

1 THE COURT: All right. Thank you, sir.  
2 You may step down.

3 MS. BUESS: May this witness be excused?

4 THE COURT: Any objection, sir?

5 MR. STILL: None, Your Honor.

6 THE COURT: All right. You're excused,  
7 sir.

8 State, call your next witness.

9 We're going to break for the day in about  
10 30 minutes. I know it's been a long day for everybody.

11 MS. MILES: State calls Officer Salcido.

12 THE COURT: Come forward, sir. Stand  
13 right there. Raise your right hand and I'll swear you  
14 in.

15 GABRIEL SALCIDO,  
16 having been first duly sworn, testified as follows:

17 THE COURT: Ms. Miles.

18 DIRECT EXAMINATION

19 BY MS. MILES:

20 Q. Officer, will you please introduce yourself to  
21 the members of the jury?

22 A. Gabriel Salcido.

23 Q. And, Officer Salcido, if it isn't obvious, how  
24 are you employed?

25 A. I'm with the Houston Police Department.

1 Q. How long have you been with the Houston Police  
2 Department?

3 A. 27 years.

4 Q. Where are you currently assigned?

5 A. At the Southeast Station on Mykawa.

6 Q. What -- are you a certified peace officer?

7 A. Yes, ma'am.

8 Q. What does it mean to be a certified peace  
9 officer?

10 What type of training and classes have  
11 you attended or certifications do you have to be a  
12 police officer?

13 A. Well, we go through the academy and then we  
14 take 40-hour courses every year to be certified as a  
15 police officer.

16 Q. And have you passed all the tests, taken all  
17 the classes that are required?

18 A. Yes.

19 Q. Are you -- on December 27th, 2011, where were  
20 you assigned?

21 A. At the Southeast Station.

22 Q. And do you work patrol?

23 A. Yes, ma'am.

24 Q. What shift do you work?

25 A. Third shift.

1 Q. What from what time to what time is third  
2 shift?

3 A. From 10:00 to 6:00.

4 Q. Is that 10:00 to 6:00 p.m. or --

5 A. 10:00 p.m. to 6:00 a.m.

6 Q. Okay. On December 27th, 2011, were you  
7 dispatched to a location?

8 A. Yes, ma'am.

9 Q. And what particular -- in relation to the  
10 cause we're here in trial today, what location were you  
11 dispatched to?

12 A. It was 4942 Alvin.

13 Q. How were you dispatched?

14 A. Over the radio.

15 Q. And what was the nature of the call that you  
16 were dispatched on?

17 A. On a suspicious person.

18 Q. About what time were you dispatched?

19 A. I came in early that night. They sent me out  
20 because there was a lot of calls holding. And I was  
21 dispatched at 9:55.

22 Q. And when you arrived on location, what did you  
23 find?

24 A. I arrived there right at 10:00 o'clock. And  
25 there was several people at the given location. And

1 there's -- a gentleman came up to me and said that he  
2 wanted to give himself up.

3 Q. The gentleman that said he wanted to give  
4 himself up, do you see that man in the courtroom today?

5 A. Yes.

6 Q. Can you identify him by an article of clothing  
7 he has on?

8 A. The gentleman with the white shirt.

9 MS. MILES: Your Honor, may the record  
10 reflect that the witness was identified the defendant?

11 THE COURT: It will.

12 Q. (BY MS. MILES) When the defendant walked up  
13 to you and said I want to give -- give myself up, what  
14 did you do?

15 A. I had no idea what he was talking about.

16 Q. How did you go about figuring out what he was  
17 talking about?

18 A. Well, he told me what had happened. And I had  
19 no idea where it happened because he told me that it  
20 happened somewhere in Third Ward. And it was prior to  
21 me coming to work, so --

22 Q. What did the defendant tell you happened?

23 A. He said he had gotten in a fight and had  
24 stabbed somebody.

25 Q. Once he told you that, what did you do next?

1           A.    I got his name and all his information.  And I  
2 called the Third Ward area dispatch to see if they knew  
3 -- if they could give me any information as to what he  
4 was saying.

