

CASE # 111371392-R



HOUSTON POLICE DEPARTMENT

G. O. Bradford
Chief of Police

HOMICIDE DIVISION

R. W. Holland
Captain



COMPLAINANT:	Edna Matoon Franklin
DEFENDANT:	Charles Douglas Raby
OFFENSE:	Capital Murder
LOCATION:	617 Westford
OFFENSE DATE:	October 15, 1992
INVESTIGATORS:	W.C. Wendel/ W.O. Allen

OFFENSE_REP0000001

HOUSTON POLICE DEPARTMENT

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CURRENT INFORMATION REPORT Incident no. 111371392 R

fe e- CAPITAL MURDER
en 25- RESIDENCE

Weather- CLEAR

Location: Street no- 000617 Name- WESTFORD
City-HOUSTON County-HARRIS Kmap-453L Dist- 3 Beat- 3850
ghborhood-code-00224 Desc-MELROSE;NORTHLINE MALL;JEFFERSON;JANOWSKI&ROSEVELT

gin date- TH 10/15/92 Time- 1845 End date- TH 10/15/92 Time- 2157
eived/Employee: Name-W.C. WENDEL, SGT No.-041494 Date-10/15/92 Time-2218

COMPLAINANT(S)

01 Name: Last-FRANKLIN First-EDNA Middle-MATDON
Race-W Sex-F Age-71 Hispanic-N
Address-617 WESTFORD
Phone: Home-(713) 694-5715 Business-(000) 000-0000 Ext-
Driver license#-
Force used against complainant- Y DOB- 11/27/20
Relation to susp-UNKNOWN
Relation to #(01) Suspect-ACQUAINTANCE
Injured: Taken to-HARRIS COUNTY MORGUE By-HEIGHTS
Condition-D.O.A.

WITNESS(S)

01 Name: Last-BENGE First-ERIC Middle-B
Race-W Sex-M Age-23 Hispanic-
Address-617 WESTFORD, 77022
Phone: Home-(000) 694-5717 Business-(000) 445-2360 Ext-
Driver license#- SOCIAL SECURITY#-
Force used against complainant- Y DOB- 03/31/69

02 Name: Last-ROSE JR. First-LEE Middle-EDWARD
Race-W Sex-M Age-21 Hispanic-
Address-617 WESTFORD, 77022
Phone: Home-(000) 694-5715 Business-(000) 000-0000 Ext-
Driver license#- SOCIAL SECURITY#-
Force used against complainant- Y DOB- 08/02/71

03 Name: Last-PHILLIPS First-JOHN Middle-ALLEN
Race-W Sex-M Age-21 Hispanic-
Address-607 WAINWRITE, 77022
Phone: Home-(000) 694-8346 Business-(000) 000-0000 Ext-
Driver license#- SOCIAL SECURITY#-
Force used against complainant- Y DOB- 11/26/70

4 Name: Last-ESPADAS First-DONNA Middle-
 Race-W Sex-F Age-34 Hispanic-
 Address-614 WESTFORD, 77022
 Phone: Home-(000) 692-7364 Business-(000) 794-7595 Ext-
 Force used against complainant- Y DOB- 07/30/58

5 Name: Last-SENN First-WALTER Middle-RILEY
 Race-W Sex-M Age-39 Hispanic-
 Address-610 WESTFORD 77022
 Phone: Home-(000) 694-6024 Business-(000) 223-6919 Ext-
 Force used against complainant- Y

16 Name: Last-PARKER First-HERMANN Middle-NMN
 Race-W Sex-M Age-68 Hispanic-
 Address-620 WESTFORD, 77022
 Phone: Home-(000) 692-4146 Business-(000) 000-0000 Ext-
 Force used against complainant- Y

07 Name: Last-RHAMES First-AUDRA Middle-
 Race-W Sex-F Age-73 Hispanic-
 Address-619 WESTFORD
 Phone: Home-(000) 699-3143 Business-(000) 000-0000 Ext-
 Force used against complainant- Y

08 Name: Last-MC CLAIN First-LINDA Middle-FRANKLIN
 Race-W Sex-F Age-38 Hispanic-
 Address-1543 1/2 W23
 Driver license#-
 Force used against complainant- Y DOB- 02/07/54

09 Name: Last-PERRAS First-DONNA Middle-LYNN
 Race-W Sex-F Age-27 Hispanic-
 Address-8000 W. TIDWELL #307, 77040
 Phone: Home-(000) 690-9554 Business-(000) 000-0000 Ext-
 Force used against complainant- Y

-10 Name: Last-TRUITT First-H Middle-L
 Race-W Sex-M Age-57 Hispanic-
 Address-616 WAINWRITE, 77022
 Phone: Home-(713) 694-4091 Business-(000) 000-0000 Ext-
 Driver license#-0000000000000000
 Force used against complainant- Y DOB- 03/25/35
 Relation to susp-STRANGER

-11 Name: Last-DOYLE First-MARTIN Middle-DURWOOD
 Race-W Sex-M Age-52 Hispanic-
 Address-12030 CEDAR FORM, STAFFORD, 77477
 Phone: Home-(713) 568-9404 Business-(000) 000-0000 Ext-
 Driver license#-
 Force used against complainant- Y DOB- 12/01/39
 Relation to susp-STRANGER

SUSPECT(S)

01 Disposition-ARRESTED /CHARGED HPD-no-000000
Name: Last-RABY First-CHARLES Middle-
Alias(Nickname)-BUSTER
Address-3014 CEDAR HILL
Race-W Sex-M Age-22-00-Hispanic=N Date of birth-03/22/70
Weapon used-KNIFE
isc-CHARGED WITH MURDER; 248TH D.C.; CAUSE # 647079; \$ 25,000 BOND.

