

Testimony of William Parker

THE COURT: All right. Today is
20 Thursday, January 30th, 1997.
21 All right. Let the record reflect
22 that these proceedings are being held outside of the
23 presence of the jury and all parties in the trial are
24 present.
25 Mr. Hagler.
Sandra M. Halsey, CSR., Official Court Reporter
5047

1 MR. JOHN HAGLER: Your Honor, at this
2 time, you know, we would object to any testimony through
3 this witness, Mr. Parker, who, it's our understanding,
4 interrogated the defendant after which time she -- an
5 arrest warrant had been issued for her.
6 And, it is our understanding, it was a
7 lengthy interrogation. And we anticipate that Mr. Parker
8 is going to be testifying to the oral statements made by
9 the defendant.
10 Your Honor, we're fully aware of the
11 provisions of 38.22, Section 5 of the Texas Code of
12 Criminal Procedure, which allows the admission into
13 evidence of certain statements, more specifically,
14 voluntary statements that has a bearing upon the
15 credibility of the accused as a witness. And we don't
16 quarrel with that, naturally.
17 But our position, your Honor, is that
18 if they intend to elicit testimony through this witness,
19 it should be limited -- must be limited as to only those
20 statements of the defendant that has a bearing on her
21 credibility, in other words, impeachment-type testimony,
22 as opposed to allowing them to go through an entire --
23 eliciting from this witness, any and all statements,
24 interrogations and what have you, made by the defendant
25 while she was interrogated by this individual, while she
Sandra M. Halsey, CSR., Official Court Reporter
5048

1 was in custody.
2 And, we would further urge, that even
3 though Mr. Parker is not presently a law enforcement
4 officer, he was there, acting as an agent of the state,
5 and therefore, the provision 38.22 is applicable.
6 THE COURT: Anything, Mr. Davis?
7 MR. GREG DAVIS: No, sir. I don't
8 have any response to that.
9 THE COURT: All right. Well, the
10 Court yesterday found that the witness -- that Mrs.

11 Routier had been properly Mirandized, and the statement
12 was voluntarily given. So the Court would admit Mr.
13 Parker's testimony and enter appropriate findings of
14 facts and conclusions of law in these -- in this area,
15 and place it in the record of the trial. And I assume
16 you will object to this.

17 MR. JOHN HAGLER: Well, as to the --
18 we have not really had any hearings on the voluntariness.
19 Of course, we don't -- apparently, there is no dispute
20 about the fact she was given Miranda warnings.

21 THE COURT: All right.

22 MR. JOHN HAGLER: And, I don't think
23 there is any question of the fact that this is going to
24 be a custodial interrogation; is that correct?

25 MR. GREG DAVIS: That's correct. She
Sandra M. Halsey, CSR., Official Court Reporter
5049

1 was advised that an arrest warrant had been secured for
2 her.

3 THE COURT: She was properly
4 Mirandized.

5 MR. GREG DAVIS: She was.

6 THE COURT: She was properly
7 Mirandized.

8 MR. GREG DAVIS: Judge, I think we can
9 cut to this. I'm going to limit my direct examination of
10 Mr. Parker to the areas that we discussed yesterday
11 during the defendant's testimony. I don't intend to go
12 through all three hours that he spent with her.

13 THE COURT: Well, fine. With that
14 understanding, then I am going to admit it, and I'll make
15 the appropriate findings of facts and conclusions of law.

16 MR. DOUGLAS MULDER: Judge, why don't
17 we find out what it is.

18 MR. GREG DAVIS: Yes, sir, I can
19 summarize it.

20 THE COURT: Can you summarize it
21 quickly?

22 MR. GREG DAVIS: Yes, sir. I believe
23 Mr. Parker is going to testify that he met with her on
24 June the 18th. He did Mirandize her. That she agreed to
25 talk with him. That during the course of that
Sandra M. Halsey, CSR., Official Court Reporter
5050

1 conversation that he had with her, he did, in fact, have
2 her voluntary statement with him. That he showed that to
3 the defendant. That he gave her the opportunity to read
4 the voluntary statement. That she did, in fact, appear

5 to read the voluntary statement. And, that he asked her
6 whether or not the contents of that voluntary statement
7 were true, and she stated that they were.

8 We also intend to ask her (sic) about,
9 ask Mr. Parker about whether or not he confronted the
10 defendant about whether or not she had killed her
11 children, on more than one occasion during the
12 conversation. He will testify that he did.
13 He will testify that she never denied
14 killing her children, and that when confronted that she
15 said, "If I did it, I don't remember." And I believe
16 those were the areas that the defendant testified about
17 yesterday.

18 THE COURT: All right. Fine. If you
19 will raise your right hand, please, sir.

20
21 (Whereupon, the witness
22 Was duly sworn by the
23 Court, to speak the truth,
24 The whole truth and
25 Nothing but the truth,
Sandra M. Halsey, CSR., Official Court Reporter
5051

1 After which, the
2 Proceedings were
3 Resumed as follows:)
4

5 THE COURT: Do you solemnly swear or
6 affirm that the testimony you are about to give will be
7 the truth, the whole truth, and nothing but the truth, so
8 help you God?

9 THE WITNESS: I do.

10 THE COURT: All right. Have a seat
11 right there.

12 You are under the Rule of Evidence.

13 You understand what that means?

14 THE WITNESS: Yes, sir.

15 MR. JOHN HAGLER: Just so the record
16 is clear, your Honor, again, we, again, would reurge our
17 objection to any and all testimony for the previous
18 reasons stated.

19 THE COURT: Thank you. Overruled.

20 MR. JOHN HAGLER: Could we have a
21 running objection to his testimony?

22 THE COURT: Yes. Thank you. You may.

23 All right, bring the jury in.

24

25 (Whereupon, the jury

Sandra M. Halsey, CSR., Official Court Reporter
5052

1 Was returned to the
2 Courtroom, and the
3 Proceedings were
4 Resumed on the record,
5 In open court, in the
6 Presence and hearing
7 Of the defendant,
8 As follows:)
9
10 THE COURT: Let the record reflect
11 that all parties in the trial are present, and the jury 12 is seated.
13 Ladies and gentlemen of the jury, this
14 witness has already been sworn outside of your presence. 15 Mr. Davis.
16 MR. GREG DAVIS: Thank you, judge.

17
18
19
20
21
22
23
24
25

Sandra M. Halsey, CSR., Official Court Reporter
5053

1 Whereupon,
2
3
4 **WILLIAM M. PARKER,**
5
6 was called as a witness, for the State of Texas, in
7 Rebuttal, having been first duly sworn by the Court, to
8 speak the truth, the whole truth, and nothing but the
9 truth, was examined and testified in open court, as
10 follows:

11
12 DIRECT EXAMINATION
13

14 BY MR. GREG DAVIS:

15 Q. Sir, would you please tell us your
16 full name?

17 A. My name is Bill Parker, William M.
18 Parker.

19 Q. All right. Mr. Parker, are you
20 presently employed as a private investigator in Dallas?

21 A. Yes, sir, I am.

22 Q. Do you own your own business at this
23 time?

24 A. Yes, sir, I do.

25 Q. How long have you been employed as a
Sandra M. Halsey, CSR., Official Court Reporter
5054

1 private investigator in Dallas, sir?

2 A. Since 1985.

3 Q. Now, prior to 1985, would you tell the
4 members of the jury how you were employed.

5 A. I was a police officer for the City of
6 Dallas.

7 Q. All right. How long --

8

9 THE COURT: You may have to speak a
10 little bit louder because those two -- the jurors at the
11 end have to hear you.

12 THE WITNESS: Okay.

13

14 BY MR. GREG DAVIS:

15 Q. How long were you a member of the
16 Dallas Police Department, sir?

17 A. Twenty years.

18 Q. All right. And, when you retired from
19 the Dallas Police Department in 1985, what section or
20 division were you assigned to?

