

1 invoke, Judge.

2 THE COURT: Okay.

3 THE BAILIFF: That was Officer
4 Hopkins?

5 MR. MULDROW: Tompkins.

6 THE BAILIFF: Tompkins?

7 MR. MULDROW: Yes, sir.

8 THE BAILIFF: Your Honor, this
9 witness has not been sworn.

10 THE COURT: Raise your right hand,
11 please.

12 (Witness sworn.)

13 THE COURT: Let's proceed.

14 **WOODROW TOMPKINS,**

15 having been first duly sworn, testified as follows:

16 **DIRECT EXAMINATION**

17 **BY MR. MULDROW:**

18 Q. Can you introduce yourself to the ladies
19 and gentlemen of the jury?

20 A. Yes, sir. My name is Officer Woodrow
21 Tompkins. I'm with the Houston Police Department
22 Northeast Patrol Division.

23 Q. How long have you been employed by the
24 Houston Police Department?

25 A. Ten years yesterday actually.

1 Q. What kind of training did you go through
2 to become a Houston Police Department officer?

3 A. I went through the police academy
4 training starting December -- about December, 2002.
5 Graduated first in June of 2003. Had field training
6 to be an officer on both days, evenings and night
7 shift as well as evaluation and eventually moved on
8 to the Crime Scene Unit in December of 2000 --
9 excuse me -- August of 2009.

10 Q. Were you part of the Crime Scene Unit on
11 May 26th of 2011?

12 A. Yes, sir.

13 Q. What were your duties as a member of the
14 Crime Scene Unit?

15 A. To process crime scenes, basically
16 locating, diagramming, notating any particular
17 evidence relating to a particular crime as well as
18 collecting and tagging the evidence.

19 Q. Did you receive any training as part of
20 that position?

21 A. Yes, sir, I did.

22 Q. What kind of training did you receive?

23 A. I actually trained for three weeks on
24 the evening shift in the Crime Scene Unit from 2:00
25 p.m. to 10:00 p.m. and then three weeks on night

1 shift from 10:00 p.m. until 6:00 a.m.; and the
2 training involved how to take photographs using an
3 advanced 35 millimeter camera as well as video, how
4 to use a computer program called Crime Scene --
5 Crime Zone -- pardon me -- to lay out a diagram as
6 well as locating and how to properly document
7 evidence.

8 Q. When you were dispatched to a crime
9 scene, what was the procedure that you would go
10 through?

11 A. The Homicide Division -- at the time I
12 was assigned to 1200 Travis, which is the
13 headquarters, on the 24th floor. Homicide Division,
14 which is also 1200 Travis on the sixth floor, would
15 call us, being the Crime Scene Unit, advise us of
16 the crime that we had and whatever details they had
17 available along with the address and we would
18 proceed to the address in order to process that
19 scene.

20 Q. When you say process that scene, what
21 steps would you take as part of processing the
22 scene?

23 A. Upon my arrival, initially I would
24 generally meet with the primary officer, which is
25 the first officer on the scene, get the information

1 from him, what kind of crime do we have, any
2 particular suspects in custody, exactly how many
3 complainants or victims do we have, do we have a
4 general in idea of how big or small the crime scene
5 is, the general area, and how secure the crime scene
6 is as well.

7 Q. Were you dispatched to 12909 Orleans on
8 May 26th, 2011?

9 A. That's correct.

10 Q. What kind of crime were you dispatched
11 to?

12 A. A stabbing call.

13 Q. Did you know kind of the general facts
14 before you got there?

15 A. Not -- just the basics, that a female
16 complainant had been stabbed, a suspect was in
17 custody, and that it happened to be at a house.

18 Q. When you got there, what was the first
19 thing that you did?

20 A. Met with the officers on scene, Officer
21 de la Cruz in particular.

22 Q. After you met with him, what was your
23 next step?

24 A. Next step was gather my equipment up
25 which would be my camera as well as the digital card

1 that goes inside of it. Make sure I had available
2 gloves, sanitary rubber gloves to wear processing a
3 crime scene. Taking a look at the general area. I
4 knew from what Officer de la Cruz had told me that
5 it would be confined within that house, but you
6 always want to check out a scene inside and out just
7 to make sure. It's kind of a double-check on the
8 system to make sure there's no -- that all the
9 procedures are in place so that nothing is
10 overlooked.

