

1 A. To help people.

2 Q. And you went through the training to become a
3 Houston Police Department officer?

4 A. Yes, I did.

5 Q. Are you a certified peace officer?

6 A. Yes, ma'am.

7 Q. And what is your current duty or assignment
8 with HPD?

9 A. Patrol.

10 Q. And what do you do while on patrol?

11 A. I run calls for service.

12 Q. And what do you mean by "run calls for
13 service"?

14 A. Say someone has a domestic disturbance, they
15 call it in and we respond.

16 Q. So you respond to 911 calls that are made?

17 A. Yes, ma'am.

18 Q. Were you on patrol on April 10th of 2011?

19 A. Yes, I was.

20 Q. Did you have a chance to -- did you respond to
21 a robbery that evening?

22 A. Yes, ma'am.

23 THE COURT: You have to speak into that
24 microphone. They can't hear you well.

25 THE WITNESS: Yes.

1 Q. (BY MS. OSWALD) Just make sure the jury can
2 hear you.

3 THE COURT: Okay.

4 Q. (BY MS. OSWALD) So you responded to a robbery
5 on April 10th, 2011?

6 A. Yes, ma'am.

7 Q. And where did you get dispatched to?

8 A. 10100 Bissonnet.

9 Q. And is 10100 Bissonnet in Harris County, Texas?

10 A. Yes, ma'am.

11 Q. Is that an area that falls in the area in which
12 you were assigned to patrol?

13 A. Yes, it is.

14 Q. And what area were you assigned to patrol?

15 A. 92 District.

16 Q. And what kind of -- just for the jury's
17 purpose, what area is that?

18 A. Alief area.

19 Q. Now, on that evening, what is 10100 Bissonnet?
20 Is that a business, or?

21 A. I believe it's a business.

22 MS. OSWALD: Your Honor, may I approach?

23 THE COURT: You may.

24 Q. (BY MS. OSWALD) Officer, I'm handing you what
25 has been marked as State's Exhibit 14, State's Exhibit

1 19, 20 and 21. Do you recognize these?

2 Just go through them each individually.

3 Do you recognize the images in each of these exhibits?

4 A. Yes, I do.

5 Q. And starting with State's Exhibit 14, how do
6 you recognize State's Exhibit 14?

7 A. It's an aerial map with the streets on it.

8 Q. Is that an area in which you are familiar with?

9 A. Pretty much.

10 Q. Is it an area in which you patrol?

11 A. Yes, ma'am.

12 Q. In State's Exhibit 20, what are we looking at
13 here?

14 A. Bissonnet Street.

15 Q. And is that also an area in which you patrol?

16 A. Yes, it is.

17 Q. And is that a fair and accurate representation
18 of the area in which you were dispatched to on
19 April 10th of 2011?

20 A. General area, yes.

21 Q. Okay. And does that go for State's Exhibit 20
22 as well?

23 A. Yes.

24 Q. And what are we seeing here in State's Exhibit
25 19?

1 A. Ford Explorer driving on Bissonnet.

2 Q. But is that a fair and accurate representation
3 of the shopping center or strip center you were
4 dispatched to that evening?

5 A. Yes, it is.

6 MS. OSWALD: Tendering State's 14 and then
7 19 through 21 to defense counsel.

8 MR. TANNER: Thank you.

9 Judge, we object as to relevance and the
10 same 404(b) and 403 objection we made prior to lunch as
11 to this exhibit and anything else that they offer during
12 this part of the trial.

13 THE COURT: Your objection is overruled.
14 State's 14, 19, 20 and 21 are admitted over objection.

15 MS. OSWALD: State requests to show them
16 to the jury.

17 THE COURT: You may.

18 Q. (BY MS. OSWALD) Officer, you've got a screen
19 right to your right. You can actually mark on that
20 screen to show the jury kind of a general area.

21 Starting with State's Exhibit 14, what is
22 this a map of?

23 A. Map of the area which I patrol.

24 Q. And can you show me generally where 10100
25 Bissonnet would be located on that map?

1 A. Right here.

2 THE COURT: With a little X.

3 A. There you go.

4 THE COURT: That's fine.

5 Q. (BY MS. OSWALD) 10100 Bissonnet, when you got
6 there, what kind of -- what was the location? Was it a
7 home? Was it a business? Strip center?

8 A. Strip center.

9 Q. State's Exhibit 19, is that a good view of the
10 strip center in which you were dispatched to?

11 A. Yes, it is.

12 Q. Do you recall what kind of businesses are in
13 that strip center?

14 A. All different kinds.

15 Q. All different kinds. Okay.

16 What time of night were you dispatched to
17 this area?

18 A. Around 9:59.

19 Q. Is this another view of this strip center,
20 State's Exhibit 20?

21 A. Yes, it is.

22 Q. So at around what time of day were you
23 dispatched to that strip center?

24 A. 2159, which is 9:59.

25 Q. 9:59. When you got there, who did you speak

1 with?

2 A. Complainant. One of the them. I think her
3 name is Kathryn Scurry.

4 Q. And what did Ms. Scurry call you out to the
5 scene for?

6 A. Aggravated robbery -- well, at the time it was
7 just a robbery report, just occurred at the location.

8 Q. So you were just dispatched to a robbery
9 report; is that right?

10 A. Robbery just occurred. So it happened within,
11 like, five, ten minutes of the actual incident.

12 Q. And when you got to the scene, how many people
13 did you speak with?

14 A. I spoke to the two complainants.

15 Q. And did they give you a general description
16 of -- did they give you a general synopsis of the event
17 that had occurred?