21 A. I was assigned to the homicide unit.

22 Q. What were your responsibilities in
23 that section?

24 A. I was a first-line supervisor.

25 Q. All right. And, how long had you been
Sandra M. Halsey, CSR., Official Court Reporter
5055

1 assigned to the homicide division?

2 A. Eleven plus years.

3 Q. Okay. In the course of the eleven
4 plus years that you spent in the homicide division, I
5 take it that you had occasion to investigate homicides;
6 is that right?

7 A. Yes, sir.

8 Q. Can you give the members of the jury
9 an estimate of the number of homicides that you
10 investigated during your career as a Dallas Police
11 Officer, sir?

12 A. Three hundred a year, actual murders
13 would be a conservative figure.

14 Q. All right.

15 A. Sometimes four hundred, but three

16 would be safe.

17 Q. Would it be fair to say then that you

18 were involved in say three to four thousand homicides

19 during your career?

20 A. Yes, sir.

21 Q. And during that time period, did you

22 have occasion to interview persons accused of homicides?

23 A. Yes, sir, many of them.

24 Q. Can you give us any number there, of

25 the number of interviews that you may have conducted with

Sandra M. Halsey, CSR., Official Court Reporter

5056

1 persons accused of homicide?

2 A. Several hundred, probably several

3 hundred, possibly as many as a thousand.

4 Q. Okay. Sir, I want to direct your

5 attention now to June the 18th of 1996. And on that

6 date, did you have occasion to go to the Rowlett Police

7 Department?

8 A. Yes, I did.

9 Q. And directing your attention to

10 sometime after 6:00 P.M. on that date, did you have

11 occasion to meet an individual by the name of Darlie Lynn

12 Routier?

13 A. Yes, sir.

14 Q. Do you see that person in the

15 courtroom this morning?

16 A. Yes, sir, I do.

17 Q. Could you please point her out?

18 A. The lady over here to my left in the

19 gray jacket.

20 Q. Okay.

21

22 MR. GREG DAVIS: Your Honor, may the

23 record please reflect this witness has identified the

24 defendant in open Court.

25 THE COURT: Yes, sir.

Sandra M. Halsey, CSR., Official Court Reporter

5057

1

2 BY MR. GREG DAVIS:

3 Q. Sir, when you first met Darlie

4 Routier, where were you in the Rowlett Police Department?

5 A. We were in an interview room type area

6 in the criminal investigation division.

7 Q. All right. At some point then, did

8 you meet where it was just you and Mrs. Routier together?

9 A. Yes, sir.

10 Q. All right. And, did she know who you
11 were?

12 A. Yes, sir.

13 Q. Okay. Did you discuss with her why
14 you wanted to meet with her?

15 A. Yes, I did.

16 Q. All right. And did you, during the
17 course of that conversation, give Mrs. Routier her
18 Miranda rights?

19 A. Yes, sir, I did.

20 Q. What was the purpose of you giving
21 those Miranda warnings to Mrs. Routier?

22 A. Well, it was my understanding it's a
23 requirement of the law, even though I'm not a police
24 officer, I'm acting as their agent. It's a requirement
25 of the law to give those warnings and admonitions before
Sandra M. Halsey, CSR., Official Court Reporter
5058

1 any discussions.

2 Q. So it's my understanding, the Rowlett
3 Police Department had requested that you come there for
4 the purpose of speaking with Mrs. Routier; is that
5 correct?

6 A. That's correct.

7 Q. Even though you are not still an
8 active police officer, you did give her the same Miranda
9 warnings that an active police officer would give her; is
10 that right?

11 A. That's correct.

12 Q. And can you demonstrate for the jury
13 how you gave those warnings to Mrs. Routier that evening?

14 A. Demonstrate?

15 Q. Yes, sir.

16 A. Yes, sir. I read them from a standard
17 card, Miranda warning card.

18 Q. Okay. Do you have one of those cards
19 with you this morning, Mr. Parker?

20 A. Yes, sir.

21 Q. Could you read those warnings this
22 morning in the same way that you read them to Mrs.
23 Routier that evening?

24 A. Yes, sir. "You have the right to
25 remain silent and not make any statement at all. Any
Sandra M. Halsey, CSR., Official Court Reporter
5059

1 statement you make may be used against you at your
2 trial."

3 And I stopped at that point, and asked

4 her if she understood that right.

5 Q. What was her response?

6 A. She indicated yes, that she did.

7 Q. Okay.

8 A. "Any statement you make may be used as

9 evidence against you in court."

10 And again, I stopped and asked her if

11 she understood that right, and she indicated that she

12 did.

13 Q. All right.

14 A. I then read item 3. "You have the

15 right to have a lawyer present to advise you, prior to

16 and during any questioning."

17 And I stopped at that point, and I

18 asked her if she understood that right, and she indicated

19 that she did.

20 "If you are unable to employ a lawyer,

21 you have the right to have a lawyer appointed to advise

22 you, prior to, and during any questioning."

23 And I stopped there and asked her if

24 she understood that and she indicated that she did.

25 "And you have the right to terminate

Sandra M. Halsey, CSR., Official Court Reporter

5060

1 the interview at any time."

2 And I asked her if she understood that

3 and she indicated that she did.

4 Q. All right. Mr. Parker, while you were

5 giving those Miranda warnings to the defendant, did she

6 appear to understand what you were saying to her?

7 A. Yes, sir.

8 Q. Did you believe that her responses

9 were appropriate to the questions that you were asking

10 her?

11 A. Oh, yes, sir.

12 Q. Did she appear to be impaired in any

13 way during the time that you were giving those warnings

14 to her?

15 A. No, sir, not at all.

16 Q. I believe that I asked you previously

17 whether or not she appeared to know who you are. In

18 fact, had you met her briefly the day before?

19 A. Yes, sir, I had.

20 Q. And, had you introduced yourself to

21 her?

22 A. Yes, I did.

23 Q. Okay. Now, after you gave the Miranda

24 warnings to Mrs. Routier, did you begin having a

25 discussion with her?

1 A. Yes, I did.

2 Q. And sir, let me ask you: During the
3 course of that discussion that you had with the
4 defendant, did the subject of her voluntary statement
5 come up?

6 A. Yes.

7 Q. Did you have a copy of her handwritten
8 voluntary statement with you at the time that you were
9 speaking with her?

10 A. Yes, I did.

11 Q. Do you know the statement that we're
12 talking about? A 10-page handwritten statement in her
13 handwriting?

14 A. Yes, sir.

15 Q. Is that the one that you are speaking
16 of?

17 A. That is the one I'm speaking of, yes.

18 Q. Did you show that voluntary statement
19 to Mrs. Routier?

20 A. Yes, sir, I did.

21 Q. And, did you ask Mrs. Routier to read
22 that voluntary statement in your presence?

23 A. I didn't ask her to read it. I showed
24 it to her and suggested that she read it.

25 Q. All right. What did she do when you
Sandra M. Halsey, CSR., Official Court Reporter
5062

1 suggested that she read the voluntary statement?

2 A. She appeared to be reading it. She
3 looked at it.

4 Q. Okay. Can you demonstrate for the
5 members of the jury what you mean when you say that she
6 appeared to be reading the statement?

7 A. Well, I placed it on the table and she
8 appeared to be reading it. From time to time, she would
9 use her finger, she gave every indication that she was
10 reading it.

11 Q. All right. Mr. Parker, let me show
12 you Defendant's Exhibit 76-A. And does that appear to be
13 the voluntary statement of Darlie Routier that you handed
14 to her on June the 18th, sir?

15 A. Yes, sir, it's a copy of it.

16 Q. All right. And again, when she took
17 that document from you, again, with the document now in
18 your hand, can you demonstrate what she appeared to do
19 with it in your presence?

20 A. Yes.

21 Q. Okay. For the record, you have been
22 looking at pages and you have been following with your
23 finger as you went along; is that right?