5           Q.    Were they able to give you any information  
6 that gave you any idea what the defendant was talking  
7 about?

8           A.    Yes.

9           Q.    Once you obtained that information, what did  
10 you do next?

11          A.    I placed him in the back of my patrol car and  
12 searched him.

13          Q.    And when you searched him, did you find  
14 anything?

15          A.    A knife.  It was a knife.

16                   MS. MILES:  Your Honor, may I approach  
17 the witness?

18                   THE COURT:  You may.

19          Q.    (BY MS. MILES)  Officer Salcido, I'm showing  
20 you what's been previously marked as State's Exhibit 9.  
21 Do you recognize this?

22          A.    Yes, it has my initials.

23          Q.    What is the outside portion of this?  What is  
24 this?

25          A.    I guess it's just identifying whatever is in

1 the envelope.

2 Q. Okay. Whatever is in the envelope.

3 Now, as a -- as part of your kind of  
4 standard practice as a police officer, what do you do  
5 when you find something that you think is evidence in a  
6 case?

7 A. We tag it at the property room.

8 Q. How do you tag it?

9 A. We fill out certain forms in relation to  
10 whatever incident it might be connected to.

11 Q. And did you do that in this case? Did you  
12 fill out this form?

13 A. Yes, ma'am.

14 Q. The item -- the knife that you mentioned that  
15 you took from the defendant, what did you do with it?

16 A. I tagged at the property room.

17 Q. Okay. And is there any way that you can  
18 recognize something that you have personally tagged?

19 A. Just by -- just by looking at it.

20 Q. Okay.

21 A. Most of the time.

22 Q. Do you ever put any markings or any notations  
23 on any evidence to indicate that you were the one who  
24 put it in the envelope?

25 A. Not in this case. I didn't mark it at all.

1 It was just sealed and that was it.

2 Q. Did you seal it yourself?

3 A. No. The personnel at the property room seal  
4 it and then we just initial it over the seal.

5 Q. Okay. And did you do that in this case?

6 A. Yes, ma'am.

7 Q. The tape, did you -- were you there when it  
8 was taped up --

9 A. Yes.

10 Q. -- in this envelope?

11 A. Yes.

12 Q. And the markings on the envelope, are those  
13 your initials?

14 A. Yes.

15 Q. And did you -- how did this get to court  
16 today?

17 A. I picked it up this morning.

18 Q. And where did you pick it up from?

19 A. From the property room.

20 Q. And the seal is broken. Do you know how the  
21 seal became broken on this?

22 A. I opened it here.

23 Q. Okay. In the presence of Ms. Buess, the other  
24 prosecutor in this court?

25 A. Yes.

1 Q. And did you examine the contents of this  
2 envelope?

3 A. Yes, ma'am.

4 Q. And is this the same item that you took off of  
5 the defendant that night?

6 A. Yes.

7 Q. Okay.

8 MS. MILES: At this time offer -- tender  
9 to opposing counsel for any objection and offer into  
10 evidence State's Exhibit 9 and its contents.

11 THE COURT: Any objection?

12 MR. STILL: No, objection, Your Honor.

13 THE COURT: All right. It's admitted.

14 Q. (BY MS. MILES) And, Officer Salcido, let's --

15 MS. MILES: Permission to publish to the  
16 jury?

17 THE COURT: You may.

18 Q. (BY MS. MILES) Officer Salcido, what I'm  
19 putting on the screen, is that the knife you took off  
20 of the defendant that night?

21 A. Yes, ma'am.

22 Q. And if I could, let me shed a little light on  
23 this.

24 There is some material -- some substance  
25 on the blade of the knife. Do you have any idea what



1 that is?