M.O. SUMMARY

Report entered by-W.O. ALLEN, SGT Employee number-051105
Status: Open- Cleared-X Inactive- Unfounded-
Report reviewed by-EG Employee number-025310
Date cleared-10/19/92

NARRATIVE

INTRODUCTION

SERGEANTS ALLEN AND WENDEL ARE ON CALL FOR THE MONTH OF OCTOBER FOR THE HOMICIDE DIVISION. WE WERE CONTACTED BY TELEPHONE AT HOME BY LIEUTENANT GAFFORD. THE NIGHT SHIFT HOMICIDE LIEUTENANT AT APPROXIMATELY 2215 HOURS. LIEUTENANT GAFFORD ASSIGNED SERGEANTS TO MAKE THE SCENE OF A CAPITAL MURDER LOCATED AT 17 WESTFORD STREET IN NORTH HOUSTON. LIEUTENANT GAFFORD ADVISED THAT AN ELDERLY FEMALE WAS FOUND WITH HER THROAT SLASHED IN THE LIVING ROOM FLOOR OF HER HOME BY HER GRANDSON. LIEUTENANT GAFFORD STATED THAT THE COMPLAINANT IS NUDE FROM THE WAIST DOWN AND MAY HAVE BEEN SEXUALLY ASSAULTED. OFFICER COLEMAN ON UNIT 3853E IS STANDING BY THE SCENE.

ALLEN PROCEEDED DIRECTLY TO THE SCENE AND ARRIVED AT APPROXIMATELY 10:45 P.M., AS DID SERGEANT WENDEL.

FIRST OFFICER ON SCENE

WE MET WITH OFFICER C.C. COLEMAN, PR. #78530, ASSIGNED TO UNIT 3853E. OFFICER COLEMAN STATED THAT SHE WAS DISPATCHED TO THE SCENE OF A D.O.A. AT APPROXIMATELY 2202 HOURS AND ARRIVED AT APPROXIMATELY 2203 HOURS. OFFICER COLEMAN ADDED THAT THE POLICE DISPATCHER RECEIVED THE CALL FOR SERVICE AT APPROXIMATELY 2157 HOURS.

OFFICER COLEMAN STATED THAT ON HER ARRIVAL TO THE SCENE SHE WAS MET BY THE REPORTER, ERIC BENZ WHO IS A GRANDSON OF THE COMPLAINANT. OFFICER COLEMAN STATED THAT THE COMPLAINANT WAS FOUND LYING IN THE LIVING ROOM FLOOR WITH HER THROAT CUT AND SHE IS NUDE FROM THE WAIST DOWN. OFFICER COLEMAN STATED THAT H.F.D. AMBULANCE #30 CAME TO THE SCENE AND CHECKED THE COMPLAINANT FOR ANY VITALS.

ONS AND SHE IS D.O.A. AT THE SCENE. OFFICER COLEMAN GATHERED THE WITNESSES AND
DU TO THE SCENE PENDING THE ARRIVAL OF HOMICIDE INVESTIGATORS. OFFICER COLEMAN
3 LISTED IN SECURING THE SCENE BY THE FOLLOWING H.P.D. OFFICERS:

LIEUTENANT GAFFORD HOMICIDE

- OFFICER T.R. HENRY PR.#94560 UNIT 6B19
- OFFICER M.S. KNEHANS PR.#96363 UNIT 6B19
- OFFICER R.A. GILLIUM PR.#93547 UNIT 6B25

CRIME SCENE UNIT #15 JIM NORRIS

MEDIATE FINDINGS AT SCENE

IS WILL BE THE SCENE OF A CAPITAL MURDER. THE COMPLAINANT'S THROAT WAS SLASHED
USING A LARGE WOUND TO THE FRONT OF THE NECK AND SEVERING THE WIND PIPE. THE
MPLAINANT IS NUDE FROM THE WAIST DOWN AND IT APPEARS SHE MAY HAVE BEEN
XUALLY ASSAULTED. THE COMPLAINANT'S PURSE WAS FOUND IN THE NORTHWEST BEDROOM
THE HOUSE AND THE CONTENTS SCATTERED ON THE FLOOR. THERE ALSO MAY BE FORCED
TRY TO THE RESIDENCE BASED ON THE PHYSICAL EVIDENCE AT THE SCENE. THERE IS
WINDOW FOUND IN THE SOUTH EAST BEDROOM OF THE HOUSE WITH A WINDOW SCREEN
ILLED OUT AND A SCREW DRIVER IS LYING ON THE LEDGE OF THE WINDOW. 2

IE OFFENSE WAS COMMITTED BY PERSONS UNKNOWN AT THIS TIME AND THE SUSPECT FLED
IE SCENE AFTER MURDERING THE COMPLAINANT. THE COMPLAINANT WAS LATER REMOVED BY
IGHT'S FUNERAL HOME TO THE HARRIS COUNTY MORGUE AT THE REQUEST OF THE MEDICAL
AMINERS INVESTIGATOR.

GENERAL SUMMARY

HE SCENE OF THIS INVESTIGATION IS LOCATED NORTH OF DOWNTOWN HOUSTON. THE SCENE
THIS INVESTIGATION IS LOCATED WITHIN THE INCORPORATED CITY LIMITS OF HOUSTON
HARRIS COUNTY, TEXAS. THE SCENE OF THIS OFFENSE/INVESTIGATION CAN BE LOCATED
WITHIN THE HARRIS COUNTY ATLAS UNDER KEY MAP REFERENCE 453 "L". THE SCENE OF
THIS OFFENSE IS LOCATED WITHIN AN OLDER RESIDENTIAL AREA OF THE CITY OF HOUSTON
THAT IS COMPRISED OF SINGLE STORY HOMES.