24 A. Yes, sir.

25 Q. Did Mrs. Routier, to your knowledge,
Sandra M. Halsey, CSR., Official Court Reporter
5063

1 look at all 10 pages of that voluntary statement while
2 you were with her?

3 A. Yes, sir, I believe so. It appeared
4 that she did. She took more time on some pages than
5 others.

6 Q. You did it fairly quickly there for
7 the jury. How much time did Mrs. Routier spend looking
8 at that voluntary statement, sir?

9 A. Three or four minutes. She went
10 through the first few pages of it pretty rapidly. She
11 took a little longer on some of the others. And then
12 went through the closing pretty quickly.

13 Q. All right. When she concluded with
14 the voluntary statement, did you have a discussion with
15 Mrs. Routier about whether or not she wanted to make any
16 changes, corrections or any alterations to that voluntary
17 statement, sir?

18 A. Yes, I did.

19 Q. What did you -- what, if anything, did
20 you say to her?

21 A. I asked her if, since the time she had
22 given that statement, if she had had -- anything else had
23 occurred to her that she needed to add to this, or she
24 would like to add to this, or if there was anything in
25 there that didn't express what she was trying to express,
Sandra M. Halsey, CSR., Official Court Reporter
5064

1 that she needed to clarify.

2 Q. Okay. And what was her response?

3 A. No, that is exactly what happened.

4 Q. That is exactly what happened?

5 A. That is exactly what happened.

6 Q. Okay. Mr. Parker, I now want to turn
7 to another subject. During your discussions with Mrs.
8 Routier -- first of all, how long were you with Mrs.
9 Routier that evening?

10 A. About three hours.

11 Q. And, during the three hours that you
12 spent with her, were there occasions, sir, where you
13 confronted her with the fact that you believed that she

14 had killed her children?

15 A. Yes.

16 Q. Do you have an estimate of the number

17 of times that you confronted the defendant with that?

18 A. At least six times, probably, absolute

19 minimum, 10 or 12 times, a dozen times maximum.

20 Q. Okay. And, during the times that you

21 confronted her with that, did Mrs. Routier ever, ever

22 deny killing her children?

23 A. No, sir. She did not.

24 Q. Do you recall what statements, if any,

25 that she made to you, when you confronted her with the

Sandra M. Halsey, CSR., Official Court Reporter

5065

1 fact that you thought she had killed her children?

2 A. Yes, sir, I do. She always had the

3 same verbal response, "If I did it, I don't remember."

4 One occasion, she just didn't respond at all, she just

5 shrugged her shoulders.

6 Q. Mr. Parker, at the conclusion of your

7 conversation, was the defendant placed under arrest?

8 A. Well, it was my understanding she was

9 under arrest at the outset of the -- of our conversation

10 and I explained that to her.

11 Q. I take it then that the Rowlett Police

12 Department then took her into their custody at the end of

13 your conversation; is that right, sir?

14 A. Oh, yes, sir.

15

16 MR. GREG DAVIS: I'll pass the

17 witness, your Honor.

18

19

20 CROSS EXAMINATION

21

22 BY MR. DOUGLAS MULDER:

23 Q. Mr. Parker, just a thing or two. You

24 said you were a homicide officer for about 11 years?

25 A. Yes, sir, that's true.

Sandra M. Halsey, CSR., Official Court Reporter

5066

1 Q. And that was from what period to what

2 period?

3 A. 1973 to early part of 1985.

4 Q. All right. '73 to '85?

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

6 Q. All right. And approximately how many

7 murders were committed in Dallas County during each year,

8 just approximately?

9 A. Oh, Mr. Mulder, it varies quite a bit.

10 Q. Three to five hundred?

11 A. Yeah. Each year it got more and more.

12 I don't recall the stats.

13 Q. Would it be fair to say that it

14 probably ranged anywhere from four hundred, probably, in

15 the county on up to maybe five hundred or five hundred

16 and fifty?

17 A. I don't remember it ever breaking five

18 hundred. I can get that information for you exactly, if

19 you'd like.

20 Q. No, if we have got it approximate,

21 that is fine. But you don't recall it breaking five

22 hundred?

23 A. No, sir, I don't.

24 Q. Okay. So fair to say, it ranged from,

25 what, a low of three hundred to five hundred, maybe?

Sandra M. Halsey, CSR., Official Court Reporter

5067

1 A. No, sir, I would say it's three to

2 four hundred.

3 Q. Three to four hundred?

4 A. That is my best recollection.

5 Q. I'm talking about in the county?

6 A. Well, I'm not certain about the

7 county. I'm talking about the city. I misunderstood

8 you, I'm sorry.

9 Q. Well, maybe I didn't make myself

10 clear, but there would be perhaps another hundred that

11 occur in the county outside of the City of Dallas. Is

12 that not a fair statement?

13 A. I think that would be a fair guess,

14 yes.

15 Q. Okay. So if there were three hundred

16 say in 1973 in the City of Dallas, it might be another

17 hundred or so in the rest of the county of Dallas?

18 A. Might be.

19 Q. All right. Fair to say that probably

20 70 to 75 percent of the murders committed in Dallas

21 County are committed in the City of Dallas?

22 A. Again it is a guess, I would say that

23 would be a fair estimate, yes, sir.

24 Q. And the vast majority of those that

25 are committed outside of the City of Dallas are probably

Sandra M. Halsey, CSR., Official Court Reporter

5068

1 committed in Grand Prairie, Mesquite, Irving and Garland.

2 Would you not say, the major suburbs of Dallas?

3 A. I would assume that, but I really have

4 no idea.

5 Q. Okay.

6 A. I would assume that would be a --

7 Q. All right. Well, that makes sense

8 though?

9 A. Logically so, yes, sir.

10 Q. There probably are not many murders

11 committed in the unincorporated areas of Dallas County.

12 Would that be fair to say?

13 A. Well, yes, sir. The city absorbs the

14 lion's share of the County of Dallas, so, yes.

15 Q. Okay. And, the vast majority of

16 Dallas County is incorporated by one city or another,

17 isn't it?

18 A. Yes, sir, it is.

19 Q. Okay. So, those falling under the

20 sheriff's jurisdiction, which would be the unincorporated

21 area of Dallas County, would be very few, wouldn't they?

22 A. Well --

23 Q. Ten or twelve a year?

24 A. When you say under their jurisdiction,

25 I'm not sure that I understand what you are asking me.

Sandra M. Halsey, CSR., Official Court Reporter

5069

1 They have county-wide jurisdiction as police officers.

2 Q. Yes, sir, but --

3 A. The entire county.

4 Q. But as a matter of fact, Mr. Parker,

5 the Sheriff in Dallas County, the only area he patrols is

6 the unincorporated areas of Dallas County and any small

7 suburb with whom he might have a contract. Is that not

8 fair?

9 A. I think that would be, in terms of

10 patrol, that would be true. They're very active. The

11 county is very active in terms of their assistance to the

12 smaller police departments throughout the county, in

13 terms of the physical evidence units, and that sort of

14 thing. They become active in many of those areas.

15 Q. Garland has their own, of course,

16 police force and physical evidence unit, don't they?

17 A. Yes, sir, I believe they do.

18 Q. And so does Irving and so does Grand

19 Prairie and so does Mesquite, don't they?

20 A. I know Mesquite does. I don't know

21 about the others. I assume they do.

22 Q. Well, you work with Irving some, don't

23 you?

24 A. No, sir. If I have done anything for

25 Irving, it's been so long, I don't remember. I'm sure I

Sandra M. Halsey, CSR., Official Court Reporter

5070

1 may have at some point in time.

2 Q. All right. There are -- other than

3 the major suburbs of Dallas, there are probably another,

4 what, 14 or 15 or 16, maybe, little suburbs that --

5 Sunnyvale, things like that?

6 A. In the County of Dallas?

7 Q. Yes, sir.

8 A. Oh, I'm sure there is, yes.

9 Q. Now, Mr. Parker, I would assume that

10 you were called in as an advisor in this case?

