

1 THE COURT: Is the State ready to  
2 proceed?

3 MR. DRIVER: State is ready to proceed,  
4 Judge.

5 THE COURT: Second stage of trial.  
6 Please call your first witness.

7 MR. DRIVER: State calls Officer Ertons.

8 THE COURT: And, ladies and gentlemen,  
9 this witness is still under oath.

10 **DOUGLAS ERTONS,**  
11 having been previously duly sworn, testified as follows:

12 **DIRECT EXAMINATION**

13 Q (BY MR. DRIVER) You are the same Officer  
14 Ertons who testified earlier in the trial?

15 A I am.

16 Q And when we were talking earlier about the  
17 images that you had discovered on CMP1, do you remember  
18 approximately how many of those images you would term  
19 child pornography?

20 MR. SCOTT: If it please the Court, I  
21 would object. Once again, this calls for a conclusion  
22 on the part of this witness.

23 THE COURT: Sustained.

24 Rephrase the question.

25 Q (BY MR. DRIVER) How many of those depicted,

1 children who visually appeared to be under the age of 18  
2 engaging in sexual conduct?

3 A On the whole drive itself?

4 Q Yes.

5 A Hundreds.

6 Q And did you and I collect a selection of about  
7 3 or 400 of those and place them on a disk?

8 MR. SCOTT: If it please the Court, I  
9 would object. This is repetitious.

10 THE COURT: Hang on. I didn't hear the  
11 question.

12 Q (BY MR. DRIVER) Did we place them on a disk?

13 A We did.

14 THE COURT: And you had an objection to?

15 MR. SCOTT: Repetition, Your Honor. He  
16 testified to this same thing in the case-in-chief.

17 THE COURT: Overruled.

18 Q (BY MR. DRIVER) Looking at State's Exhibit  
19 42, is this the disk that you and I compiled?

20 A It is.

21 Q Were these images collected from the same  
22 place that we had in State's Exhibit 43 or were these  
23 from somewhere else?

24 A From somewhere else.

25 Q Were they from the unallocated area?

1           A     Correct.

2           Q     And this is a fair and accurate depiction of  
3 all of those images that you and I collected and placed  
4 on this disk?

5           A     Yes.

6                     MR. DRIVER:   State offers State's Exhibit  
7 42 and tenders to counsel.

8                     MR. SCOTT:   No objection.

9                     THE COURT:   State's Exhibit 42 is  
10 admitted.

11           Q     (BY MR. DRIVER)   In addition to images  
12 depicting children visually under the age of 18 engaged  
13 in sexual conduct, can you describe any of the other  
14 images that you saw?

15           A     I found several bestiality images?

16           Q     What does bestiality mean?

17           A     It means people having sex with animals.

18           Q     Was there any adult pornography?

19           A     Yes, there was.

20           Q     Was there a large quantity or small quantity  
21 of adult pornography?

22           A     Very large.

23           Q     Was that computer, CMP1, the only place that  
24 you located adult pornography?

25           A     No, sir.

1 Q Where else did you locate adult pornography?

2 A CMP2 also had a lot of adult pornography.

3 Q Did you see any child pornography or did you  
4 see any images that seemed to depict children under the  
5 age of 18 engaged in sexual conduct on CMP2?

6 A No, I did not.

7 Q Now, there was also mention of a camera. Did  
8 you do anything with regard to a black camera that was  
9 recovered?

10 A I did take screen shots of the images that  
11 were contained on it, but there was no SD card, so there  
12 were very few pictures on the camera.

13 Q Okay. So let's be clear about that. An SD  
14 card is what?

15 A It's a SmartMedia card that you put in to  
16 download the images to that you take pictures of.

17 Q So it's like a memory card?

18 A Right.

19 Q And that memory card was absent when you  
20 received the camera?

21 A Yes, it was.

22 Q Do you have any knowledge of where that item  
23 has gone or did you ever have an SD card associated with  
24 that camera?

25 A No, I did not.

1 Q And was one recovered, to your knowledge?

2 A No.

3 Q The images that you actually saw on the  
4 camera, what nature were they were?

5 A I saw a couple images of watches and then  
6 there was a pictures of a young girl with her face  
7 covered laying on a couch.

8 Q Was she disrobed or anything like that?

9 A No.

10 Q Did it appear to be just kind of -- what would  
11 you describe the picture as?

12 A It was basically, I guess it was a couch or a  
13 large chair, and the girl was just laying on her back  
14 and she had her feet up in the air and she had her face  
15 covered.

16 Q And was she clothed?

17 A Yes, she was.

18 Q But were there any other images that you could  
19 recover from that camera?

20 A No.

21 Q Is that because there was no SD card?

22 A Right.

23 MR. DRIVER: I'll pass the witness,  
24 Judge?

25 MR. SCOTT: No questions, Your Honor.

1 THE COURT: You may stand down.

2 We're going to take another break, ladies  
3 and gentlemen. We have an additional witness who is en  
4 route, hopefully in the next ten minutes. If you will  
5 please stand and go with the bailiff back to the jury  
6 room.

7 (Recess taken)

8 (Witness sworn)

9 (Jury seated)

10 THE COURT: Please be seated.  
11 Call your next, please.

12 MR. DRIVER: State calls Dr. Lawrence  
13 Thompson.

14 THE COURT: This witness has been  
15 previously sworn.

16 Please proceed.

17 MR. DRIVER: Thank you, Judge.

18 **LAWRENCE THOMPSON, JR., PH.D.,**  
19 having been first duly sworn, testified as follows:

20 **DIRECT EXAMINATION**

21 Q (BY MR. DRIVER) Please introduce yourself to  
22 the ladies and gentlemen.

23 A Yes. My name is Dr. Lawrence Thompson, Jr.

24 Q Where you are employed, sir?

25 A I'm employed with the Harris County Children's