

9 **Q.** And where do you remember meeting them?

10 **A.** We met them at the airport. They had just
11 flown in from -- from Houston.

12 **Q.** Was that Sergeant Harris and Investigator
13 Waters?

14 **A.** Yes, it was.

15 **Q.** And when you met with Harris and Waters,
16 where did y'all -- where did you take them?

17 **A.** From the airport, we drove to District
18 Judge Whalen's residence to complete a signing of a
19 search warrant.

20 **Q.** Was that search warrant for the Ford
21 Fusion?

22 **A.** Yes, it was.

23 **Q.** Now, once you brought all of these items
24 from the dumpster and the bedroom and the car back to
25 the old fire station, did you kind of more thoroughly

1 process those items and go through them?

2 **A.** I did process the items the next day that
3 was removed from the home.

4 **Q.** Was that on October 1st?

5 **A.** Yes, it was.

6 **Q.** And who do you do that with?

7 **A.** With Crime Tech Patrick Harris.

8 **Q.** Now, after processing all those items, were
9 some items returned back to the Castellanos?

10 **A.** Yes. Some items were returned.

11 **Q.** What kind of items were returned back to
12 the Castellanos?

13 **A.** Those items were basically anything that we
14 did not believe contained evidentiary value, which
15 consisted of things like plugs, wires, old
16 photographs, I believe some clothing that belonged
17 to -- we believed belonged to Mark Castellano.

18 **Q.** When you -- sorry. Go ahead.

19 **A.** That was it.

20 **Q.** When you were processing the items with
21 Technician Harris, what were you really focusing on
22 going through these things?

23 **A.** We were focusing on locating items such as
24 documents to identify Michelle Warner, cards
25 belonging to Mark Castellano, or any evidence that --

1 any property that belonged to Michelle Warner such as
2 keys, credit cards, photos, anything like that.

3 Q. Basically anything that was associated with
4 like a female owning it?

5 A. Correct.

6 Q. And after going through these items, did
7 you keep these and list all of these items in a
8 report?

9 A. Yes, we did.

10 Q. In these items, there were a lot of things
11 that had the name Michelle Warner on them?

12 A. Yes, there were.

13 Q. And after documenting and processing these
14 items, did you turn over all of that evidence to
15 Houston Police Department Homicide?

16 A. Yes, we did.

17 **MS. JOHNSON:** I'll pass the witness.

18 **THE COURT:** Thank you.

19 **MS. CARPENTER:** I have no questions,
20 Your Honor.

21 **THE COURT:** Thank you.

22 Is this witness excused for all
23 purposes so he may return home?

24 **MS. JOHNSON:** Yes, Your Honor.

25 **MS. CARPENTER:** Yes, Your Honor.

1 **THE COURT:** Thank you. You're
2 released as a witness.

3 **THE WITNESS:** Thank you.

4 **(Witness released)**

5 **MS. REYNA:** The State calls Patrick
6 Harris.

7 **THE COURT:** Thank you.

8 **THE BAILIFF:** Your Honor, this witness
9 will need to be sworn in.

10 **THE COURT:** Thank you. Come on up,
11 please, sir. And if you will come around this way.

12 **THE WITNESS:** Yes, ma'am.

13 **THE COURT:** And if you will turn and
14 face the jury and raise your right hand, I will give
15 you the oath.

16 **(Witness Duly Sworn)**

17 **PATRICK HARRIS,**

18 having been first duly sworn, testified as follows:

19 **DIRECT EXAMINATION**

20 **Q.** **(BY MS. REYNA)** Good morning. Would you
21 please introduce yourself to the jury?

22 **A.** My name is Pat Harris, P-A-T, H-A-R-R-I-S.

23 **Q.** And how are you employed?

24 **A.** I'm a crime scene technician with the
25 Odessa Police Department in Odessa, Texas.