11 A. Yeah, I think that would be a fair

12 characterization.

13 Q. Okay. And were you paid for your

14 services?

15 A. Well, they agreed to pay me. I have

16 not been paid.

17 Q. Have you submitted a statement yet?

18 A. No, I haven't.

19 Q. All right. You expect to be paid by

20 them?

21 A. Yes, I do.

22 Q. Okay. And how do you charge for

23 something like this, where you come in as an advisor?

24 A. I made an agreement with the --

25 discussed it with the chief of police.

Sandra M. Halsey, CSR., Official Court Reporter

5071

1 Q. Okay. And would you share that with

2 us?

3 A. The discussion or the agreement?

4 Q. Well, just tell us the dollar amount.

5 A. You want the amount? Is that what you

6 want?

7 Q. Yes.

8 A. One dollar.

9 Q. Okay. So you are basically just doing

10 this as a gratis?

11 A. Basically, yeah, exactly.

12 Q. Okay.

13 A. One dollar.

14 Q. Well, I assume that you have not been

15 paid yet though, have you?

16 A. I have not.

17 Q. All right.

18 A. In fairness, I have not invoiced them

19 yet, either.

20 Q. I assume you will be paid for your --

21 reimbursed for your expenses, won't you?

22 A. I hope so, yes, sir.

23 Q. Okay. The DA's office taking care of

24 your room and board and that sort of thing?

25 A. They haven't yet.

Sandra M. Halsey, CSR., Official Court Reporter

5072

1 Q. Well, you haven't checked out yet,

2 have you?

3 A. No.

4 Q. Did you come in last night?

5 A. Yes, sir, I did.

6 Q. Did you drive down or fly down?

7 A. I flew down.

8 Q. To San Antonio?

9 A. Yes, sir.

10 Q. Now, did you call Rowlett or did they

11 call you?

12 A. They called me.

13 Q. Okay. And, do you know who called

14 you, do you recall who called you?

15 A. No, it was one of the detectives, I

16 believe. I don't recall which one.

17 Q. Okay.

18 A. I don't know -- until I was involved

19 out there, I don't know many of those people on a

20 personal basis.

21 Q. Okay. Hadn't worked with them before

22 on any cases of theirs?

23 A. Never.

24 Q. Okay. And, don't remember who called

25 you?

Sandra M. Halsey, CSR., Official Court Reporter

5073

1 A. No, sir, I don't.

2 Q. Okay. Did you go out there, I guess

3 the 17th?

4 A. I think it was the 16th, but I'm not

5 certain about that.

6 Q. 16th? Okay.

7 A. A couple of days before the arrest was

8 made.

9 Q. Okay. And did you meet with the

10 detectives out there?

11 A. Yes, sir, I did.
12 Q. Okay. And was your purpose in meeting
13 with them to go over their reports or their evidence?
14 A. Yes.
15 Q. Okay. And, do you recall who you met
16 with out there?
17 A. There were a lot of them, Mr. Mulder.
18 Q. Six or eight?
19 A. Six or eight probably, yes.
20 Q. Okay. You met in one of the
21 conference rooms out there, did you?
22 A. Yes, we did.
23 Q. The chief was there I guess, wasn't
24 he?
25 A. He was.
Sandra M. Halsey, CSR., Official Court Reporter
5074

1 Q. And you formalized your agreement at
2 that time I suspect?
3 A. I did.
4 Q. Okay. And how long did you go over
5 the evidence with them?
6 A. I spent most of that day out there,
7 several hours. I didn't keep up with the time. Most of
8 the day and late into the evening.
9 Q. Yes, sir. Did you go out to the
10 scene?
11 A. Not at that time. I did subsequently.
12 Q. When did you go out to the scene?
13 A. The following day. I think it was the
14 17th, but I'm not certain.
15 Q. Okay. How long did you spend with
16 them, Mr. Parker, on the 16th?
17 A. I'm sorry?
18 Q. How long did you spend out at Rowlett
19 the 16th?
20 A. The police department?
21 Q. Yes, sir.
22 A. The first day out there?
23 Q. Yes, if that was the 16th.
24 A. I think it was the 16th. Seven or
25 eight hours.
Sandra M. Halsey, CSR., Official Court Reporter
5075

1 Q. Seven or eight hours?
2 A. I think so, yes.
3 Q. Okay. And that was spent interviewing
4 the officers?

5 A. No, it was not.
6 Q. Okay. Did you look at photographs?
7 A. I looked at photographs.
8 Q. Okay. Did you look at all of the
9 photographs that were taken?
10 A. I looked at a considerable number of
11 them.
12 Q. Several hundred?
13 A. It was considerable number of
14 photographs. I, of course, didn't count them. A lot, a
15 lot of photographs.
16 Q. Did you give them any suggestions on
17 taking photographs?
18 A. No, I did not.
19 Q. Did you -- were you able to piece
20 together what had happened through the photographs, or at
21 the crime scene?
22 A. Yes, sir, some, to some degree. That
23 and a sketch of the floorplan.
24 Q. Did you think it was curious that they
25 didn't have overall shots of the scene, like you would
Sandra M. Halsey, CSR., Official Court Reporter
5076

1 get, if you backed into a corner and shot all around and
2 went to another corner and went to various extremities of
3 the room?
4 A. Well, they did. They had a video,
5 that I looked at, a video that showed great detail.
6 Q. You have looked at a video?
7 A. Um-hum. (Witness nodding head
8 affirmatively.)
9 Q. Okay. How about photographs? Did you
10 find any photographs that were shot from the extremities
11 of the room?
12 A. Not that I recall.
13 Q. Okay.
14 A. Most of them appeared to be pretty
15 tight shots as I recall.
16 Q. Mr. Parker, did you interview the
17 paramedics?
18 A. No, sir, I did not.
19 Q. Did you review any of their reports?
20 A. No, sir, I don't believe I did.
21 Q. Okay. Is it fair to say, and when you
22 talk about three or four hundred cases a year that you,
23 as a supervisor, familiarize yourself with, you are not
24 talking about going to the scene of three or four hundred
25 murders a year, are you?

Sandra M. Halsey, CSR., Official Court Reporter
5077

1 A. No, sir.

2 Q. You are just talking about reviewing.

3 I assume you reviewed the homicide reports that came into
4 your unit?

5 A. Yes, of course, I reviewed every one

6 of those, and I would say I went to the scene at least

7 half of those now. You go out on many death cases, a

8 couple of hundred, or two or three hundred suicides a

9 year, that sort of things.

10 Q. Okay. Those would be -- I'd take it,

11 the cases in Dallas that you saw, how many would you

12 handle personally?

13 A. I had some role in at least half of

14 those cases, probably more.

15 Q. Would that be just going out to the

16 scene and making suggestions to the officers to whom the

17 case was assigned?

18 A. In some cases. More often than not, I

19 had a more active role than that.

20 Q. Okay. You would take part in

21 interrogation of the witnesses?

22 A. Yes, sir.

23 Q. Okay. And many times interrogating

24 the suspect or the accused?

25 A. Yes, sir.

Sandra M. Halsey, CSR., Official Court Reporter
5078

1 Q. Okay. But at any rate, with the crime

2 scenes that you have seen, Mr. Parker, is it not fair to

3 say, that practically all crime scenes are contaminated

4 to one degree or another?

5 A. Yes.

6 Q. That is fair to say, isn't it?

7 A. I agree with that.

8 Q. Okay. And it is especially so if

9 there have been paramedics, or the first responders on

10 the scene were paramedics, it's especially so, isn't it?

11 A. Yes, sir, that is a common problem at

12 crime scenes.

13 Q. Okay. And you can multiply that if

14 there are multiple victims, can't you?