11 Q. Okay. Did you get a consent to perform
12 a search of the residence?

13 A. Yes, sir.

14 Q. After you were done with the scene, did
15 you prepare a diagram of that scene?

16 A. That's correct, sir.

17 MR. MULDROW: Your Honor, may I
18 approach the witness?

19 THE COURT: You may.

20 Q. (By Mr. Muldrow) I'm going to show you
21 what's been marked as State's Exhibit No. 145.

22 A. Yes, sir.

23 Q. Is that the consent to search of the
24 scene that you received that day?

25 A. That's correct, sir.

1 Q. And I'm going to show you what's marked
2 as State's Exhibit No. 6. Is this the diagram that
3 you prepared of the apartment that you were called
4 to?

5 A. Yes, sir.

6 Q. Does it fairly and accurately depict the
7 layout of that apartment?

8 A. Yes, sir.

9 MR. MULDROW: Your Honor, at this
10 time I'd offer State's Exhibit No. 6 and State's
11 Exhibit No. 145 into evidence and tender to opposing
12 counsel.

13 MR. DECUIR: We have no objections,
14 Your Honor.

15 THE COURT: They'll each be
16 admitted.

17 (State's Exhibit No. 6 and State's
18 Exhibit No. 145 offered and admitted.)

19 MR. MULDROW: At this time, I'd ask
20 permission to publish State's Exhibit No. 6 to the
21 jury.

22 THE COURT: You mean you want to
23 show it to them?

24 MR. MULDROW: Yes, sir.

25 THE COURT: Okay. Can you walk by

1 with it?

2 MR. MULDROW: I ask permission to
3 publish it on the overhead.

4 THE COURT: Oh, no, we don't need
5 to use that.

6 (State's Exhibit No. 6 published.)

7 Q. (By Mr. Muldrow) Can you describe for
8 the ladies and gentlemen of the jury briefly what
9 kind of scene -- what the description of the
10 apartment was?

11 A. Yes, sir. Actually you see the inside
12 of the residence which was a single story house
13 located on Orleans. It gives the north and south
14 coordinates. Basically an overview of the entire
15 inside of the premises itself including the
16 bedrooms, dining room area, the living room area as
17 well as the kitchen.

18 Q. After you conducted a walk-through --
19 how many bedrooms are there?

20 A. I believe three. One, two and I believe
21 there's a third one off of the kitchen area, yes.
22 Oh, I'm sorry. I said three. Four. Three on the
23 east side of the house and one just off the kitchen
24 area, kind of obscure location.

25 Q. Okay. Where was the actual crime scene

1 within that residence located?

2 A. Well, what I consider the primary crime
3 scene where the incident actually took place, that
4 was in the bedroom, the master bedroom located in
5 the northeast corner of the house.

6 Q. Did you take pictures of any other
7 places within the residence?

8 A. Yes. I start -- I generally try to
9 start on the outside and then work my way through.
10 That way if you were looking at the pictures, you
11 would kind of have an idea of what I was seeing as I
12 was walking through.

13 MR. MULDROW: Your Honor, may I
14 approach the witness?

15 THE COURT: Sure.

16 Q. (By Mr. Muldrow) I'm going to show you
17 what's been marked as State's Exhibit No. 72 through
18 83, which we've looked at earlier. Are those the
19 photographs of the outside of the residence that you
20 took?

21 A. That's correct. The rear of the
22 residence to be exact.

23 Q. Okay. And do all of those picture
24 fairly and accurately depict the scene as you
25 observed it that evening?

1 A. Yes, sir, it does.

2 Q. Okay. And what in particular were you
3 photographing on the outside of the residence?

4 A. On the outside of the residence, behind
5 the residence there was a large garage and actually
6 a large patio area and the basis of what I was told
7 by Officer de la Cruz was that alcohol seemed to
8 play a factor in this. All I did was document the
9 fact that I found alcohol present, being a tequila
10 bottle and a glass that was outside, and because the
11 crime itself did not occur out there, I just took
12 the photographs for proof that, yes, I did locate
13 that stuff but I didn't diagram it.

