

1 responsible for this crime.

2 Q Were you satisfied with the responses you got?

3 A No, sir, I was not.

4 (WITNESS EXCUSED)

5 BRYN RIDGE

6 having been previously duly sworn to speak the truth, the whole
7 truth and nothing but the truth, then further testified as
8 follows:

9 REDIRECT EXAMINATION

10 BY MR. FOGLEMAN:

11 Q You are the same Detective Ridge who has previously
12 testified?

13 A Yes, sir.

14 Q Detective Ridge, I want to direct your attention to June
15 third, 1993. Did you participate in some questioning of the
16 defendant Jessie Misskelley, Junior?

17 A Yes, sir, I did.

18 Q Were you present when Detective Allen advised him of his
19 rights?

20 A Yes, sir, I was present.

21 Q I want to introduce State's Exhibit 74 and ask if you
22 recognize that?

23 A (EXAMINING) Yes, sir, I do.

24 Q Did you sign that as a witness?

25 A Yes, sir, I did.

1 Q Was there any force, promises, threats or coercion used to
2 get the defendant to sign the form, to initial the rights or
3 make any statements?

4 A No, sir.

5 Q I also want to show you what has been introduced as State's
6 104 and ask if you recognize that?

7 A Yes. That's a subject description form.

8 THE REPORTER: That has been received for
9 identification only.

10 BY MR. FOGLEMAN:

11 Q All right, for identification. Is part of that form in
12 your handwriting?

13 A Yes, sir.

14 Q What part is that?

15 A The scars, marks and tattoos.

16 Q Where did you get that information?

17 A From the defendant, Mr. Misskelley.

18 MR. FOGLEMAN: We offer State's Exhibit 104.

19 MR. STIDHAM: No objection.

20 THE COURT: It may be received for
21 identification. You may exhibit to the jury.

22 (STATE'S EXHIBIT 104 IS RECEIVED IN EVIDENCE)

23 BY MR. FOGLEMAN:

24 Q Before I continue on the questioning, I want to back up a
25 minute. At the crime scene what efforts, if any, were made to

1 keep any bystanders from seeing the victims and the injuries
2 they suffered?

3 A Before the bodies were actually removed from the water,
4 everybody that was not concerned with the case -- the detectives
5 assigned to the case -- were moved away from the crime scene and
6 tape was put up to keep them away.

7 Q After Michael and Steve and Chris were removed from the
8 water, was anything done to keep people that were not police
9 from seeing?

10 A Yes, sir. The bodies were covered with black plastic.

11 Q Back to June third, after Detective Durham talked to the
12 defendant, did you have some conversations with the defendant?

13 A Yes, sir, I did.

14 Q Did -- was somebody else with you?

15 A Yes, sir.

16 Q Who was that?

17 A Inspector Gary Gitchell.

18 Q During this conversation that you and Detective Gitchell
19 had with the defendant, was any force, promises, threats or
20 coercion used to get him to make any statements to you?

21 A No, sir.

22 Q Did the defendant during this time -- well, first, what
23 time did this start?

24 A Approximately 12:40 after I had come back from lunch.

25 Q During the time that you and Detective Gitchell were having

1 this conversation with the defendant, did you do anything to
2 preserve your conversation?

3 A At a point tape recorder was --

4 Q I'm talking about before the tape recorder.

5 A I took some notes.

6 Q Was there any reason why you weren't tape recording
7 immediately?

8 A It wasn't determined that he was a suspect at this point.

9 Q What did you think he was?

10 A A potential witness.

11 Q As far as -- what type of witness?

12 A A reluctant witness to the homicide or to activities of
13 Damien Echols.

14 Q What, if anything, did he tell you during this conversation
15 before the tape recording in regard to anything he might know
16 about the homicides?

17 A He had told us that he had attended some satanic cult type
18 meetings. He was a member of a satanic cult type group.

19 Q What did he tell you about that?

20 A They had met in various parts of the state, generally on a
21 Wednesday, generally late in the evenings, even into the night.
22 That boys along with girls would attend. There would be
23 sessions of sex, orgies as he called them, that dogs and animals
24 had been killed, and in fact those animals -- portions of them
25 had been eaten by the members. He talked about some phone calls

1 he had received.

2 Q From who?

3 A Jason Baldwin. He says he heard the voice of Damien Echols
4 in the background.

5 Q What did he tell you about those phone calls?

6 A There were three phone calls. One was on the day before
7 the murders, he explained. One was the morning of the murders,
8 he explained. One was the night after the murders, he
9 explained.