15 A. Well, I don't know about that.

16 Q. Well, it --

17 A. Well, it has to do with the

18 physical -- the size of the physical area more than, I

19 would think the number of people there, if I am

20 understanding your question.
21 Q. Well, maybe we could say the more
22 victims involved and the smaller the area, the more
23 confusion there is many times.
24 A. Well, yes, but on the other hand, if
25 it's confined to a smaller area, you know, where the
Sandra M. Halsey, CSR., Official Court Reporter
5079

1 limits of the crime scene actually stopped, is
2 undetermined at that time.
3 Q. Okay. But would it, in your judgment,
4 contaminate the scene if there were six or seven
5 paramedics on the scene rendering some sort of emergency
6 assistance to the victims?
7 A. Well --
8 Q. It could?
9 A. Well, I think if I am following your
10 question, there is always going to be something
11 characterized as contamination.
12 There is always going to be something
13 changed there when people are involved. They are going
14 to move things, change things.
15 Q. Sure.
16 A. Is that what you are asking me?
17 Q. Yes, sir, that is what I am asking
18 you.
19 A. Yes, sir.
20 Q. And perhaps paramedics are less,
21 maybe, conscious of the evidentiary value of certain
22 objects than police officers are. Would that be fair to
23 say?
24 A. Yes, I think so. Their focus is on
25 victims, and I think that would be fair to say, yeah.
Sandra M. Halsey, CSR., Official Court Reporter
5080

1 Q. And you have seen situations, I dare
2 say, where paramedics have moved pieces of evidence?
3 A. I have, yes.
4 Q. Okay. And matter of fact, you have
5 seen cases, have you not, where police officers have
6 moved evidence?
7 A. I have, yes.
8 Q. Everybody wants to touch the gun,
9 don't they?
10 A. It's a common concern, yes, sir.
11 Q. Okay. And, everybody wants to see
12 where it happened, don't they?
13 A. Everybody wants to come in and look

14 around.

15 Q. Mr. Parker, everybody wants to get a

16 drink of water, everybody wants to use the bathroom,

17 don't they?

18 A. That is a common problem, yes, sir.

19 Q. Okay. Now, in going through the crime

20 scene many times, Mr. Parker, don't you find that

21 officers in their walk-through, or in there curiosity

22 have actually kicked evidence around?

23 A. Yes.

24 Q. Such as, not this case, but such as

25 cartridge cases, in a shooting where cartridge cases are

Sandra M. Halsey, CSR., Official Court Reporter

5081

1 ejected, they will kick them around on the floor?

2 A. Yes, sir.

3 Q. In cases where there is traffic and

4 there might be objects on the floor, those could be

5 kicked around, those objects?

6 A. Yes.

7 Q. Small objects?

8 A. Yes, of course.

9 Q. And you have seen that happen, haven't

10 you?

11 A. Of course, yes.

12 Q. And it's not unusual?

13 A. It's not unusual, no, sir.

14 Q. Mr. Parker, you are a skilled

15 interrogator, are you not?

16 A. I have spent a considerable amount of

17 time doing that.

18 Q. Well, I mean, don't be modest. You're

19 a skilled interrogator, are you not?

20 A. By definition, I'll leave that to you.

21 Q. Well, I think you are. And when you

22 interrogate someone, of course, you would -- it would be

23 fair to say that you would have the advantage, would you

24 not, with your experience?

25 A. It depends on who you're talking to,

Sandra M. Halsey, CSR., Official Court Reporter

5082

1 Mr. Mulder.

2 Q. Well, let's say you are talking to a

3 26 year old who has not had any experience with the

4 police as opposed to a five-time loser who has been in

5 and out of the joint, most of his adult life and is

6 maybe --

7 A. Well, can you define this advantage

8 that you are speaking of so I might be --

9 Q. Well, you are certainly more mature

10 and more experienced, are you not?

11 A. More --

12 Q. Than a 26 year old?

13 A. I am now, yes.

14 Q. Than say Darlie Routier would have

15 been? Or was at the time you talked to her?

16 A. I'm more mature then and now, yes.

17 Q. All right. Now, Mr. Parker, can you

18 tell us basically what you understood about the evidence

19 at that -- at the time that you first talked to her?

20 A. What I understood about the evidence?

21 Q. Yes, sir.

22 A. Well, I understood that the call came

23 in about 2:00 o'clock that morning, and the report was

24 that there was an intruder there. There were obviously

25 two children murdered.

Sandra M. Halsey, CSR., Official Court Reporter

5083

1 The investigation of the evidence that

2 was passed along to me indicated that it couldn't

3 possibly have happened that way. The evidence was in

4 direct contradiction to the way the crime was reported to

5 have occurred.

6 Q. Okay.

7 A. I can give you more details about

8 that.

9 Q. Yes. Did they discuss with you the

10 screen that had been cut?

11 A. Yes.

12 Q. Okay. And did you have access to Mr.

13 Linch's report?

14 A. I didn't see any written report from

15 Mr. Linch, but I was informed -- that I recall. But I

16 was informed, I recall clearly, that the knife that was

17 used to cut the screen was found in the kitchen in a

18 block that contains knives, a block that the knife had

19 been found there that was used to cut that screen.

20 Q. They just gave you the shorthand

21 rendition?

22 A. Yeah. I don't think Linch had even

23 prepared a report at that time. I don't remember

24 reading --

25 Q. Did you talk with Charlie Linch?

Sandra M. Halsey, CSR., Official Court Reporter

5084

1 A. Not about this, no.
2 Q. Okay. Did they -- when they gave you
3 the information on the screen and the knife, did you see
4 the knife?
5 A. No, I saw a picture of it.
6 Q. Did they tell you that it was a bread
7 knife, Mr. Parker?
8 A. A bread knife?
9 Q. This is not the knife, but did they
10 tell you that the knife that had been used to cut the
11 screen was a bread knife?
12 A. No.
13 Q. They didn't?
14 A. No.
15 Q. Okay. Did they tell you -- they just
16 told you that they had the knife that had cut the screen?
17 A. Yes. They told me it came out of that
18 set --
19 Q. Okay.
20 A. -- of knives that was in the kitchen.
21 Q. Well, did they tell you that, actually
22 what Mr. Linch had told them, was that he had, after the
23 knife had been processed for fingerprints, that he had
24 examined the serrated blade of the knife, and in some
25 area, approximately one inch in from the point and
Sandra M. Halsey, CSR., Official Court Reporter
5085

1 approximately five inches from the point -- in this area
2 right in here -- that he had found a fiberglass -- what
3 appeared to him to be a part of a fiberglass rod, and
4 that the screen threads, the threads of the screen that
5 made up the -- made up the fabric screen on that window,
6 that each of those threads had approximately 50
7 fiberglass rods in it, and that they were covered with a
8 rubber-like PVC material. And that he found one of those
9 fiberglass rods on that knife, and found some rubber
10 dust. And that he couldn't say that the rubber dust and
11 the rod had actually been together at any time, in fact,
12 the only thing he could do was compare the rod and the
13 rubber dust with PVC from the screen and the fiberglass
14 from the screen, and say that they appeared under a
15 microscope to be the same.
16 That the objects on the knife were so
17 minuscule that he couldn't subject them to any sort of
18 scientific test to determine whether or not these items
19 on the knife actually came from the scene. Did they give
20 you that much detail?
21
22 MR. GREG DAVIS: I'm sorry. I have to

23 object to the misleading nature unless he also includes
24 the fact that the glass material was also embedded into
25 the rubber material and he has stated that he believes
Sandra M. Halsey, CSR., Official Court Reporter
5086

1 they were deposited at the same time.