HE SCENE OF THIS OFFENSE OCCURRED WITHIN THE 600 BLOCK OF WESTFORD STREET.
ESTFORD STREET IS AN EAST TO WEST PAVED TWO LANE RESIDENTIAL STREET THAT IS
APPROXIMATELY 20 FEET IN WIDTH. THERE ARE BAR DITCHES NORTH AND SOUTH OF THE
STREET THROUGH OUT THE 600 BLOCK OF WESTFORD.

HE SCENE OF THIS OFFENSE IS LOCATED IN THE COLONIAL GARDENS SUB DIVISION AND
IS BOUNDED BY IRVINGTON STREET TO THE EAST AND FULTON TO THE WEST. NORTH OF THE
SCENE IS E. CROSSTIMBERS AND SOUTH OF THE SCENE IS THE 610 LOOP. THE SCENE IS
URTHER BORDERED BY RESIDENTIAL STREETS, WAINWRIGHT TO THE IMMEDIATE NORTH,
ORCHESTER TO THE SOUTH, HELMERS STREET TO THE WEST.

HE SCENE OF THIS INVESTIGATION IS FOCUSED ON A ONE STORY WHITE FRAMED RESIDENCE
LOCATED AT 617 WESTFORD. THIS RESIDENCE IS LOCATED ON THE NORTH SIDE OF THE 600
BLOCK OF WESTFORD AND THE HOUSE FACES THE STREET TO THE SOUTH. THERE IS A
RAINAGE DITCH ACROSS THE FRONT OF THE PROPERTY. THERE ARE TWO LARGE TREES EAST
AND WEST OF A DRIVE WAY THAT EXTENDS NORTH FROM THE STREET TO A SINGLE CAR

AGE THAT IS ATTACHED TO THE HOUSE. THERE ARE TWO VEHICLES PARKED IN THIS
VE ON SERGEANTS ARRIVAL.

RE IS A BLACK CHEVROLET WITH TEXAS PLATES [REDACTED] PARKED FACING TO THE NORTH
THE ENTRANCE OF THE DRIVEWAY. THERE IS A SECOND VEHICLE, VOLKSWAGON PARKED
FRONT OF THE CHEVROLET, FACING SOUTH. THIS VEHICLE IS NOT OPERABLE AND THERE
NO LICENSE PLATES ON THIS VEHICLE. THERE IS A BASKET BALL HOOP OBSERVED
MOUNTED ON THE HOUSE ABOVE THE GARAGE DOOR. THERE IS AN "L" SHAPED SIDEWALK
WELING FROM THE DRIVE WAY TO THE FRONT PORCH OF THE HOUSE. THERE IS A VERY
LARGE OAK TREE LOCATED SOUTH OF THE FRONT PORCH AND THERE IS A FLOWER BED
AROUND THIS TREE. THERE IS A GREEN GARDEN HOSE LYING ACROSS THE FRONT LAWN.
THERE IS A OLD SMOKEY BARBEQUE PIT LOCATED BETWEEN THE TREE AND THE FRONT PORCH.

THE FRONT PORCH AREA IS APPROXIMATELY 12 X 6 FEET AND IS COVERED WITH AN ASSORT-
MENT OF MISCELLANEOUS ITEMS. THIS INCLUDES PAINT CANS STACKED IN THE NORTHWEST
CORNER, BICYCLE TIRES, DRINKING GLASSES, SOFA CHAIR, DINING ROOM CHAIR, PLASTIC
CUPS, SCREW DRIVER AND VISE GRIPS.

THE ENTRANCE TO THE FRONT OF THE HOUSE HAS TWO DOORS. THE FIRST IS A GLASSED
GREEN WINDOW TYPE DOORWAY AND THE SECOND IS A STANDARD WOOD DOOR WAY WITH A
ANGLE DEAD BOLT LOCK FROM THE INSIDE. THE SCREENED DOOR OPENS TO THE SOUTH AND
THE MAIN DOOR OPENS TO THE NORTH INSIDE THE HOME. THE NUMERALS "617" ARE LOCATED
ON THE EXTERIOR OF THE HOUSE WEST OF THE FRONT DOOR, ADJACENT TO A SMALL BLACK
MAIL BOX. THE FRONT PORCH IS ILLUMINATED BY AN OUTSIDE PORCH LIGHT.

THE RESIDENCE AT 617 WESTFORD IS A COMPRISED OF A LIVING ROOM, KITCHEN/DINING
ROOM, BATHROOM AND TWO BEDROOMS. THERE IS AN ADDITION BUILT ON BEHIND THE
EXISTING CAR GARAGE THAT HAS BEEN CONVERTED INTO A THIRD BEDROOM.

THE SCENE DESCRIPTION BEGINS AT THE ENTRANCE TO THE HOME IN THE LIVING ROOM.
THIS IS WHERE THE MURDER APPEARS TO HAVE OCCURRED AND THE BODY OF THE
COMPLAINANT IS FOUND.

LIVING ROOM

THE WALLS OF THE LIVING ROOM ARE BEIGE AND THE FLOOR IS COVERED WITH AN OLD
RED COLORED CARPET. THE LIGHTING IN THIS ROOM IS FROM A FREE STANDING LAMP
WHICH IS LOCATED IN THE SOUTH EAST CORNER OF THE ROOM.