14 MR. MULDROW: Your Honor, at this
15 time I offer State's Exhibit 72 through 83 into
16 evidence and tender to opposing counsel.

17 MR. DECUIR: No objection, Your
18 Honor.

19 THE COURT: They will each be
20 admitted.

21 (State's Exhibits No. 72 through 83
22 offered and admitted.)

23 Q. (By Mr. Muldrow) And is State's Exhibit
24 No. 79 the tequila bottle that you found?

25 A. That's correct, sir.

1 Q. Okay. After you photographed the
2 outside of the residence, what was the next part of
3 the residence that you photographed?

4 A. Well, I started from the outside in and
5 I'd have to look at the pictures to see if they're
6 sequential, but that would have been starting from
7 the outside working in through the living room and
8 then basically in a circular motion either to the
9 west towards the kitchen area or towards the right
10 where the primary bedrooms were, where the main
11 crime scene had occurred.

12 Q. Did you take photographs of the kitchen?

13 A. Yes, sir.

14 Q. Was there anything important in
15 particular about the kitchen that you photographed?

16 A. The overall itself so that you knew what
17 I was looking at as well as a knife sharpener that
18 was on the counter.

19 Q. I'm going to show you what's been marked
20 as State's Exhibit No. 68 through 71, and are those
21 the photographs of the kitchen that you took that
22 day?

23 A. Yes, sir, it is.

24 Q. Okay. And did you and I look at those
25 earlier?

1 A. Oh, yes, sir.

2 Q. And do those fairly and accurately
3 depict the kitchen as you observed it that day?

4 A. Yes, sir.

5 MR. MULDROW: Your Honor, at this
6 time I offer State's Exhibit 61 [sic] through 71
7 into evidence and tender to opposing counsel.

8 THE COURT: 68 through 71?

9 MR. MULDROW: 68 through 71, yes,
10 sir.

11 MR. DECUIR: No objection, Your
12 Honor.

13 THE COURT: They'll each be
14 admitted.

15 (State's Exhibits No. 68 through 71
16 offered and admitted.)

17 Q. (By Mr. Muldrow) And what was the
18 important piece of evidence that you wanted to
19 photograph in the kitchen?

20 A. The knife sharpener on the counter.

21 Q. And State's Exhibit No. 69, is that that
22 knife sharpener?

23 A. That's correct, sir.

24 Q. Okay. After you photographed the
25 kitchen, did you also photograph the master bedroom

1 where the body was located?

2 A. Yes, sir.

3 Q. I'm going to show you what's been marked
4 as State's Exhibit No. 37 through 58. Are these the
5 photographs of the master bedroom where the body was
6 located that you --

7 A. Yes, sir.

8 Q. -- saw that evening?

9 Did you and I look at these photographs
10 earlier today?

11 A. That's correct, sir.

12 Q. And do they fairly and accurately depict
13 the scene as you observed it on that day?

14 A. Yes, sir.

15 MR. MULDROW: Your Honor, at this
16 time I offer State's Exhibit 37 through 58 into
17 evidence and tender to opposing counsel.

18 MR. DECUIR: No objection, Your
19 Honor.

20 THE COURT: They'll each be
21 admitted.

22 (State's Exhibits No. 37 through 58
23 offered and admitted.)

24 Q. (By Mr. Muldrow) Can you describe for us
25 what the master bedroom looked like?

1 A. Master bedroom had a full-size bed or
2 possibly queen-size bed in the center of it. It had
3 a dresser to the left, a dresser, if you will,
4 against the south wall as well as, I believe, it
5 was, like, a T.V. stand or a small entertainment
6 center along the east wall. The female victim was
7 sitting or -- yes, sitting on the floor -- if you
8 look in this courtroom right now, if you're looking
9 back and the way I'm looking inside the bedroom,
10 that back wall being the north side, the bed was
11 centered to the room itself. The female was sitting
12 in an upright position on the floor against the bed,
13 and it was extremely bloody.