2 THE COURT: All right. With that
3 statement, you may answer the question.

4 THE WITNESS: I'm not sure I
5 understood the question.

6

7 BY MR. DOUGLAS MULDER:

8 Q. Well, I just wanted to know if they --
9 if he told you that the -- if they gave you the absolute,
10 and told you that the knife was used to cut the screen,
11 or if they gave you the long rendition, and said simply
12 that, what they found on the knife under a microscope,
13 that it was so minuscule, one, that they couldn't subject
14 it to any sort of scientific test other than a
15 microscope; and two, that all they could say was that it
16 was -- it appeared to be the same as the screen. And
17 that meant it was consistent with having come from the
18 screen but it could have come from someplace else as
19 well. Did they give you that much detail?

20 A. Well, they told me that Charlie Linch,
21 who I have known for many years and have great confidence
22 in, had examined the knife found in the kitchen, and that
23 it was his firm conclusion that that was the knife that
24 was used to cut that screen, due to some material or some
25 process that Mr. Linch had used. They didn't go into
Sandra M. Halsey, CSR., Official Court Reporter
5087

1 great microscopic detail.

2 Q. And, you would suspect then that he
3 would tell this jury the same thing if he were under
4 oath, wouldn't you?

5 A. I would expect he would -- who would
6 tell the jury what?

7 Q. Mr. Linch would.

8 A. I feel certain Mr. Linch could
9 probably explain it in much better detail than I could.

10 Q. All right. But you would suspect that
11 Mr. Linch would tell this jury the same thing that you
12 understood that he was -- the position he was taking?

13 A. Basically, sure.

14 Q. Okay. Were you also told, Mr. Parker,
15 that Mr. Linch had identified one of the defendant's
16 blonde hairs in the window?

17 A. No.

18 Q. You were not told that?

19 A. No.

20 Q. Okay. Did --

21 A. No.

22 Q. Did Mr. Linch, this man in whom you

23 have great confidence, did he ever tell you that he had

24 initially identified a hair on the window as being that

25 from the defendant?

Sandra M. Halsey, CSR., Official Court Reporter

5088

1 A. No, sir, as I told you, I didn't talk

2 to Mr. Linch.

3 Q. Okay. But he didn't tell you in a

4 subsequent conversation?

5 A. No, I have not had any conversations

6 with him about this case at all.

7 Q. All right. So, you had heard about

8 the screen; is that right?

9 A. Um-hum. (Witness nodding head

10 affirmatively.) Yes, sir.

11 Q. Okay. And did they tell you that the

12 mulch outside the window had not been disturbed?

13 A. They did, yes, sir.

14 Q. And did you put significance in that?

15 A. Some, not an overwhelming

16 significance.

17 Q. Why did you put significance in that?

18 A. Why did I put significance in the fact

19 that the mulch was undisturbed?

20 Q. Yes, sir.

21 A. Well, someone leaving in haste from a

22 murder scene you would assume is going to be very bloody,

23 in their haste, you could expect to see some disturbance

24 there, to one degree or another.

25 Q. Why would you expect to see that?

Sandra M. Halsey, CSR., Official Court Reporter

5089

1 A. I mean, you can only draw a fair

2 conclusion though from what you do see, versus a safer

3 assumption from what you don't find.

4 Q. Okay. Why would you expect to see

5 some disturbance in the mulch?

6 A. Well, it would be a distinct

7 possibility, Mr. Mulder, that someone would step in that

8 in their haste.

9 Q. But why would they step in the mulch?

10 A. Because it's there and it's kind of in

11 the way.

12 Q. Oh, you were led to believe that the

13 mulch was in the way and they would have to step in the

14 mulch?

15 A. Well, I looked at the photographs and

16 I wouldn't say you had to step in it, but it would be

17 very easy to do, yes.

18 Q. The mulch is actually in a flowerbed,

19 isn't it?

20 A. Yes, sir, as I recall.

21 Q. Or did you think that the mulch was

22 below the window?

23 A. I was thinking the mulch you were

24 referring was going to be outside the fence.

25 Q. Outside the fence?

Sandra M. Halsey, CSR., Official Court Reporter

5090

1 A. I thought that was what you were

2 referring to.

3 Q. Out in the alley part?

4 A. I suppose you could characterize it

5 that way, outside of the fence.

6 Q. Could you show me the photograph, Mr.

7 Parker, where the mulch -- has the mulch outside in the

8 alley?

9 A. I don't have any photographs with me.

10 Q. Okay. But that was significant to

11 you, the mulch in the ally, was it?

12 A. I said it was some sort of

13 significance, Mr. Mulder. I said, it's not overwhelming.

14 Q. Okay. Did you -- did the fence, was

15 that significant to you?

16 A. Somewhat, yes, from what I understood

17 that it would be.

18 Q. What did you think was significant

19 about the fence that kept the mulch, I guess, out of the

20 back yard?

21 A. What?

22 Q. No. What did you -- I'll be fair with

23 you. There isn't any mulch in the alley.

24 A. Okay.

25 Q. Okay. What was significant about the

Sandra M. Halsey, CSR., Official Court Reporter

5091

1 fence?

2 A. Well, what I recall being significant

3 about the fence, it was white, I was informed that the

4 gate was very difficult to close. That it was closed

5 when the officers arrived, and it takes a considerable
6 amount of effort to open and close it.

7 The fact it was -- it seemed

8 inconsistent with a person leaving a murder scene to stop
9 and close that gate. The only other alternative would be
10 to crawl over it. Painted white, I was informed that
11 there were no blood marks, no shoe scuff marks on this
12 white fence. That outside, there was a flowerbed, soft
13 earth, where, if a person did vault over a fence that
14 high, you might expect to see some imprints and there
15 were none.

16 Q. Why would someone vault over the fence

17 when they could go through a gate?

18 A. Well --

19 Q. Was it just for a challenge?

20 A. I don't know, possibly. Yes, it

21 doesn't fit, it doesn't make sense that they would do

22 that. It doesn't make sense that they would close the

23 gate. What I was informed, was that that gate was very

24 difficult to deal with. You might vault over the fence.

25 Q. You were not advised that the gate had

Sandra M. Halsey, CSR., Official Court Reporter

5092

1 been worked on that night?

2 A. Worked on?

3 Q. Um-hum. (Attorney nodding head

4 affirmatively.)

5 A. No.

6 Q. You weren't?

7 A. No.

8 Q. And that that was verified by the

9 neighbor behind the Routier's house?

10 A. No.

11 Q. Okay.

12 A. I don't recall anything about that.

13 Q. Did you look at the gate yourself?

14 A. No.

15 Q. Okay. You don't know whether it had a

16 scuff mark on the bottom of the gate where someone had

17 perhaps pushed against it?

18 A. No.

19 Q. Okay. You said that someone would be

20 very bloody from this scene; is that right?

21 A. Well, you could certainly expect to

22 see some blood on them, I would assume, yes.

23 Q. What, blood on their hands?

24 A. I would think that would be a safe

25 assumption, yes.

Sandra M. Halsey, CSR., Official Court Reporter
5093

1 Q. Blood on their hands?

2 A. Yes.

3 Q. Okay. I mean, blood that you could

4 just wipe off?

5 A. I think you can wipe blood off, yeah.

6 Q. You wouldn't expect their hands to be

7 dripping with blood, would you?

8 A. Quite possibly, yes.

9 Q. I mean, would you?

10 A. Yes, quite possibly, yes.

11 Q. Both hands?

12 A. Quite possibly, yes.

13 Q. Okay. Did you determine how many

14 knives were used in the commission of this offense?

15 A. I was informed that, at the time that

16 I was there, it appeared, from the preliminary

17 information to the investigators, that there was only one

18 knife.

19 Q. Only one knife used?

20 A. That is what I was informed, yes, sir.

21 Q. Okay. Did you accept that at face

22 value?

23 A. Sure.

24 Q. Okay. Would it change your opinion if

25 more knives were involved?

Sandra M. Halsey, CSR., Official Court Reporter

5094

1 A. Change my opinion about what?

2 Q. About anything?

3 A. No.

4 Q. Okay. So it really didn't make any

5 difference how many knives were involved?