10 Q Did he say -- what did he say that you recall about the
11 phone call the day before the murders?

12 A Something to the effect that they were going to go
13 somewhere and get some girls the next day or something to that
14 effect.

15 Q Do you have your notes there?

16 A I can probably find them. (EXAMINING) Yes, sir, I have
17 them.

18 Q Do you have notes related to the phone call the day or
19 night before the murders?

20 A (EXAMINING)

21 Q I'm looking at the first page.

22 A I'm on page four.

23 Q I'm looking at page one.

24 A Okay. "Stated that he had received a call from Jason
25 Baldwin the night before the murders."

1 Q What did he tell you?

2 A At that time, "They were going to go out and get some boys
3 and hurt them."

4 Q Then what did he tell you about Damien in the background?

5 A "Stated he received a call from Jason. Damien in the
6 background. Wanted him to go with them. Said they planned
7 something. Heard Damien say that Jason ought to tell that they
8 were going to get some girls or something."

9 Q Then what did Jessie tell you?

10 A Jessie said he knew what they were going to do.

11 Q Did he say anything in this conversation about a briefcase?

12 A Yes, sir, he did.

13 Q What did he say about the briefcase?

14 A He said that the briefcase was something that showed up at
15 these meetings they would have. The briefcase contained a
16 couple of guns, some marijuana, I believe some cocaine, and that
17 there was a picture in the briefcase and that he saw pictures of
18 the boys that were killed.

19 Q Did he say anything about what Damien or any of the people
20 had done in regard to these boys?

21 A He said that Damien had been stalking these boys or
22 watching them.

23 Q How about the -- do you recall what, if anything, he said
24 about the phone call that came the morning of the murders?

25 A I'm not sure if it is in my notes. He referred to that he

1 received a phone call that morning and that they wanted him to
2 go with them.

3 Q How about after dark after the murders?

4 A He said that he heard Damien in the background and that he
5 heard him say, "We did it. We did it. What are we going to do
6 now? What are we going to do if somebody saw us?"

7 Q During the course of these conversations or this
8 conversation with the defendant, was anything shown to the
9 defendant?

10 A Yes, sir.

11 Q What was shown to him?

12 A There was a picture that Inspector Gitchell showed him.

13 Q What was that a picture of?

14 A One of the victims.

15 Q I want to show you State's Exhibit 76 and ask if you can
16 identify that?

17 A (EXAMINING) That is the body of Chris Byers.

18 Q But the picture itself?

19 A It's a Polaroid photograph.

20 Q Is that the photograph that Inspector Gitchell, or one like
21 it, that he showed him?

22 A Yes, sir.

23 MR. FOGLEMAN: We offer State's Exhibit 76.

24 MR. STIDHAM: No objection.

25 THE COURT: It may be received.

1
2 (STATE'S EXHIBIT 76 IS RECEIVED IN EVIDENCE)

3 MR. CROW: Your Honor, may we approach the bench?
4 THE COURT: Yes.

5 (THE FOLLOWING CONFERENCE WAS HELD AT THE BENCH
6 OUT OF THE HEARING OF THE JURY)

7 MR. CROW: I don't think it is necessary because
8 of the Court's earlier rulings, but we want to make a
9 record that we are objecting to all testimony about
10 what Jessie said. I think the Court has already ruled
11 on that.

12 THE COURT: Yes. You have already made your
13 record on that.

14 MR. CROW: We raise every issue we raised before.

15 THE COURT: You don't have to reraise it.

16 (RETURN TO OPEN COURT)

17 BY MR. FOGLEMAN:

18 Q What were the circumstances in which this photograph was
19 shown to the defendant?

20 A The defendant had been talking. He had gotten to where he
21 had almost not been talking. He slowed down in giving any
22 information, at which time Inspector Gitchell left the office
23 and came back with this picture.

24 Q What did he do?

25 A He showed the picture to Jessie.

Q What was the defendant's response?

1 A He grabbed the picture. He sat back in his seat. He
2 became fixated on this picture. You could tell he was tense.
3 He just intently looked at this picture.

4 Q Then what happened?

5 A He wasn't answering any more questions. He was so fixated
6 on the picture that he wasn't talking, wasn't saying anything,
7 just looking at the picture. We had to physically take the
8 picture away from him, in other words just pulled it out of his
9 hands and laid it down on the desk, and he just continued to
L0 look at the picture.