14 Q. I'm going to show you State's Exhibit
15 No. 37 and 49. Are those the photographs of the
16 complainant?

17 A. Yes, sir.

18 Q. As she appeared that day?

19 A. Yes, sir.

20 Q. Okay. As part of your taking pictures,
21 did you move the body at all?

22 A. No, sir.

23 Q. Did any of the other officers move the
24 body?

25 A. No, sir.

1 Q. Okay. Who was responsible for moving
2 the body that day?

3 A. The Harris County Medical Examiner's
4 Office.

5 Q. After they moved it -- after they were
6 there and moved the body, did you take photographs
7 as they were doing that?

8 A. Yes, sir.

9 Q. And did you take photographs of the
10 complainant's hands that day?

11 A. Yes, sir.

12 Q. I'm going to show you State's Exhibits
13 No. 50 and 51.

14 A. Yes, sir.

15 Q. Are those pictures of the complainant's
16 hands?

17 A. That's correct, sir.

18 Q. And are the other exhibits of the
19 scene --

20 THE COURT: Mr. Muldrow, why don't
21 you just show the photos and then ask the questions.

22 MR. MULDROW: Yes, sir.

23 Q. (By Mr. Muldrow) And did you also take
24 photographs of the entire room and everything that
25 was in it?

1 A. Yes, sir.

2 Q. Did you talk to any witnesses there at
3 the scene?

4 A. No, sir.

5 Q. Okay. Were you told to photograph any
6 objects in particular that were in the bedroom?

7 A. I'm sorry. Can you repeat?

8 Q. Were you told to photograph any
9 particular objects that were in the bedroom?

10 A. Not told specifically as much as it is
11 that when the Homicide investigators arrive on the
12 scene, we discuss what we find it is that is
13 important to be noted and to be documented. And in
14 this particular case -- I mean, of course, the scene
15 itself, the victim, the bed, the wall, the dresser,
16 those -- but I believe -- I can't remember who
17 all -- one of the officers advised me that the
18 knives were located in the dresser. Again, if we're
19 looking into the bedroom, the dresser was along the
20 west wall and I was told that there would be two
21 knives in the drawer. That's where I found them at.

22 Q. I'm going to show you State's Exhibits
23 No. 59 through 67. Are those the photographs of the
24 knives and where they were located?

25 A. Sort of. These are the photographs of

1 the knives that I took after I returned to the
2 office so I could, you know, show the measurements
3 and -- but the other ones are actually the ones that
4 I took that were in the drawer or where they were
5 recovered.

6 Q. Do those photographs fairly and
7 accurately depict the knives in the scene -- in the
8 location where the knives were recovered?

9 A. Yes, sir.

10 MR. MULDROW: Your Honor, at this
11 time I'd offer State's Exhibit No. 59 through 67
12 into evidence and tender to opposing counsel.

13 MR. DECUIR: No objection, Your
14 Honor.

15 THE COURT: They'll each be
16 admitted.

17 (State's Exhibits No. 59 through 67
18 offered and admitted.)

19 Q. (By Mr. Muldrow) In addition to taking
20 the photographs at the scene, what else did you do
21 while you were located at the scene?

22 A. Diagrammed the scene and collected the
23 evidence.

24 Q. As part of being the CSU Unit, do you
25 conduct any witness interviews or anything like

1 that?

2 A. No, sir.

3 Q. As you were done photographing the scene
4 and diagramming it, what was the next step that you
5 took?

6 A. Well, actually I did take a video. I
7 don't recall which sequence I took the video in, but
8 I also did do a video of the scene. Once I
9 concluded what I consider a thorough investigation
10 of the scene, then I go back over to Homicide, meet
11 with the Homicide investigators, that I've covered
12 everything in their interest and in my interest.
13 Then I collect the evidence, package it up and I
14 keep care, custody and control of it.

15 Then I return to my building, at the
16 time 1200 Travis, went back to my office. I
17 photographed the knives using a scale ruler to give
18 you, you know, an idea of how big they were and then
19 at some point I was contacted by the Homicide
20 Division requesting I go to the sixth floor to take
21 photographs of the suspect.

