

1 (Jury retired.)

2 (Brief recess.)

3 (Jury seated.)

4 THE COURT: All right. Be seated.

5 Let's proceed.

6 (State's Exhibit No. 2 continued to

7 be published.)

8 THE WITNESS: Page 24.

9 (State's Exhibit No. 2 continued to

10 be published.)

11 THE WITNESS: Page 25.

12 (State's Exhibit No. 2 continued to

13 be published.)

14 **DIRECT EXAMINATION CONTINUED**

15 **BY MR. MULDROW:**

16 Q. And did that conclude your interview
17 with the defendant in this case, Officer Sosa?

18 A. Yes, sir.

19 Q. And just so we're clear, is the
20 defendant that you interviewed and was the suspect
21 in this case, is he here in the courtroom today?

22 A. Yes, sir.

23 Q. Can you tell me where he's sitting and
24 what he's wearing?

25 A. He's the gentleman in the black suit

1 wearing -- using the headphones (indicating).

2 MR. MULDROW: Your Honor, at this
3 time may the record reflect that the witness has
4 identified defendant?

5 THE COURT: The record will so
6 reflect.

7 Q. (By Mr. Muldrow) During your interview
8 of the defendant, did he admit to you that he went
9 to the kitchen and got a knife?

10 A. He admitted that he got two knives, sir.

11 Q. Did he admit to you that he stabbed
12 Alicia Gonzalez?

13 A. Yes, he did.

14 Q. Did he admit to you that no one else did
15 that?

16 A. Yes, sir.

17 Q. Were you able to look on Alicia Gonzalez
18 and observe any wounds to her hands?

19 A. Yes, sir.

20 Q. Are you familiar with the term
21 "defensive wounds"?

22 A. Yes, sir.

23 Q. What does that mean?

24 A. It's typically a wound that you receive
25 when you're trying to prevent an attack either by a

1 gunshot or a knife. Typically when somebody is
2 pointing a gun at somebody, they will put their
3 hands up, or a knife, to try to prevent them from
4 being stabbed. In her situation, her fingers were
5 cut.

6 Q. What is that consistent with in your
7 opinion and your experience?

8 A. In my experience, I believe that she was
9 trying to defend -- trying to prevent him from
10 stabbing her.

11 MR. MULDROW: No further questions.

12 THE COURT: Mr. Decuir.

13 **CROSS-EXAMINATION**

14 **BY MR. DECUIR:**

15 Q. Officer Sosa.

16 A. Yes, sir.

17 Q. Was he very cooperative with you?

18 A. Yes, sir, he was.

19 Q. And he answered everything you asked him
20 to answer, didn't he?

21 A. That's correct, sir.

22 Q. And when he didn't know the answer, he
23 told you he couldn't remember or he didn't know?

24 A. That's correct.

25 Q. Do you have any reason to believe he did

1 know and wasn't -- just wasn't telling you?

2 A. The only thing he really wouldn't answer
3 is what set him off. That's what I was trying to
4 get him to tell me, but he just really wouldn't give
5 me a specific answer.

6 Q. But he told you he just lost it?

7 A. Yes, sir.

8 Q. And he didn't know what she had said to
9 make him lose it or anything?

10 A. That's what he said, sir.

11 Q. Did you ask him in the interview about
12 he felt like she had his thumb -- her thumb on him?

13 A. Yes, sir.

14 Q. And he responded yes?

15 A. Yes, sir, that's correct.

16 Q. She was -- did he indicate to you that
17 she was domineering?

18 A. That's what he -- that's what he
19 alleged.

20 Q. And he had been married to her for over
21 15 years?

22 A. Yes, sir, that's what he said.

23 Q. Did he act like he was remorseful and
24 sorry for what he had done?

25 A. It appears -- it appears he was. He was

1 crying throughout the interview at times.

2 MR. DECUIR: No further questions,
3 Your Honor.

4 THE COURT: Anything further?

5 MR. MULDROW: Yes, Your Honor.

6 **REDIRECT EXAMINATION**

7 **BY MR. MULDROW:**

8 Q. At any point during that interview did
9 the defendant claim that he acted in self-defense?

10 A. No, sir, he did not.

11 Q. At any point during that interview did
12 he tell you anything that would justify his actions?

13 A. No, sir, he did not.

14 MR. MULDROW: No further questions.

15 THE COURT: Anything further?

16 MR. DECUIR: No further questions.

17 THE COURT: All right. You may
18 stand down.

19 Call your next witness.

20 MR. MULDROW: At this time the
21 State calls Officer Castaneda.

22 THE BAILIFF: This witness has not
23 been sworn.

24 THE COURT: Raise your right hand,
25 please.

1 (Witness sworn.)

2 THE COURT: Let's proceed.

3 **EMILIO CASTANEDA,**

4 having been first duly sworn, testified as follows:

5 **DIRECT EXAMINATION**

6 **BY MR. MULDROW:**

7 Q. Can you introduce yourself to the ladies
8 and gentlemen of the jury?

9 A. My name is Emilio Castaneda.

10 Q. Can you spell your first name for the
11 record?

12 A. E-M-I-L-I-O, Castaneda,
13 C-A-S-T-A-N-E-D-A.

14 Q. And how are you employed?

15 A. I'm a Houston police officer.

16 Q. How long have you been with the Houston
17 Police Department?

18 A. I've been in the police department for
19 20 years.

20 Q. What division of the police department
21 are you currently assigned to?

22 A. I'm assigned to the Homicide Division.

23 Q. How long have you been with Homicide?

24 A. For about three years.

25 Q. What other divisions were you assigned