L1 Q Then what happened?

L2 A Inspector Gitchell moved the picture out of his sight, and
L3 we continued to talk to him.

L4 Q At some point did you leave the room?

L5 A Yes, sir.

L6 Q Before you left the room, what else occurred?

L7 A A tape recorder with a short session was played where the
L8 defendant could hear it.

L9 Q You said "a short session." What --

20 A I mean just a few words were said by a young person on this
21 tape.

22 Q Do you know whether or not the person's voice was somebody
23 that the defendant was acquainted with?

24 A Yes, sir, I think he is, yes.

25 Q In fact, did the defendant say something about where he had

1 been like the night before?

2 A I was made aware of where he had been the night before.

3 Q You don't remember the defendant saying anything about
4 that?

5 A No, sir.

6 Q Okay. What was your purpose in leaving the room?

7 A We had just played this tape and Jessie says something to
8 the effect that, "I want out of this. I want to tell you
9 everything," at which time we started asking him some more
10 questions. We asked about this third telephone call, and that
11 is when that third telephone call came in and he tells us about
12 what Damien had said in the background. I felt this was
13 extremely good information and that we were at the verge of
14 getting a good witness, and I wanted -- I just decided it was
15 time to take a break, and I wanted to inform Sergeant Allen of
16 this information.

17 Q Up to this point, did you have any reason to suspect that
18 the defendant was involved?

19 A No, sir.

20 Q Had y'all -- what was the demeanor or the atmosphere when
21 y'all were questioning him?

22 A It was -- mostly we were just as nice as we could be. We
23 were not hollering. We were not loud. It was just as though
24 I'm talking to you right now.

25 Q You said, "mostly?"

1 A That's all. I mean there wasn't anything except the
2 incident with the picture that you could see there was stress.
3 The incident with the tape recorder, when he reacted, "I want
4 out of this. I want to tell you everything."

5 Q Was there something about a circle?

6 A Yes, sir.

7 Q Was that before you left the room or after you returned?

8 A That was before I left the room.

9 Q Tell us about the circle.

10 A That was -- it is an interrogation technique that Inspector
11 Gitchell used. It is basically a circle that would be drawn on
12 a piece of paper. There were dots all over the paper, "Where
13 are you in the circle?" That is the question that was asked of
14 the defendant.

15 "Are you a witness? Are you a defendant? What are you?"

16 Q After you went out of the room, what happened next?

17 A I was talking with Sergeant Allen about what he had told us
18 about the telephone call and what he had heard Damien say in the
19 background, and Inspector Gitchell came out and informed me that
20 he had just told him he was there when the boys were killed.

21 Q From that point on, how did you preserve the conversation?

22 A Everything that was said from that point on during the
23 interviews was taped.

24 Q During the portion where the conversation was tape
25 recorded, did the defendant provide some information about some

1 tennis shoes?

2 A Yes, sir, he did.

3 Q Were these his shoes?

4 A He said they were his shoes.

5 Q Do you remember what kind of shoes he said they were?

6 A He said they were blue and white Adidas tennis shoes.

7 Q Did he say what he had done with the shoes?

8 A Yes, sir, he did.

9 Q What did he say he had done with them?

10 A Those were the shoes he had worn the night of the murders.

11 Q What did he say he had done with them?

12 A He said that he gave those shoes to Buddy Lucas.

13 Q I want to show you what I've marked for identification as
14 State's Exhibit 95 and ask if you can identify that?

15 A (EXAMINING) Yes, sir, I can identify them.

16 Q What are those?

17 A These are the shoes recovered from Buddy Lucas.

18 Q What kind of shoes are they?

19 A Blue and white Adidas tennis shoes.

20 MR. FOGLEMAN: Your Honor, we offer State's
21 Exhibit 95.

22 MR. STIDHAM: No objection.

23 THE COURT: It may be received without objection.

24 (STATE'S EXHIBIT 95 IS RECEIVED IN EVIDENCE)

25 CROSS EXAMINATION

1 BY MR. STIDHAM:

2 Q These tennis shoes -- were they sent to the Crime Lab for
3 analysis?

4 A Yes, sir.

5 Q Did they come back with anything linking Mr. Misskelley to
6 the scene of the crime?

7 A No, sir.

8 Q Let's talk about the interrogation on June third. At some
9 point Officer Allen picked up Mr. Misskelley?

10 A Yes, sir.

11 Q Brought him to the department about what time?

12 A I think he picked him up at about 9:30.

13 Q When did you begin to take part in the interrogation?

14 A It was about 10:30 I guess. I can look at the subject
15 description form. The time is at the bottom of it when I walked
16 into the room.