6 A. Nothing significant that I can think

7 of, no.

8 Q. Okay. Did you interview Mr. Routier?

9 A. No.

10 Q. Why not?

11 A. I met with him and talked with him

12 very briefly.

13 Q. You talking about --

14 A. Introduction.

15 Q. Less than 30 seconds?

16 A. No, longer than that.

17 Q. A minute?

18 A. Couple, two or three minutes.

19 Q. Two or three minutes?

20 A. Yes, sir.

21 Q. You just introduced yourself and said
22 hello?

23 A. Yes, sir. I told him I was involved
24 in the case.

25 Q. Was that before or after you
Sandra M. Halsey, CSR., Official Court Reporter
5095

1 interviewed Mrs. Routier?

2 A. Before.

3 Q. Before. That same day?

4 A. Same day as what?

5 Q. The same day that you interviewed her?

6 A. Yes, they were both together.

7 Q. Okay. Were they -- were you alone
8 when you were interviewing Mrs. Routier?

9 A. Yes, sir.

10 Q. Okay.

11 A. At the police station, yes, sir.

12 Q. You were put in a -- what -- an
13 interrogation room?

14 A. We were in rooms they use for
15 interviews there, yes.

16 Q. Okay. Did it have a two-way mirror?

17 A. No. I asked them if they had a room
18 that had a recording device, a camera or a mirror that we
19 could use. They had none available.

20 Q. Didn't have anything available?

21 A. No, sir.

22 Q. When did you ask them about that, Mr.
23 Parker?

24 A. The night I talked to her.

25 Q. Okay.

Sandra M. Halsey, CSR., Official Court Reporter
5096

1 A. The night she was arrested.

2 Q. Had you decided to interrogate her
3 before that day?

4 A. Yes, sir.

5 Q. Had you decided on the 16th or 17th or
6 what?

7 A. Probably the 17th. It was the day
8 before she was arrested.

9 Q. Okay. And, of course, like you say,
10 the sheriff is cooperative. That could have been done at
11 the sheriff's office, couldn't it, interview?

12 A. It could have been, I suppose.

13 Q. I mean they have -- if you wanted to

14 record it, you certainly had -- you've got a video camera
15 yourself, don't you?

16 A. I do.

17 Q. You could have brought your camera,
18 couldn't you?

19 A. Well, I could have, yes, I have got
20 several cameras I could have brought, but --

21 Q. You have recording devices as well,
22 don't you?

23 A. Um-hum. (Witness nodding head
24 affirmatively.)

25 Q. Matter of fact, you could have done it
Sandra M. Halsey, CSR., Official Court Reporter
5097

1 in your office, couldn't you?

2 A. Sure.

3 Q. All right. Well, I take it just you
4 and Mrs. Routier were in the room together?

5 A. That's correct.

6 Q. No one else?

7 A. No, sir.

8 Q. Okay. Was there a microphone in there
9 so that you -- so that the other folks could monitor what
10 was going on between the two of you?

11 A. Not that I'm aware of. I asked them
12 if they had one and intended to try and record it, if
13 they did have one.

14 Q. They said it was still out at the
15 cemetery?

16 A. No, sir, they didn't say that.

17

18 MR. GREG DAVIS: We're going to object
19 to that.

20 THE COURT: Sustained.

21 MR. GREG DAVIS: If you -- again, if
22 we could have an understanding. I thought we did.

23 THE COURT: Mr. Mulder.

24 MR. DOUGLAS MULDER: Yes, sir.

25 THE COURT: Let's stick to the points
Sandra M. Halsey, CSR., Official Court Reporter
5098

1 we have all agreed to.

2 MR. DOUGLAS MULDER: Well, Judge, I
3 was just asking if the --

4 THE COURT: Well, Mr. Mulder, you know
5 what was agreed to and stay with it. Is that clear?

6 Thank you. Ask your next question.

7 MR. DOUGLAS MULDER: What was agreed

8 to, Judge? I don't recall agreeing to anything.
9 THE COURT: All right. Mr. Mulder,
10 hearings have been held in this case.
11 MR. DOUGLAS MULDER: Well, I
12 understand hearings have been held, Judge. But I take
13 issue with the Court when you say I've agreed to
14 something. Now, I'll abide by the Court's rulings, but I
15 have not agreed to anything.
16 THE COURT: Well, the Court has made a
17 ruling there. Let's move on to the next question.
18 MR. RICHARD C. MOSTY: The Court has
19 not made a ruling with respect to this witness.
20 THE COURT: No. Just -- ask the next
21 question, please.
22 MR. DOUGLAS MULDER: Well, that was my
23 next question. I was going to ask it again.
24 THE COURT: Well, then ask the
25 following question, please.
Sandra M. Halsey, CSR., Official Court Reporter
5099

1
2 BY MR. DOUGLAS MULDER:
3 Q. That was not a high priority,
4 recording the conversation, was it, Mr. Parker? Or was
5 it? Maybe it was.
6 A. I would have preferred to have it
7 recorded if they had it available, yes.
8 Q. Well, you knew going out -- you have
9 recording equipment yourself, don't you?
10 A. Well, yes, sir, but if you -- it would
11 have had to have been something that you would put up in
12 the middle of the table, a small recorder, something of
13 that sort or a big camera on a tripod. I don't prefer to
14 do that. That is very distracting.
15 Q. How do you like to do it,
16 surreptitiously?
17 A. Well, surreptitiously in the sense
18 that -- if that means secret, no. I think it would be
19 unfair to record someone and not tell them that you are
20 doing it. But, I have that -- for example, in my office
21 the camera is visible there and make it clear to them
22 that they are being recorded.
23 Q. Okay. Suffice it to say that that was
24 not a priority or you could have done it at your office
25 or done it at the sheriff's office or -- Richardson has
Sandra M. Halsey, CSR., Official Court Reporter
5100

1 some fine recording equipment, don't they?
2 A. Well, it's not a priority and the
3 reason it was easier to do at Rowlett is because you
4 don't know how things are going to develop there, and

5 it's their agency, it would seem the logical place to do
6 it would be the Rowlett Police Department. There was not
7 any big discussion about that. That was not a point of
8 concern to anyone.

9 Q. Mr. Parker, was the press -- had they
10 all been notified, the media, when you got out there?

11 A. Got out where, Mr. Mulder?

12 Q. Got out to the Rowlett Police
13 Department, Mr. Parker.

14 A. Oh, I'm sure they were.

15 Q. They were already out there?

16 A. I saw some of those mobile units there
17 on the parking lot.

18 Q. They were there before the Routiers
19 got there, weren't they?

20 A. Well, are you talking about on the
21 night they arrived -- the Routiers arrived at the police
22 department?

23 Q. Yes, sir.

24 A. I was already inside. If they were
25 there when I got there, I assume they were still out
Sandra M. Halsey, CSR., Official Court Reporter
5101

1 there, but I have no idea.

2 Q. Okay. So, and I take it you did not
3 alert them?

4 A. Absolutely not.

5 Q. So it must have been someone there at
6 the Rowlett Police Department?

7 A. Well, I don't have any idea.

8 Q. Well, you could probably make that
9 assumption?

10 A. No, I wouldn't make that assumption.

11 With a case of this nature, they generally -- it's my
12 experience, they stay real close to the police
13 departments. No one has to notify them. They are pretty
14 good about finding out themselves.

15 Q. Okay. Did you make any notes, Mr.
16 Parker, during your interrogation?

17 A. No, I did not.

18 Q. Okay. Did you make any report after
19 you had concluded your interview?

20 A. No.

21 Q. You just weren't asked to make a

22 report?

23 A. No.

24 Q. When is the last time that you talked

25 with the district attorney's office?

Sandra M. Halsey, CSR., Official Court Reporter
5102

1 A. I talked to Mr. Davis this morning.

2 Q. Did you talk to him last night as

3 well?