22 Q. The knives that you recovered from the
23 bedroom, did you tag them into the property room?

24 A. Yes, sir.

25 Q. And did you check those out this

1 morning?

2 A. Yes, sir. One of those is kind of
3 poking through I noticed earlier so please be
4 careful.

5 Q. Thank you.

6 I'm going to show you what's been marked
7 as State's Exhibit No. 143 and 144. Are those the
8 knives that you recovered from the bedroom?

9 A. Yes, sir.

10 MR. MULDROW: Your Honor, at this
11 time I'd offer State's Exhibit No. 143 and 144 into
12 evidence and tender to opposing counsel.

13 MR. DECUIR: No objection, Your
14 Honor.

15 THE COURT: All right. For the
16 record, those are some sort of a plastic container
17 within which is contained a --

18 MR. MULDROW: It's a plastic tube
19 containing the two knives that were recovered from
20 the bedroom.

21 THE COURT: All right. So you are
22 offering 143 and 144 which is the plastic containers
23 containing the knives?

24 MR. MULDROW: Yes, sir.

25 THE COURT: Okay. They will be

1 admitted.

2 MR. MULDROW: Yes, sir.

3 (State's Exhibits No. 143 and 144
4 offered and admitted.)

5 Q. (By Mr. Muldrow) Did the knives have
6 anything on them?

7 A. One of them had blood. I can't remember
8 if the other one did or not, but one of them
9 definitely had blood all over it.

10 Q. Would that be State's Exhibit No. 143?

11 A. That's correct, sir.

12 Q. The serrated knife?

13 A. Correct, sir.

14 Q. After you photographed the knives, you
15 stated that you took pictures of some other
16 individuals; is that correct?

17 A. Yes.

18 Q. Who did you take pictures of?

19 A. I took pictures of the suspect and
20 the -- I want to say the mother-in-law or the mother
21 of the victim and the two boys, if I recall
22 correctly.

23 Q. I'm going to show you what's been marked
24 as State's Exhibit No. 116 through 123. Are those
25 the photographs of the mother-in-law or the

1 grandmother --

2 A. Yes, sir.

3 Q. -- that you took that day?

4 A. Yes, sir.

5 Q. State's Exhibit No. 134 through 141, are
6 those the pictures of one of the children that you
7 took?

8 A. That's correct, sir.

9 Q. And State's Exhibit No. 124 through 133,
10 are those the pictures of the second son that you
11 took?

12 A. That's correct, sir.

13 Q. And those pictures we've looked through
14 earlier today?

15 A. Yes, sir.

16 Q. And do all those pictures fairly and
17 accurately depict those individuals as you saw them
18 that day?

19 A. Yes, sir.

20 MR. MULDROW: Your Honor, at this
21 time I would offer State's Exhibit 124 through 133,
22 134 through 142 and 116 through 123 into evidence
23 and tender to opposing counsel.

24 MR. DECUIR: We have no objection,
25 Your Honor.

1 THE COURT: They'll each be
2 admitted.

3 (State's Exhibits No. 116-142
4 offered and admitted.)

5 Q. (By Mr. Muldrow) the two boys that you
6 photographed, other than having some blood on them
7 at the time, was there anything unusual about them?
8 Were there any marks or wounds on them or anything
9 like that?

10 A. Not that I recall, sir.

11 Q. And I'm showing you State's Exhibit
12 No. 134 and 124.

13 A. Yes, sir.

14 Q. Are those the pictures of the two boys
15 that you took that day?

16 A. Correct, sir.

17 Q. Is it your understanding that at the
18 time you took these pictures they had cleaned up a
19 little bit?

20 A. Yes, sir.

21 Q. And were these photographs taken
22 actually at Homicide and not at the actual scene
23 location?

24 A. That's correct.

25 Q. You said you also took photographs of

1 the mother-in-law; is that correct?

2 A. Yes.

3 Q. This would be the mother of the
4 complainant?

5 A. If I remember correctly, yes, sir.

6 Q. I'm going to show you State's Exhibit
7 No. 116 and 122. Did the grandmother have some
8 wounds on her?

9 A. Yes, sir, on her arm.

10 Q. And is State's Exhibit No. 116 a
11 photograph of the grandmother and State's Exhibit
12 No. 122 the photograph of the wounds on her arm?