17 Q When you walked into the room, you began to ask Mr.
18 Misskelley questions about participation in a cult?

19 A Yes, sir.

20 Q Did you also begin to ask him about his whereabouts on May
21 5th?

22 A Yes, sir.

23 Q Is it safe to assume that at this point in time Mr.
24 Misskelley is a suspect?

25 A No, sir.

1 Q You mean to tell me you got him down to the police
2 department, you are asking him where he was on May 5th, and he's
3 not a suspect?

4 A That's correct. He was not a suspect at that point.

5 Q You were just bringing in everybody off the street and
6 asking them these same questions?

7 A Brought in very many people off the street and asked them
8 questions about their whereabouts and see if they could remember
9 where they were on that date.

10 Q What happened if somebody said they couldn't remember? Did
11 that mean they become a suspect?

12 A Not necessarily. No, sir.

13 Q Tell the jury what the basis of this cult stuff is. You
14 received some information, I assume?

15 A Yes, sir. We received some information that a cult-like
16 group existed.

17 Q Did you also receive information that Jessie had been to
18 one of these meetings?

19 A Yes, sir.

20 Q Where was this meeting held?

21 A Somewhere in the area of Turrell, from what I understand.

22 Q Were you ever able to locate this spot?

23 A I was taken to a spot where it was supposed to have taken
24 place, yes, sir.

25 Q Did you find any upside down crosses or any -- anything

1 that would suggest that this was a cult place or anything? Did
2 you find anything there?

3 A No, sir.

4 Q Did that surprise you that you didn't find anything?

5 A No, sir.

6 Q Later on, Jessie in this story -- he tells you -- he tells
7 you several people are in this cult with him?

8 A Yes, sir.

9 Q Were you able to confirm any of these people as being
10 members of this cult?

11 A No, sir.

12 Q Did you ask these people?

13 A Yes, sir.

14 Q Did you find out some of these people were possibly enemies
15 of his, people that he had conflicts with in the past?

16 A I wasn't aware that he had conflicts with them. No, sir.

17 Q Was there anything found at the crime scene to indicate
18 there was any upside down crosses, carvings on a tree with six,
19 six, six -- anything that would make this look like a cult
20 killing?

21 A Sir, I'm not an expert on the cult type killings.

22 Q Didn't the police department receive some anonymous tips
23 through "America's Most Wanted" or other tips anonymously that
24 this was a cult killing?

25 A Yes, sir. We had received information to that effect.

1 Q So y'all were looking into that angle?

2 A Yes, sir.

3 Q So someone had told you that Damien was involved in this
4 kind of stuff. Is that a correct statement?

5 A Yes, sir, it is.

6 Q So is it safe to assume that Damien was your prime suspect
7 at this point, on June the third?

8 A He was one of several suspects, yes, sir.

9 Q Did you ever find any people who had ate dogs or skinned
10 dogs with Jessie or cooked dogs -- like he said in his story
11 that he told you?

12 MR. FOGLEMAN: Your Honor, I think that would
13 call for the officer to draw a conclusion about
14 whether or not somebody ate a dog or not. I don't
15 think it's a proper question.

16 THE COURT: Rephrase your question. You might
17 ask him did he ever find anything that he could
18 confirm or -- you're asking him to speculate on what
19 he did find. So rephrase your question.

20 BY MR. STIDHAM:

21 Q Did you find any confirmation whatsoever that there was a
22 cult or Jessie was involved in a cult?

23 A Yes, sir.

24 Q What is that?

25 A A young man by the name of Ricky Climer in another state

1 that is separated from the group --

2 Q I don't want you to tell me what this person may have said
3 because there may be an objection later on. But anybody else
4 besides Mr. Climer?