4 A. Um-hum. (Witness nodding head

5 affirmatively.)

6 Q. And about how long did you talk to him

7 last night?

8 A. About 15 minutes.

9 Q. Okay. Who picked you up down in San

10 Antonio?

11 A. One of the district attorney's

12 investigators.

13 Q. Which one, do you remember?

14 A. Mrs. Kinne.

15 Q. Just the two of you?

16 A. Yes, sir.

17 Q. Okay. What time did you come in last

18 night?

19 A. I think I arrived at five o'clock.

20 Q. Okay. Arrived in San Antonio at five

21 o'clock?

22 A. Yes, sir.

23 Q. Got back up here, I guess around 6:00

24 o'clock or so?

25 A. Oh, a little later than that, 7:00, I

Sandra M. Halsey, CSR., Official Court Reporter
5103

1 think.

2 Q. Okay. Now, just, Mr. Parker, talking

3 about your techniques in general, not in this particular

4 case, but when you interrogate someone, I suspect that

5 it's part of your technique to be friendly with them at

6 first?

7 A. I try to be friendly all the time, Mr.

8 Mulder.

9 Q. Well, it depends on how cooperative

10 they are, I guess, doesn't it?

11 A. No, I don't think so.

12 Q. Okay. But you in -- I guess, in that

13 vein you attempt to, I assume get their confidence, don't

14 you?

15 A. Well, I don't think you are ever going

16 to get their confidence, Mr. Mulder.
17 Q. Okay.
18 A. If I understand what you are saying.
19 Q. All right. But you are friendly?
20 A. Sure.
21 Q. And try to be nice to them?
22 A. Try to be, yes, sir.
23 Q. And in this case you were nice to
24 Darlie, weren't you?
25 A. Absolutely.
Sandra M. Halsey, CSR., Official Court Reporter
5104

1 Q. Okay. Did you discuss with her the
2 evidence that you understood the Rowlett Police
3 Department had?
4 A. Yes, sir. I showed her a copy of it.
5 I showed her a copy of the affidavit for the arrest
6 warrant.
7 Q. Okay.
8 A. She looked at it very carefully.
9 Q. All right. And did you also have the
10 benefit of her husband's statement?
11 A. Had the benefit of it?
12 Q. Yes, sir.
13 A. Yes, I had read it.
14
15 THE COURT: I think this would be the
16 perfect time then. Let's take a 15 minute -- let's take
17 a 20 minute break. Be back at 25 after.
18
19 (Whereupon, a short
20 Recess was taken,
21 After which time,
22 The proceedings were
23 Resumed on the record,
24 In the presence and

25 Hearing of the defendant
Sandra M. Halsey, CSR., Official Court Reporter
5105

1 And the jury, as follows:)
2
3 THE COURT: All right. Are both sides
4 ready to bring the jury back?
5 MR. GREG DAVIS: Yes, sir, we are
6 ready.
7 MR. DOUGLAS MULDER: Yes, sir, we are
8 ready.

9 THE COURT: All right.

10

11 (Whereupon, the jury

12 Was returned to the

13 Courtroom, and the

14 Proceedings were

15 Resumed on the record,

16 In open court, in the

17 Presence and hearing

18 Of the defendant,

19 As follows:)

20

21 THE COURT: Let the record reflect

22 that all parties in the trial are present and the jury is

23 seated.

24 Mr. Mulder.

25 MR. DOUGLAS MULDER: I don't know

Sandra M. Halsey, CSR., Official Court Reporter

5106

1 whether this is in evidence or not, Judge.

2

3 BY MR. DOUGLAS MULDER:

4 Q. But let me show you what's been marked

5 for identification and record purposes as Defendant's

6 Exhibit No. 98 and State's Exhibit No. 141, Mr. Parker.

7 Defendant's Exhibit 99, Mr. Parker.

8

9 (Whereupon, the above

10 Mentioned item was marked

11 For identification only,

12 As Defendant's Exhibit No. 99,

13 After which time the

14 Proceedings were resumed

15 As follows:)

16

17 BY MR. DOUGLAS MULDER:

18 Q. Is that the statement that you read,

19 that you understood was given by Darin Routier?

20 A. Yes, sir.

21 Q. And, you say you talked to him for --

22 A. Very briefly.

23 Q. Okay. You had no reason to doubt this

24 account, did you?

25 A. No.

Sandra M. Halsey, CSR., Official Court Reporter

5107

1 Q. All right. And based on your

2 evaluation of the situation and your conversations with

3 the Rowlett Police Department, you believe this was
4 truthful, didn't you?

5 A. For the most part. I didn't see
6 anything there that indicated to me that he was involved
7 in the crime.

8 Q. Well --

9 A. And I don't recall anything standing
10 out in my mind as being -- I had a big problem with, but
11 it's been a long time since I've looked at it.

12 Q. Yes, sir.

13

14 MR. DOUGLAS MULDER: We will offer in
15 evidence what has been marked and identified as
16 Defendant's Exhibit 99.

17 MR. GREG DAVIS: No objection.

18 THE COURT: Defendant's Exhibit 99 is
19 admitted.

20

21 (Whereupon, the item

22 Heretofore mentioned

23 Was received in evidence

24 As Defendant's Exhibit No. 99

25 For all purposes,

Sandra M. Halsey, CSR., Official Court Reporter
5108

1 After which time, the

2 Proceedings were resumed

3 As follows:)

4

5 BY MR. DOUGLAS MULDER:

6 Q. Mr. Parker, during your three hours

7 that you spent with Mrs. Routier, she was polite to you,
8 wasn't she?

9 A. Yes, sir, I would say so.

10 Q. Okay. And, I guess --

11

12 MR. DOUGLAS MULDER: I believe that's

13 all. Thank you.

14

15

16 REDIRECT EXAMINATION

17

18 BY MR. GREG DAVIS:

19 Q. Mr. Parker, I just have one question.

20 Since you left the Dallas Police Department, has Mr.

21 Mulder ever employed you?

22 A. Yes, sir.

23 Q. On more than one occasion?

24 A. Yes, sir.

1 MR. GREG DAVIS: No further questions.

2

3

4 RE CROSS EXAMINATION

5

6 BY MR. DOUGLAS MULDER:

7 Q. We're personal friends, are we not?

8 A. Yes, sir.

9

10 MR. DOUGLAS MULDER: Okay. I believe

11 that's all. Thanks.

12 MR. GREG DAVIS: No further questions.

13 THE COURT: All right. Thank you,

14 sir. You may leave.

15 MR. GREG DAVIS: Yes, sir. Your

16 Honor, ladies and gentlemen of the jury, at this time the

17 State of Texas rests its case in rebuttal.

18 THE COURT: All right. And I

19 believe -- thank you, Mr. Davis. That's all the rebuttal

20 testimony you will be hearing from the State's witnesses.

21 And you will be ready at 1:30; is that correct?

22 MR. RICHARD C. MOSTY: Our witnesses,

23 I believe, they are in transit. I think we can be ready

24 by 1:00, because I think they will be arriving -- well, I

25 don't know what time -- 12:00?

Sandra M. Halsey, CSR., Official Court Reporter

5110

1 MR. DOUGLAS MULDER: We ought to be

2 ready by 1:00 o'clock. I wouldn't think that it would

3 take more than an hour and a half or two.

4 THE COURT: Well, to be on the safe

5 side, let's be on safe side, let's make it 1:15. If

6 everybody will be back by 1:15.

7 MR. DOUGLAS MULDER: Judge, I want

8 them to know that we won't take more than about an hour

9 and a half, so if they have got --

10 THE COURT: We understand. So if you

11 will be -- if the jury will be back at 1:15, please. The

12 same instructions as always. Do not discuss the case

13 among yourselves. Do no investigation on your own.

14 Please ignore any publicity that you

15 see, read or hear about it. Thank you. If the viewing

16 audience will remain seated, please, until the jury

17 clears the courthouse.