2 A. It looks --

3 MR. STILL: Objection, speculation, Your  
4 Honor.

5 THE COURT: That would be speculation.

6 Q. (BY MS. MILES) Officer Salcido, as your -- as  
7 part of your duties as a Houston police officer, have  
8 you ever responded or responded on many or few  
9 occasions to a scene where someone has been injured or  
10 bleeding?

11 A. Yes.

12 Q. Have you seen bloody knives or bloody rocks or  
13 bloody weapons or pieces of property of any kind?

14 A. Yes, I have.

15 Q. And what we're looking in at State's Exhibit  
16 No. 9, is that consistent with blood as you have seen  
17 as part of your duties as a Houston police officer?

18 A. Yes, ma'am.

19 Q. Okay. The knife that we're looking at in  
20 State's Exhibit No. 9, is that the same condition it  
21 appeared to be when you took it off his person on that  
22 night?

23 A. Yes, ma'am.

24 Q. When you arrested the defendant that night,  
25 did you notice any injuries on him?

1 A. Not that I can recall.

2 Q. If you would have seen any injuries, would you  
3 have documented that in an offense report?

4 A. I'm pretty sure I would have.

5 Q. If he had any sort of bleeding or bruising or  
6 swelling that was obvious to you, would you have put  
7 that in your offense report?

8 A. Yes.

9 Q. If he would have been -- had any injuries when  
10 he was placed into custody, what would you have done?

11 A. I'm sorry?

12 Q. If the defendant had had any injuries on his  
13 person when he was placed under custody, what would you  
14 have done?

15 A. If they're severe enough where he's bleeding,  
16 we call the ambulance to check him out and we go from  
17 there.

18 Q. Did you do that in this case?

19 A. No.

20 Q. Was there any need to do that in this case?

21 A. No, ma'am.

22 MS. MILES: Pass the witness.

23 THE COURT: Cross?

24 MR. STILL: Briefly, Your Honor.

25 CROSS-EXAMINATION

1 BY MR. STILL:

2 Q. Officer, you -- basically what we're talking  
3 about is Mr. Woods turning himself in to you; is that  
4 correct?

5 A. That's correct.

6 Q. And like he or his family members called the  
7 police to have them come out so he could go into  
8 custody; is that right?

9 A. True.

10 Q. And explain himself to whomever wants to  
11 listen from the police department?

12 A. Yes.

13 Q. Now, you have no personal knowledge yourself  
14 of what happened in this particular case; is that  
15 right?

16 A. No, sir.

17 Q. Is it safe to say your role is only the arrest  
18 of Mr. Woods and tagging of that particular knife?

19 A. That's correct.

20 Q. So, you don't have any idea whatsoever whether  
21 or not Mr. Woods's conduct was justified or not,  
22 correct?

23 A. Correct.

24 MR. STILL: Pass the witness, Your Honor.

25 THE COURT: All right. Any anything

1 else?

2 MS. MILES: Nothing further, Judge. May  
3 this witness be excused?

4 THE COURT: Any objection?

5 MR. STILL: None, Your Honor.

6 THE COURT: All right. You may step  
7 down, sir. Thank you very much. You're excused.

8 Does the State have another witness?

9 MS. MILES: Judge, the State rests at  
10 this time.

11 THE COURT: Okay. All right. Ladies and  
12 gentlemen, this is going to conclude for today. We'll  
13 pick up tomorrow at 9:00 o'clock in the morning.

14 Now, we cannot -- we can't go further  
15 until all of you get here. So, if you show up at 9:00  
16 o'clock, we're not going to get started at 9:00  
17 o'clock. So, you need to get here with enough time  
18 where we can actually start at 9:00. And then we will  
19 finish at noon.

20 And if we're not able to complete the  
21 trial and, you know, everything that we need to do to  
22 complete the trial tomorrow, then we'll start up again  
23 at 9:00 o'clock on Thursday -- all right -- and finish  
24 up on Thursday. I cannot imagine this case going any  
25 further than Thursday. All right.