THE BODY OF THE COMPLAINANT IS LOCATED IN THE LIVING ROOM FLOOR IN THE NORTH
WEST SIDE OF THE LIVING ROOM. THE BODY IS NEAR THE OPEN ENTRANCE/EXIT FROM
THE LIVING ROOM TO THE KITCHEN.

THERE ARE SEVEN SOFA PILLOWS STACKED IN THE SOUTHEAST CORNER NEXT TO THE LAMP.
ALONG THE EAST WALL IS A SOFA. THIS SOFA HAS A BED PILLOW LOCATED AT THE NORTH
END AND THERE ARE BED COVERS ON TOP OF THE SOFA CUSHIONS. THERE IS A TEE SHIRT
AND WHAT APPEARS TO BE A PANTY LINER LOCATED ON TOP OF A PURPLE BLANKET.

THERE IS A COFFEE TABLE, BRASS WITH A GLASS TOP LOCATED WEST OF THE SOFA AND
NORTH OF THE FRONT DOOR. THE COMPLAINANT'S BODY IS JUST NORTHEAST OF THIS TABLE.
THE TABLE HAS A GLASS DECORATIVE TYPE BOWL IN THE CENTER OF IT AND THERE IS A
PACKAGE OF OPENED COOKIES NEXT TO IT. THERE IS A WHITE SOCK AND A BANDANNA

TOP OF THIS TABLE NEAR THE NORTH END. BOTH OF THESE ARTICLES HAVE BLOOD
ATTER AND TRANSFER BLOOD ON THEM. THERE IS AN ENVELOPE FROM JUNK MAIL ON THE
UT END OF THE TABLE. THERE IS A BOTTLE OF MCCORMICK GARLIC SALT ON THE CARPET
DERNEATH THE TABLE. 3

ERE IS A SET OF DOUBLE WINDOWS IN THE SOUTH WALL OF THE LIVING ROOM. THE
NDOWS ARE COVERED ON THE INSIDE WITH CUSTOM TYPE BLINDS. THERE IS A BLUE
NIL LAZY BOY TYPE CHAIR LOCATED NORTH OF THE TWO WINDOWS. THERE IS AN ASH TRAY
THE WEST SIDE OF THIS CHAIR. THERE IS A FAN AND CLOCK RADIO TO THE EAST OF
E CHAIR. THERE IS A TELEVISION IN THE SOUTH WEST CORNER OF THE LIVING ROOM.
ERE WERE TWO BLACK PLASTIC GARBAGE BAGS LOCATED BEHIND THIS TELEVISION. ON
DSEER EXAMINATION THEY WERE FOUND TO CONTAIN CAR PARTS.

IE WEST WALL HAS DECORATIVE TYPE FIXTURES ALONG THE WALL. THERE IS A CHEST
ONG THE WEST WALL. THERE IS A FISHING ROD & REEL LEANING UP AGAINST THE WEST
LL. NORTH OF THE CHEST. THERE IS A GAS HEATER LOCATED IN THE NORTHWEST
RNER.

ERE IS A SECOND SOFA ALONG THE NORTH WALL OF THE LIVING ROOM. THIS SOFA IS
AID AND THERE IS AN ASSORTMENT OF CLOTHES ACROSS THE SOFA. THERE IS AN END
BLE WITH A LAMP ON IT. WEST OF THE SOFA. THERE IS A BROWN LAUNDRY BASKET
OUTH OF THIS SOFA CONTAINING CLOTHING. THERE IS A BLOOD STAINED TOWEL NEAR THE
AST END OF THE SOFA ON THE LIVING ROOM CARPET. 4

ERE IS AN OPEN DOOR WAY IN THE NORTH WALL OF THE LIVING ROOM FROM THE LIVING
OM TO THE KITCHEN. THIS DOOR WAY IS COVERED BY A SHEET. THE BODY OF THE
OMPLAINANT IS LYING IN THE LIVING ROOM FLOOR SOUTH OF THIS ENTRANCE. THE
OMPLAINANT'S HEAD IS TO THE SOUTH WEST AND HER FEET ARE TO THE NORTH EAST. THE
OMPLAINANT'S HEAD AND UPPER TORSO ARE LYING IN A POOL OF BLOOD. THE COMPLAINANT
AS A LARGE CAPING KNIFE WOUND TO HER THROAT. THE COMPLAINANT IS NUDE FROM THE
AST DOWN. THERE IS A PAIR OF LIGHT BLUE PANTIES ON TOP OF THE CARPET SOUTH OF
HE COMPLAINANT'S RIGHT LEG. THE PANTIES APPEAR TO HAVE BEEN TORN AWAY OR CUT
AY FROM THE BODY OF THE COMPLAINANT.

HERE IS A PAIR OF LADIES BLUE JEANS NORTH WEST OF THE COMPLAINANT'S BODY AND
AST OF THE SMALL SOFA ALONG THE NORTH WALL OF THE LIVING ROOM. THESE BLUE
EANS ARE TURNED INSIDE OUT AS IF THEY WERE PULLED OFF OF THE COMPLAINANT'S BODY

HE COMPLAINANT HAS MULTIPLE STAB WOUNDS AND CUTS TO THE LEFT ARM AND DEFENSIVE
YPE WOUNDS TO THE LEFT HAND. THE COMPLAINANT HAS LONG FINGERNAILS AND SERGEANT
BSERVED SEVERAL HAIRS IN THE COMPLAINANT'S RIGHT HAND. THE HAIRS THAT COULD BE
ECOVERED IMMEDIATELY WERE COLLECTED AS EVIDENCE. THE COMPLAINANT'S HANDS WERE
AGGED TO PRESERVE ANY ADDITIONAL EVIDENCE THAT CAN BE COLLECTED AT THE MORGUE. 5

HE COMPLAINANT IS 71 YEARS OF AGE AND WAS IN A VERY FRAIL CONDITION. THE
OMPLAINANT IS VERY GAUNT IN APPEARANCE AND SHOULD WEIGH LESS THEN A 100
OUNDS.