13 A. Correct, sir.

14 Q. Did you also take pictures of the
15 defendant that day?

16 A. Yes, sir.

17 Q. Was there a particular purpose in taking
18 pictures of the defendant?

19 A. Generally if there is a defendant or,
20 you know, what we refer to at that time as a
21 suspect, is to document what the person looked like
22 that day or what condition that person was in when
23 he or she was located.

24 Q. I'm going to show you State's Exhibit
25 No. 84 through 115.

1 A. Yes, sir.

2 Q. Are these the photographs of the suspect
3 that we looked through earlier today?

4 A. That's correct, sir.

5 Q. Do all those pictures fairly and
6 accurately depict the suspect as you observed him at
7 that time?

8 A. Yes, sir, they do.

9 Q. Did you observe any -- any wounds or
10 marks on him?

11 A. One of his hands had, like, a little
12 dot. I don't recall if that was an injury or just a
13 blood dot, but that was pretty much it. Just the
14 palm of one of his hands had a little scratch on it.

15 Q. Did it appear that he had ever been
16 struck?

17 A. No.

18 Q. Or any injuries from being struck?

19 A. No, sir.

20 Q. Did it appear that he had been cut or
21 stabbed with any kind of knife or anything like
22 that?

23 A. No, sir.

24 MR. MULDROW: Your Honor, at this
25 time I would offer State's Exhibit No. 84 through

1 115 into evidence and tender to opposing counsel.

2 MR. DECUIR: No objection, Your
3 Honor.

4 THE COURT: They'll each be
5 admitted.

6 (State's Exhibits No. 84-115
7 offered and admitted.)

8 Q. (By Mr. Muldrow) I'm going to show you
9 State's Exhibit No. 84 and State's Exhibit No. 100.
10 Is that a photograph of the defendant as he appeared
11 on that day and a photograph of his hands --

12 A. Yes, sir.

13 Q. -- as they appeared on that day?
14 After you were done photographing the
15 defendant, what was the next step in your
16 investigation or your part of the investigation?

17 A. I was asked to collect his clothing and
18 provide him with a Tyvek suit, which I did.

19 Q. After you collected the defendant's
20 clothing, what was the next thing that you did?

21 A. I'm sorry?

22 Q. After you collected the defendant's
23 clothing, what was your next step?

24 A. I departed Homicide Division, went back
25 to my office, packaged up the clothing that I had

1 collected and both knives and tagged them in the
2 property room.

3 Q. And did that conclude your part in the
4 investigation?

5 A. That's correct, sir.

6 MR. MULDROW: At this time I pass
7 the witness.

8 THE COURT: Mr. Decuir.

9 **CROSS-EXAMINATION**

10 **BY MR. DECUIR:**

11 Q. Officer, when you were photographing the
12 parts of the kitchen next to the knife sharpener,
13 was there a pineapple that had been peeled?

14 A. I would have to look at the pictures,
15 sir. I don't recall directly off the top of my
16 head.

17 MR. DECUIR: May I approach, Your
18 Honor?

19 THE COURT: Sure.

20 MR. DECUIR: May I approach the
21 witness, Your Honor?

22 THE COURT: Sure.

23 Q. (By Mr. Decuir) I'm handing you what's
24 been marked as State's Exhibit 68 through 71.

25 A. Yes, sir.

1 Q. Do you notice in there where you
2 photographed the pineapple that had been peeled?

3 A. No, sir, I do not. Let me look again.
4 I don't see a pineapple in the picture,
5 sir.

6 Q. Okay. Now, if there were a pineapple
7 that had been a freshly peeled pineapple, would that
8 have been an important piece of evidence?

9 A. No, sir.

10 Q. Well, if it was next to a knife
11 sharpener, would that indicate to you that perhaps
12 maybe there was a pineapple that was peeled and a
13 knife sharpener was used to sharpen the knife?

14 A. That could rightly be thought that way,
15 yes.

16 Q. Okay. Now I want to show you what's
17 right at the point -- the heavy end -- this is
18 State's Exhibit No. 69. I'm sorry. Yeah, 69.
19 Right at the point of that -- that knife sharpener,
20 does that appear to be a pineapple peel?