5 A Yes, sir, there were other people talked to.

6 Q This information about this cult meeting in Turrell -- you
7 didn't find anything there?

8 A No, sir, I didn't.

9 Q Did this person who told you about the meeting tell you
10 about a certain individual who was there?

11 A Yes, sir.

12 Q What was that individual's name?

13 A A Michael Shawn Webb.

14 Q Have you ever been able to determine where this person is?

15 A No, sir, not yet.

16 Q Have you ever been able to determine whether or not he
17 even exists?

18 A Yes, sir, he does exist.

19 Q But you don't know where he's at?

20 A I know that he's somewhere in Memphis.

21 Q You testified earlier in a different hearing that there was
22 rumors in West Memphis that were running rampant that Damien was
23 involved in these murders. Is that correct?

24 A There were murders that Damien was involved. Yes, sir.

25 Q Those were pretty common throughout West Memphis and

1 Marion?

2 A Yes, sir.

3 Q You stated that there was a time when you decided that it
4 was important to turn on the tape recorder and record the
5 information that Mr. Misskelley was giving you. Why didn't you
6 record anything up that to point?

7 A It wasn't discovered he was a suspect until he said he was
8 there at the time of the murders.

9 Q That is when you decided it was important to record all of
10 it?

11 A Yes, sir.

12 Q Did you write down everything and every question you asked
13 him prior to turning on the tape recorder?

14 A No, sir.

15 Q In other words, does your notes reflect everything?

16 A Everything? No, sir, it does not.

17 Q Can you remember everything that was asked and answered?

18 A Can't remember everything. No, sir.

19 Q Initially Mr. Misskelley denied any involvement whatsoever?

20 A Yes, sir, he did.

21 Q Did he also tell you he was roofing that day?

22 A Yes, sir, he did.

23 Q On June third did you make any attempt whatsoever to verify
24 this?

25 A No, sir.

1 Q Prior to making any other arrests in this case, did you
2 verify that?

3 A Before making other arrests? No, sir.

4 Q The photograph that was just introduced of one of the boy's
5 bodies. That was shown to Jessie?

6 A Yes, sir.

7 Q This was immediately prior to him admitting and telling you
8 the story about being present when the boys were killed?

9 A Shortly before. Yes, sir.

10 Q And also this business about the circle with the dots in
11 the middle and the dots on the outside -- that happened right
12 before he gave you the story about being present when the boys
13 were killed?

14 A Yes, sir.

15 Q Also this little tape recorded message with the little
16 boy's voice on there -- that was immediately before admitting he
17 was present at the scene. Is that correct?

18 A Few minutes before.

19 Q Why did you do the circle? Why did you do the tape? Why
20 did you show him the photograph --

21 MR. FOGLEMAN: Excuse me. Your Honor, Detective
22 Ridge has testified that Inspector Gitchell did that.
23 I think the appropriate person to ask why they did
24 something would be Inspector Gitchell.

25 MR. STIDHAM: Judge --

1 THE COURT: If he knows why, I'm going to let him
2 testify, if you really want him to answer that
3 question. I'm going to let him do that if he knows
4 why.

5 BY MR. STIDHAM:

6 Q There had to be a reason for him to do that.

7 A There are times when Jessie would not be talking. He's
8 getting slower with information. He's telling us things that
9 are just -- it is over and over the same thing. Those
10 techniques are used to evoke a response.

11 Q So you did these things -- Inspector Gitchell did these
12 things to invoke a response?

13 A Yes, sir.

14 Q Invoke a confession?

15 A Evoke a response. To keep him talking.

16 Q Did it ever occur to you that Mr. Misskelley has a mental
17 handicap?

18 A No, sir, it didn't to me on that day.

19 Q Do you have any special training in dealing with people
20 with mental handicaps?

21 A No, sir.

22 Q Did it ever occur to you that this was going to scare him,
23 showing him a picture of a body?

24 A That it would scare him? I don't know. I guess you are
25 scared into making a statement. Yes, sir.

1 Q Did you think it was going to scare him when you drew this
2 -- or when Inspector Gitchell drew this circle and made this
3 diagram? Did you think that was going to scare him?

4 A Not to scare him, no, sir.

5 Q Did you think this little tape recorded statement with the
6 little boy's eerie voice saying what it said -- did you think
7 that would scare him?

8 A Yes, I thought that probably would scare him if he was
9 involved.

10 Q You did that to invoke a response?

11 A Inspector Gitchell did that. Yes, sir.

12 Q Tell the jury about the circle.

13 A The circle?

14 Q Would you describe it, please?

15 A Just a circle drawn on a piece of paper. There are dots
16 drawn on the piece of paper. It was shown to Mr. Misskelley.
17 Then it was asked where on this circle he was. Was he inside
18 with the people that everybody was looking for, was he outside?
19 We asked him where was he.