HERE IS A SINGLE WHITE SOCK AND A PAIR OF FOLDED BLACK SOCKS IN THE VICINITY
IF THE COMPLAINANT'S HEAD. THERE IS A WHITE ANKLE SOCK NEAR THE LEFT ARM. THE
HYSICAL EVIDENCE AT THE SCENE INDICATES THAT THE COMPLAINANT'S THROAT WAS
LASHED REPEATLY AS SHE LAY HELPLESS IN THE LIVING ROOM FLOOR. THERE IS AN ACE

PAGE AROUND THE LEFT ANKLE OF THE COMPLAINANT. THIS BANDAGE APPEARS TO BE A SUPPORT AND WAS PULLED DOWN IN REMOVING THE COMPLAINANT'S PANTS. THERE IS A CONDOM WRAPPER LYING ON THE LIVING ROOM FLOOR IN THE ENTRANCE OF LIVING ROOM TO THE HALLWAY LEADING TO THE BATHROOM AND EAST BEDROOMS OF THE HOUSE. THIS CONDOM BRAND WAS LATER DETERMINED TO BE OF THE TYPE USED BY THE GRANDSON, ERIC BENGE.

ENTRANCE/EXIT IN THE EAST WALL OF THE LIVING ROOM LEADS TO THE BATHROOM AND EAST BEDROOMS OF THIS HOUSE. THESE ROOMS ARE ACCESSED FROM A SMALL NORTH TO SOUTH HALLWAY. THE BEDROOM ENTRANCES ARE LOCATED AT THE NORTH AND SOUTH ENDS OF THIS HALLWAY. THE ENTRANCE TO THE BATHROOM IS LOCATED IN THE EAST WALL OF THIS HALLWAY.

WEST EAST BEDROOM (ERIC BENGE'S BEDROOM)

ENTRANCE TO THIS BEDROOM OPENS TO THE SOUTH INTO THE BEDROOM. THERE IS NO DOOR KNOB IN THIS DOOR. THERE IS A ORIENTAL TYPE RUG IN THE CENTER OF THE FLOOR. THERE IS A FIVE-DRAWER DRESSER STANDING IN THE SOUTH EAST CORNER. THERE IS AN ASSORTMENT OF VCR TAPES ON TOP OF THIS DRESSER. THERE IS A GREEN CEDAR TYPE CLOSET WEST OF THIS DRESSER. THERE IS A SET OF BARBELL WEIGHTS ON THE FLOOR IN FRONT OF THIS DRESSER. THERE IS A WINDOW AIR CONDITIONER UNIT IN THE SOUTH WALL OF THIS BEDROOM AND IT IS ON AT THE TIME OF THIS INVESTIGATION. THERE IS A PORTABLE TELEVISION ON A STAND IN THE SOUTHWEST CORNER. THERE IS A GLASS JAR ON TOP OF THE TELEVISION THAT CONTAINS "CAN TABS".

THERE IS A CLOSET BEHIND THE TELEVISION IN THE WEST WALL OF THIS BEDROOM. ALONG THE WEST WALL AND NORTH OF THE TELEVISION IS AN OLD BLUE CHAIR THAT HAS A BLUE RUG OVER THE TOP OF IT. THERE IS A PAIR OF WHITE SWEAT PANTS LAYING IN THIS AREA. THERE ARE TWO EMPTY BARTLES & JAMES STRAWBERRY WINE COOLER BOTTLES ON THE FLOOR BETWEEN THE CHAIR AND THE TELEVISION. THERE IS A PAIR OF OLD SHOES ON THE FLOOR TO THE NORTH OF THE CHAIR. THERE IS AN END TABLE NEXT TO AND NORTH OF THE CHAIR AND THERE IS A LAMP ON TOP OF THIS TABLE. ON THIS TABLE IS A LARGE ASHTRAY CONTAINING CIGARETTE BUTTS AND ASHES. THERE IS ALSO A JAR WITH CLEAR LIQUID IN IT AND A CAN OF GLADE AIR FRESHNER.

THERE IS A LAUNDRY BASKET IN THE NORTHWEST CORNER CONTAINING DIRTY CLOTHES. THERE IS AN ORANGE EXTENSION CORD OBSERVED IN THE BEDROOM FLOOR ACROSS THE SOUTH SIDE OF THE BEDROOM.

THE NORTH WALL OF THIS BEDROOM IS EAST OF THE BEDROOM ENTRANCE. ON THE NORTH BEDROOM WALL IS AN "AMERICAN FLAG". THERE IS A SMALL FOUR DRAWER DRESSER JUST WEST OF THE BEDROOM ENTRANCE. ON TOP OF THIS DRESSER ARE SEVERAL ARTICLES. THIS INCLUDES A TELEPHONE THAT HAS BLOOD TRANSFER ON IT. THERE IS A WHITE PLASTIC GROCERY SACK THAT CONTAINS AN EMPTY CARTON AND TWO EMPTY BARTLES & JAMES STRAWBERRY WINE COOLER BOTTLES. THERE IS A SMALL 5 X 7 FRAMED PHOTOGRAPH OF THE COMPLAINANT (EDNA FRANKLIN). THERE IS A SMALL BLACK PLASTIC TRAY THAT HAS A SMALL PARING KNIFE LOCATED ON TOP OF IT. THERE IS A TEMPORARY DRIVERS LICENSE ISSUED TO THE COMPLAINANT'S GRANDSON, ERIC BENGE, T.D.L. THERE IS A SMALL BOX OF MATCHES AND A CANDLE HOLDER. THERE IS ALSO A WOODEN CEDAR JEWELRY TYPE BOX LOCATED IN THE CENTER OF THE DRESSER.