18 A. Yes, they did.

19 Q. Okay. And did you find that it was a robbery
20 that had occurred?

21 A. Yes, I did.

22 Q. Did you find out whether or not any sort of
23 weapons were involved?

24 A. From what they said, yes.

25 Q. What kind of weapon?

1 A. I believe it was a pistol.

2 Q. Now, did you get any sort of description of the
3 vehicle that the suspect drove away in?

4 A. Yes, I did.

5 Q. What was the description of the vehicle?

6 A. It was on a beige-colored car, either possibly
7 Mitsubishi or a Toyota.

8 Q. And did they tell you the race and the gender
9 of the person that had just robbed them?

10 A. Just a second.

11 Yes, they did.

12 Q. And from what you can recall of that incident,
13 I know it's been a year, but were both of those
14 complainants still pretty shaken up about what had just
15 happened to them?

16 A. I cannot recall.

17 Q. Okay. But can you recall how long you were at
18 the scene speaking with them about what had just
19 happened?

20 A. Probably 20 to 30 minutes talking to them.

21 Q. Do you have the call slip with you to review?

22 A. Yes, I do.

23 Q. How much time -- in your call slip, it's
24 generated from the time in which you check into a scene
25 and when you check out; is that right?

1 A. Right, when I clear it.

2 Q. When you clear it is when you go in and tell
3 the dispatch, I'm at a scene? Is that right?

4 A. Or I'm going to another one. So clear that one
5 and go to another one.

6 Q. So it pretty much tells us how long you have
7 been at a certain particular area or scene, just to give
8 your location for your safety as well?

9 A. Correct.

10 Q. Okay. How long does that call slip say you
11 were at that scene?

12 A. How long?

13 Q. Yes. The duration time. Was it ten or 15
14 minutes?

15 A. Looks like a lot longer than that, from 10:07
16 to 2316.

17 Q. Okay. Do you check out whenever you leave the
18 scene -- how long do you remember being at that scene?
19 Was it a quick duration time at the scene with them or
20 was it a shorter period?

21 A. It was quick.

22 Q. Okay. And why would you speak to them quickly?
23 What were you trying to get? Just the information of
24 the robbery?

25 A. The information, what happened real quick so I

1 can GB the information to other units in the area to be
2 on the lookout.

3 Q. What do you mean by "GB"?

4 A. General broadcast over a HPD radio or the MDT
5 in the car, computer.

6 Q. You're just trying to get the information out
7 so other people can start to look for the suspect?

8 A. Correct.

9 Q. Okay. Do you try to get out of the scene
10 quickly as well to get back on the street to help to
11 look for the suspects?

12 A. Yes, I do.

13 Q. Is it safe to say you didn't have a very long
14 conversation with either of those two complainants?

15 A. What was your question?

16 Q. Is it safe to say you didn't have a very long,
17 detailed conversation with either of those two
18 complainants about what happened?

19 A. Yes.

20 MS. OSWALD: Pass the witness.

21 THE COURT: Okay. Mr. Tanner.

22 **CROSS-EXAMINATION**

23 **BY MR. TANNER:**

24 Q. Officer, did you say this was in the Alief part
25 of town where this happened?

1 A. Well, that's roughly 19 District, yes.

2 Q. Okay. How far is that from the Hobby Airport
3 area, about?

4 A. I have no idea.

5 Q. Do you know where Hobby Airport is?

6 A. Yes.

7 Q. How long do you think it would take you to
8 drive from that location to Hobby Airport if you took
9 the freeway?

10 A. Forty minutes.

11 Q. It's a pretty long drive from the Hobby Airport
12 area?

13 A. Yes.

14 Q. And you put out a general broadcast for a -- do
15 you recall for a beige Mitsubishi or Toyota?

16 A. That's what I said, yes.

17 Q. Anything else you said that you recall?

18 A. (Shakes head negatively.)

19 Q. Nothing unusual, just looking for a car, no
20 unusual description of who the person was or anything?

21 A. I can't recall what I put out on the GB.

22 Q. Okay. And your report doesn't reflect that you
23 put down a description given to you from the people at
24 this scene, correct?

25 A. A description of what?

1 Q. Of what the person looked like or a description
2 of him?

3 A. As I said, got a black male. She stated in one
4 of the statements that he was wearing a hoodie, so.

5 Q. And that was it?

6 A. Yes.

7 Q. All right.

8 MR. TANNER: Thank you.

9 THE COURT: Further questions?

10 MS. OSWALD: No further questions, Your
11 Honor.

12 THE COURT: Okay. Thank you, Officer
13 Sadowski.

14 Call your next witness.

15 MR. BURDETTE: State calls Officer Duran.

16 THE COURT: Come on up, Officer Duran.
17 You're still under oath.

18 **J. DURAN,**

19 having been first duly sworn, testified as follows:

20 **DIRECT EXAMINATION**

21 **BY MR. BURDETTE:**

22 Q. Good afternoon, Officer Duran.

23 A. Good afternoon, sir.

24 Q. How are you?

25 A. Fine. Thank you, sir.