21 A. Your finger is in the way.

22 Q. Oh, I'm sorry.

23 A. No. That's a kitchen towel with a
24 picture of a pineapple.

25 Q. So that doesn't -- that doesn't appear

1 to be a pineapple peel?

2 A. No, sir, that's a towel.

3 Q. Okay. As you were photographing the
4 defendant on State's Exhibit No. 100 through 115,
5 did you notice any bruises on his body?

6 A. On the defendant, sir?

7 Q. Yes.

8 A. No, sir. Nothing that comes to mind.

9 MR. DECUIR: May I approach the
10 exhibits?

11 THE COURT: Yes, sir.

12 Q. (By Mr. Decuir) I'm handing you what's
13 State's Exhibit No. 107. Looking at the left leg
14 toward the inner upper part of the thigh --

15 A. Yes, sir.

16 Q. -- does that appear to be a bruise to
17 you?

18 A. It could be if you're talking about here
19 (indicating).

20 Q. Right.

21 A. It could be. It could be a bruise on
22 both thighs.

23 Q. Okay. So it could -- that could be a
24 bruise. It's just a discoloration, isn't it?

25 A. Discoloration, yes.

1 Q. Picture -- State's Exhibit No. 111.

2 A. Yes, sir. What am I looking at?

3 Q. Okay. This area right here

4 (indicating) --

5 A. Okay.

6 Q. -- does it appear to be two bruises
7 there?

8 A. It could be bruises. It could be
9 scratches. It could be discoloration of leaning
10 against something.

11 Q. Okay. And No. 112 -- 112, State's
12 Exhibit No. 112?

13 A. The red area with the bloodstain on it.

14 Q. Is that bloodstain or is it
15 discoloration?

16 A. That's a bloodstain right there from the
17 clothing bleeding through to the skin.

18 Q. Okay. On State's Exhibit No. 114?

19 A. That's blood, too, transfer from the
20 clothing that he had on.

21 Q. Okay. Now, what about the area up here
22 (indicating)?

23 A. That looks like it might be the
24 shoulder. Because -- because of the position of the
25 nipple here, this looks like this might the shoulder

1 or near the armpit area which naturally is going to
2 have discoloration.

3 Q. Okay (indicating).

4 A. Bloodstain.

5 Q. Bloodstain?

6 A. Yes, sir.

7 Q. What about this here (indicating)?

8 A. That's bloodstain as well.

9 MR. DECUIR: Okay. We pass the
10 witness, Your Honor.

11 THE COURT: Anything further?

12 MR. MULDROW: Nothing further from
13 the State.

14 THE COURT: You may stand down.

15 May the witness be excused?

16 MR. MULDROW: Yes, Your Honor.

17 MR. DECUIR: Yes, Your Honor.

18 THE COURT: Thank you, sir.

19 THE WITNESS: Thank you, sir.

20 THE COURT: Call your next.

21 MR. MULDROW: At this time the
22 State calls Officer Santos -- Officer de la Cruz.

23 MR. DECUIR: Your Honor, may I
24 approach the exhibits and retrieve my pad?

25 THE COURT: Sure.

1 THE BAILIFF: Your Honor, this
2 witness has not been sworn.

3 THE COURT: Would you raise your
4 right hand?

5 (Witness sworn.)

6 THE BAILIFF: Go up on the witness
7 stand.

8 THE COURT: Let's proceed.

9 **RAUL DE LA CRUZ,**

10 having been first duly sworn, testified as follows:

11 **DIRECT EXAMINATION**

12 **BY MR. MULDROW:**

13 Q. Can you please state your name for the
14 ladies and gentlemen of the jury?

15 A. Raul de la Cruz.

16 Q. How are you employed, Officer de la
17 Cruz?

18 A. I'm a police officer working for the
19 City of Houston.

20 Q. How long have you been a police officer
21 working with the City of Houston?

22 A. December will be 19 years.

23 Q. What kind of training did you have
24 before you became a police officer?

25 A. I went through a six-month academy.