ALONG THE NORTH WALL EAST OF THE DRESSER IS A BED THAT IS ON THE FLOOR. THE BED

TENDS SOUTH INTO THE BEDROOM. THE BED HAS A BLUE FITTED SHEET AND A WHITE IN "OP SHEET. THERE IS ONE BED PILLOW AT THE NORTH END OF THE BED. THERE IS ELECTRIC CLOCK SETTING INSIDE OF THE HEADBOARD OF THIS BED. THERE IS A FAN ON P OF THE HEAD BOARD AND A BATHROOM TOWEL. THERE IS A TELEPHONE BOOK LAYING TOP OF THE BED AT THE FOOT OF THE BED. THERE IS ALSO A RUST COLORED GLOVE ON P OF THE BED.

THE EAST WALL OF THE BEDROOM HAS A SINGLE WINDOW IN IT. THIS WINDOW IS COVERED WITH AN OFF WHITE MINI BLIND THAT IS THREE QUARTES DOWN UPON SERGEANT'S ARRIVAL AT THIS SCENE. THE BEDROOM WINDOW GLASS IS MADE UP OF SEVERAL WINDOW PANES. ~~HERE ARE TWO WINDOW PANES MISSING AND ANOTHER BROKEN. THIS IS OLD DAMAGE. THE WINDOW IS DOWN. HOWEVER THE WINDOW IS NOT LOCKED (SECURED) AND CAN BE RAISED OPEN. THE WINDOW HAS A SCREEN COVERING IT FROM THE OUTSIDE. THE WINDOW SCREEN IS OPEN APPROXIMATELY TWO INCHES FROM THE BOTTOM. THERE IS A SCREW DRIVER LAYING IN THE WINDOW SEAL AND A SMALL WOODEN CHIP. THIS DAMAGE APPEARS TO BE NEW.~~

THE BATHROOM OF THIS RESIDENCE IS LOCATED BETWEEN THE SOUTH EAST AND NORTH EAST BEDROOMS. THE SHORT HALL WAY (NORTH TO SOUTH) IS COVERED WITH AN OLD HARD WOOD TYPE FLOORING.

BATHROOM

THE BATHROOM ENTRANCE IS IN THE EAST WALL OF THE HALLWAY. THE DOOR OPENS INWARD AND IS OPEN. THE WALLS OF THE BATHROOM ARE YELLOW AND THE FLOOR IS COVERED WITH GREEN LINOLEUM TILE. THERE IS A BATH TUB NORTH TO SOUTH ALONG THE EAST WALL OF THE BATHROOM. THERE IS A SINGLE WINDOW ABOVE THIS BATH TUB. THERE IS A PIECE OF CLEAR PLASTIC COVERING THE INSIDE OF THIS WINDOW. THERE IS A BLUE SHOWER CURTAIN ACROSS THE OUTSIDE PORTION OF THE BATH TUB AND IT IS PUSHED BACK TO THE SOUTH END. THERE ARE ASSORTED SHAMPOOS ALONG THE BATH TUB LEDGE.

HERE IS A COMMODE WEST OF THE BATH TUB FROM THE SOUTH WALL. ALONG THE TOP OF TOILET TANK ARE DEODORANT STICKS, TOOTH PASTE, SHAVING CREAM, SHAMPOO AND A AZOR. THERE IS A SINGLE SINK VANITY WEST OF THE COMMODE AND IT HAS A SMALL WOODEN MEDICINE CABINET MOUNTED ON THE SOUTH WALL ABOVE THE SINK. THE MIRROR IS BROKEN. THERE IS A SMALL GREEN COLORED TRASH BASKET ON THE FLOOR WEST OF THE VANITY IN THE SOUTHWEST CORNER. THE INSIDE OF THE TRASH CAN WAS EXAMINED AND DOES NOT APPEAR TO CONTAIN ANYTHING OF EVIDENTIARY SIGNIFICANCE. SERGEANT DID FIND AN EMPTY "LIFE STYLES" CONDOM WRAPPER UNDERNEATH THE TRASH CAN ON THE FLOOR

CROSS FROM THE TOILET AND VANITY IN THE NORTH WALL IS A LINEN CLOTHES CLOSET IN THE NORTHWEST CORNER AND A WALL SPACE HEATER. IN FRONT OF THE HEATER IS A SMALL HANDICAP TYPE SEAT. THERE IS A HANDI CAP TYPE SEAT ALSO ON THE TOILET SEAT. THERE IS WET TOWEL ON TOP OF A SMALL STAND. THERE IS A YELLOW HAMPER ON THE FLOOR EAST OF THIS STAND.

NORTH EAST BEDROOM

THE ENTRANCE TO THIS BEDROOM IS GAINED FROM THE SMALL HALLWAY. THE DOOR IS STANDING OPEN. THERE IS A BED IN THE CENTER OF THE WEST WALL THAT EXTENDS TO THE EAST IN THIS BEDROOM. THE TOP OF THIS BED IS COVERED WITH MISCELLANEOUS ARTICLES AND CLOTHING. THERE IS A SMALL TABLE IN THE NORTHWEST CORNER. THERE IS A DRESSER ALONG THE SOUTH WALL OF THIS BEDROOM EAST OF THE BEDROOM ENTRANCE.