20 Q And he replied, "I want out"?

21 A Yes, sir.

22 Q Officer Ridge, when you testified earlier that when he
23 looked at the picture of the boy's body, he was fixated?

24 A Yes, sir.

25 Q Kind of frozen, just sat there and looked at it?

1 A Yes, sir.

2 Q Is that indicative of fear?

3 A I would think so. Yes, sir.

4 Q How long was Mr. Misskelley at the station house that day?

5 A That day from whenever he was picked up at 9:30, I guess,
6 until he was arrested that day.

7 Q What time was he placed under arrest?

8 A As far as I'm concerned, he was under arrest when he
9 confessed to these crimes.

10 Q When he said he was present and watched Damien and Jason do
11 it?

12 A Yes, sir.

13 Q That is the point you considered him under arrest?

14 A Yes, sir.

15 Q Let's talk a little bit about what he told you. I guess
16 you were real shocked because you testified at the earlier
17 hearing that you were shocked when he told you that the little
18 boys were killed at noon.

19 A Yes, sir.

20 Q Why did that shock you?

21 A I didn't feel that the murders took place at that time.

22 Q What evidence did you have before you to suggest that?

23 A There was a window of opportunity when the murders could
24 have occurred, which we found between 6:30 on the fifth of May
25 until approximately 1:30 the next morning when the bodies were

1 found on the sixth.

2 Q So you knew the boys were in school that day?

3 A Yes, sir.

4 Q And you also knew that there were eyewitnesses that placed
5 them near their homes at 6:00 or 6:30?

6 A Near their homes. Yes, sir.

7 Q So you knew that the murders couldn't have happened at
8 noon?

9 A Yes, sir.

10 Q Why didn't you ask Jessie about that on the tape?

11 A He was asked about that on the tape.

12 Q When -- I mean, later on?

13 A The tape of Inspector Gitchell.

14 Q The second tape?

15 A Yes, sir.

16 Q You were the one doing the interrogating on the first tape.

17 A Yes, sir.

18 Q Didn't you think it was important enough to go into that
19 while you had the tape recorder on the first time?

20 A Yes, sir, it is all important. It was important that we
21 keep him talking. When you start contradicting somebody, then
22 they stop talking.

23 Q I guess you were also shocked when you learned that Jessie
24 said the boys were tied up with a brown rope?

25 A Yes, sir.

1 Q You knew that wasn't true.

2 A I don't know that at some point they weren't tied up with a
3 rope.

4 Q That is not the way the bodies were found, is it?

5 A No, sir.

6 Q After Jessie told you that he was present and watched
7 Damien and Jason kill these three little boys, did you ever make
8 an attempt to verify where he was at and what he had told you
9 earlier?

10 A (NO RESPONSE)

11 Q About roofing that day or being home that afternoon?

12 A On that day we took the statement and everything he had
13 told us, then we acted on it.

14 Q I guess you were pretty happy that he had given this
15 statement?

16 A That's a fair judgment.

17 Q There was a lot of pressure on the police department to
18 make an arrest, wasn't there?

19 A I'm not saying to make an arrest -- to solve the crime.

20 REDIRECT EXAMINATION

21 BY MR. FOGLEMAN:

22 Q This business about him -- about checking out his story --
23 when you've got a person that is confessing a crime to you, do
24 you just interrupt them in the middle of their confession and
25 say, "Let me go out and check and see where you were that day,

1 see if you're telling us the truth." Is that correct -- do you
2 do that?

3 A No, sir. You cannot do that.

4 Q Now later, well, first of all, what did he tell you about
5 where he was that day?

6 A He said he had been roofing earlier that day and he had
7 gotten off work.

8 Q At what time?

9 A He said five o'clock.

10 Q Did you check with the person he was doing the roofing for?

11 A Yes, sir, I did.

12 Q You talked to him?

13 A Yes, sir.

14 Q Did you find out Jessie wasn't telling you the truth about
15 how long he had been working that day?

16 A Yes, sir.

17 Q What time did you find out he got off work?

18 A 12:30 that afternoon.

19 Q This business about the defendant being scared. Was it
20 your perception that he was scared of you or scared of the
21 situation he was finding himself in?