THERE IS A CHAIR IN THE SOUTHEAST CORNER. THERE IS A DESK AND A STEREO SPEAKER ON THE EAST WALL NORTH OF THE CHAIR.

THE NORTH EAST BEDROOM IS IN A COMPLETE STATE OF DIS-ARRAY AND IT DOES NOT APPEAR THAT ANYONE IS SLEEPING IN THIS BEDROOM. THERE IS NOTHING OF EVIDENTIARY SIGNIFICANCE OBSERVED WITHIN THIS BEDROOM.

KITCHEN/DINING ROOM

THE KITCHEN ENTRANCE IS IN THE NORTH EAST CORNER OF THE LIVING ROOM. THE KITCHEN ENTRANCE HAS A BLUE SHEET COVERING THE ENTRY WAY. THE KITCHEN HAS AN OLD BROWN LINOLEUM ON THE FLOOR. THE WALLS ARE AN OFF WHITE COLOR. THERE IS A COAT TREE LOCATED IMMEDIATELY TO THE EAST, STANDING IN THE SOUTH EAST CORNER. THERE IS AN ASSORTMENT OF CLOTHING HANGING FROM THIS COAT TREE.

THERE IS AN OLD WHITE HALF/DRESSER TYPE CABINET ALONG THE EAST WALL OF THE DINING AREA. THIS DRESSER HAS A MICROWAVE OVEN LOCATED ON TOP OF IT. THERE IS A TABLE LAMP SETTING ON THE FLOOR, NORTH OF THIS DRESSER. THERE IS A CAT LITTER BOX ON THE FLOOR IN THE NORTH EAST CORNER.

THERE IS A RECTANGULAR SHAPED DINING ROOM TABLE LOCATED DIRECTLY NORTH OF THE ENTRY TO THE DINING AREA/KITCHEN ALONG THE NORTH WALL OF THE ROOM. THERE IS ONE SINGLE DINING ROOM CHAIR LOCATED ON THE SOUTH SIDE OF THE TABLE. THERE IS A PLASTIC GROCERY SACK WITH "THE VERY BEST" WRITTEN ON IT ON TOP OF THE TABLE. THERE IS A PACKAGE OF "OVEN FRY" FOR PORK CHOPS, TOILET PAPER, THREE CANS OF SNACK GOODS AND A FIVE POUND BAG OF POTATOES.

TO THE WEST IS A KITCHEN COUNTER AND THE TOP IS COVERED WITH CERAMIC YELLOW GLOSS TILE WITH BLUE TRIM. THERE ARE KITCHEN CABINETS ABOVE THE COUNTER TOP DIVIDED BY A DOUBLE SINK. THERE IS A SINGLE WINDOW ABOVE THE SINK. THERE IS AN ASSORTMENT OF KITCHEN APPLIANCES ALONG THE TOP OF THE COUNTER TOP. THE SINK IS FILLED WITH DIRTY DISHES AND DISH WATER. THERE IS A PORTABLE DISH WASHER LOCATED AT THE WEST END OF THE KITCHEN, SOUTH OF THE KITCHEN COUNTER. THE INSIDE WAS EXAMINED AND FOUND TO CONTAIN A FEW DIRTY DISHES.

THERE IS A DOOR WAY LOCATED IN THE WEST WALL TOWARDS THE SOUTHWEST CORNER OF THE KITCHEN. THIS DOOR IS CLOSED UPON SERGEANTS ARRIVAL TO THIS SCENE. THIS DOORWAY LEADS TO THE ADD ON BEDROOM OF THIS RESIDENCE.

THERE IS A METAL WHITE CABINET IN THE SOUTHWEST CORNER BEING USED AS A PANTRY. ALONG THE SOUTH WALL FROM THE WEST CORNER IS A GREEN GAS STOVE, TRASH CAN AND GREEN REFRIGERATOR. THE STOVE TOP IS DIRTY AND THERE ARE ASSORTED BOTTLES OF SPICES ON TOP OF IT. THE TRASH CAN WAS EXAMINED AND A PAPER SACK WAS OBSERVED THAT CONTAINS AN EMPTY BUSCH BEER BOTTLE. THE INSIDE OF THE REFRIGERATOR WAS EXAMINED AND CONTAINED VERY LITTLE. THE REFRIGERATOR IS DIRTY. THERE WAS A PACKAGE OF PORK CHOPS OBSERVED INSIDE OF THE ICE BOX.

NORTH WEST BEDROOM

THE ENTRANCE TO THIS BEDROOM IS FROM THE KITCHEN, IN THE SOUTH EAST CORNER. THERE IS A "DOG" POODLE RUNNING LOOSE IN THIS ROOM. THERE IS AN OLD BLANKET ON THE FLOOR JUST WEST OF THE DOORWAY. IN THE SOUTH WALL OF THIS ROOM IS A

COND DOOR WAY THAT LEADS INTO THE GARAGE. THERE IS A DRESSER WEST OF THIS DOOR WAY. THIS DRESSER IS COVERED WITH A PILE OF MISCELLANEOUS ARTICLES. THE WEST CORNER HAS A LARGE PILE OF ASSORTED ARTICLES SCATTERED ABOUT. THIS INCLUDES A CRUTCH, CHAIR AND BOXES. THERE IS A T.V./DINING TYPE STAND WITH CLASSICAL CASSETTE TAPES LOCATED ON TOP OF IT. THERE IS A SMALL CASSETTE PLAYER ALSO ON THIS STAND. THERE IS A VACUUM CLEANER STANDING NEXT TO THIS TABLE.