22 MR. STIDHAM: I object. That calls for
23 speculation.

24 MR. FOGLEMAN: Your Honor, he's asked him about
25 being scared. I think we ought to be allowed to

1 inquire into that.

2 MR. STIDHAM: Judge, I think it is obvious what
3 he was scared of.

4 MR. CROW: It would call for speculation.

5 MR. FOGLEMAN: Your Honor, if that question calls
6 for speculation, the question to Detective Ridge --

7 THE COURT: Gentlemen, you can argue -- each of
8 you can argue your perception of the observation of
9 the witness that he was scared, and I think that is a
10 question of argument, and I'm going to let it go at
11 that.

12 BY MR. FOGLEMAN:

13 Q In regard to the circle when this circle was drawn, were
14 there any particular number of dots inside or outside the
15 circle?

16 A There were dots all over the paper.

17 Q Do you remember how many dots were inside the circle?

18 A Not in particular. No, sir, I don't.

19 Q Can you say whether it was -- you don't have any idea?

20 A No, sir, I really don't know.

21 Q Did you do that?

22 A No, sir. Inspector Gitchell did that.

23 Q In regard to Mr. Stidham's question in regard to confirming
24 any of this satanic activity and eating dogs and that kind of
25 stuff, were y'all ever directed to sites in the Lakeshore and

1 Highland Park area where animal carcasses were found?

2 A Yes, sir.

3 Q What type of graffiti was found in the same area?

4 A There were pentagrams, upside down crosses, writings,
5 AC/DC.

6 Q Heavy metal type stuff?

7 A Yes, sir. All kind of symbols.

8 RE CROSS EXAMINATION

9 BY MR. STIDHAM:

10 Q You're talking about Stonehenge, right?

11 A I'm talking about several different areas close to
12 Lakeshore.

13 Q How do you know this isn't a bunch of kids getting
14 together, playing loud music and drinking beer?

15 A I don't know that.

16 REDIRECT EXAMINATION

17 BY MR. FOGLEMAN:

18 Q Were you expecting to find a bunch of animal carcasses
19 around if it's just a bunch of kids drinking beer and playing
20 loud music?

21 A I wouldn't think so. No, sir.

22 Q On these people that Jessie identified as possibly being
23 involved, would you expect for any of them to admit that they
24 had been involved in eating dogs?

25 A No, sir.

RECROSS EXAMINATION

1
2 BY MR. STIDHAM:

3 Q Did you find out anything from talking to these people that
4 would indicate they were being deceptive with you when you asked
5 them about cult activities?

6 A That they were being deceptive?

7 Q Yes.

8 A Just that they denied being a member.

9 Q Did you have reason to disbelieve them?

10 A No, sir.

11 Q So you can't prove that any of those people that he said
12 were in the cult were in the cult, can you?

13 A No, sir. I can't prove that.

REDIRECT EXAMINATION

14
15 BY MR. FOGLEMAN:

16 Q I neglected to ask you something. In regard to State's
17 Exhibit 95, when did you recover those shoes from Buddy Lucas?

18 A On 6-10-93.

19 Q June the 10th?

20 A Right.

21 Q I want to show you what I have marked for identification as
22 State's Exhibit 78 and 79 and ask if you recognize those
23 photographs?

24 A (EXAMINING) Yes, I do.

25 Q When were those photographs taken?

1 A In Lieutenant Hester's office at the police department on
2 6-3-93.

3 Q Do those fairly and accurately portray the defendant as he
4 appeared on the date of his arrest?

5 A Yes, they do.

6 MR. FOGLEMAN: Your Honor, we would offer State's
7 Exhibits 78 and 79.

8 MR. STIDHAM: We object. These don't fairly and
9 accurately depict the way he appeared May 5th.

10 THE COURT: If the witness testified that is the
11 way he appeared on the day of his arrest, it will be
12 received for that purpose. You may exhibit to the
13 jury.

14 (STATE'S EXHIBITS 78 AND 79 ARE RECEIVED IN
15 EVIDENCE)

16 (WITNESS EXCUSED)

17 GARY GITCHELL

18 having been first duly sworn to speak the truth, the whole truth
19 and nothing but the truth, then testified as follows:

20 DIRECT EXAMINATION

21 BY MR. FOGLEMAN:

22 Q Will you please state your name and occupation?

23 A Gary Gitchell. I'm the inspector for the West Memphis
24 Police Department Criminal Investigation Division.

25 Q How long have you been with the West Memphis Police