THERE ARE THREE WINDOWS IN THE WEST WALL OF THIS ROOM. THEY ARE ALL COVERED WITH MINI BLINDS. THERE IS A SMALL TWIN BED EXTENDING FROM THE WEST WALL NEAR THE SOUTH WEST END TO THE EAST IN THE BEDROOM. THERE IS ANOTHER SMALL TABLE ON THE FLOOR (NORTH) THAT HAS A NUMBER OF ARTICLES ON TOP OF IT. THIS INCLUDES A GRAY TELEPHONE (PRINCESS TYPE), ANSWERING MACHINE, ASSORTED OVER THE COUNTER MEDICINE, KLEENIX BOX AND A GLASS CONTAINING A BROWN COLORED LIQUID (SOFT DRINK). THERE IS A SMALL ELECTRIC FAN ON THE FLOOR NEXT TO THIS TABLE. THERE IS A WHITE PLASTIC BAG (TRASH) ON THE FLOOR NEXT TO THE TABLE. THERE IS A LADIES PURSE HAT IS UNZIPPED AND OPEN AT THE TOP. THERE IS A MONTGOMERY CREDIT CARD ON THE FLOOR NEXT TO THE PURSE. THERE ARE THREE OTHER CREDIT CARDS OBSERVED ON THE FLOOR UNDERNEATH THE BED. THERE IS ALSO A PAIR OF HOUSE SHOES AND A PINK GOWN ON THE NORTH SIDE OF THE BED ON THE FLOOR.

THERE IS A GREEN SOFA ALONG THE WEST WALL NORTH OF THE BED. THERE IS A MATCHING GREEN CHAIR SETTING IN THE MIDDLE OF THE ROOM, EAST OF THE SOFA. THERE IS A WINDOW AIR CONDITIONER UNIT IN THE WINDOW BEHIND THE SOFA. THIS AIR CONDITIONER UNIT IS RUNNING.

THERE IS A BOOK SHELF IN THE NORTHWEST CORNER OF THE BEDROOM. TO THE EAST ALONG THE NORTH WALL IS A CABINET STYLE TELEVISION WITH MAGAZINES AND BOOKS STACKED ON TOP OF IT. THERE IS ANOTHER TELEVISION CABINET NEXT TO AND SOUTH EAST OF THE FIRST. THERE IS ASSORTED PAPERS STACKED ON TOP OF THIS CABINET.

THERE IS A WINDOW IN THE EAST WALL, NORTH EAST CORNER. IN FRONT OF THIS WINDOW IS A GRAY METAL COLORED FILE CABINET. THE TOP OF THE CABINET IS OPEN AND IT CONTAINS ASSORTED PAPERS. THERE IS AN OLD TABLE IN THIS CORNER ALSO AND IT HAS PAPERS AND OTHER MISCELLANEOUS ARTICLES ON TOP OF IT. THERE IS A RED COLORED PLASTIC CONTAINER TO THE SOUTH OF THE METAL CABINET.

THERE IS A SET OF DOUBLE DOORS IN THE EAST WALL THAT LEADS TO A SCREENED IN BACK PORCH. THE DOUBLE DOOR IS MISSING THE DOOR KNOB. THERE IS A SINGLE DEAD BOLT LOCK IN THIS DOOR WAY AND THE KEY IS VISIBLE IN THE LOCK. THIS DOOR WAS STANDING OPEN UPON THE REPORTEE/WITNESSES ARRIVAL TO THE SCENE. THERE IS A COFFEE TABLE TO THE WEST OF THIS DOOR THAT HAS THE DOOR KNOB ON TOP OF IT ALONG WITH OTHER MISCELLANEOUS ARTICLES. THERE IS A PAIR OF LADIES EYE GLASSES ON THE FLOOR UNDERNEATH THE COFFEE TABLE. THE EYE GLASSES WERE EXAMINED AND ARE COVERED WITH TAPE AND APPEAR TO HAVE BEEN ON THE FLOOR FOR SOMETIME.

THERE IS AN ARTIFICIAL FIRE PLACE SOUTH OF THE DOUBLE DOORS ALONG THE EAST WALL. THE FIRE PLACE TOP IS COVERED WITH ASSORTED TOOLS AND OTHER ARTICLES.

THE COMPLAINANT'S BED IS A FOCAL POINT WITHIN THIS ROOM. THERE ARE FOUR BED PILLOWS AT THE WEST END OF THIS BED. THERE IS A LIGHT OVER THE BED, MOUNTED ON THE WEST WALL. THIS LIGHT IS ON.

THESE ARE ARTICLES SCATTERED ALL OVER THE TOP OF THIS BED. THE MAJORITY OF THE ARTICLES APPEAR TO HAVE COME FROM THE COMPLAINANT'S PURSE. THERE ARE SEVERAL CREDIT CARDS, CHECK BOOK, KEYS AND PAPERS. THERE IS ALSO A PAPER BACK BOOK, SCISSORS AND CURLERS. THESE ARTICLES WERE RECOVERED FOR POSSIBLE LATENT EVIDENCE. THE CASSETTE TAPE FROM THE ANSWERING MACHINE WAS ALSO COLLECTED TO BE REVIEWED FOR POSSIBLE INFORMATION. 7

GARAGE

THE GARAGE WAS EXAMINED AND FOUND TO BE EXTREMELY JUNKY. THERE IS NOTHING OF IDENTIFIARY SIGNIFICANCE FOUND WITHIN THE GARAGE.

THE BACK PORCH OF THE HOUSE WAS EXAMINED AND THE BACK YARD WITHOUT ANYTHING OF SIGNIFICANCE NOTED. A PORTION OF THE DOOR KNOB IS LYING ON THE BACK PORCH. THERE ARE THREE DOGS IN THE BACK YARD. THE BACK YARD IS FENCED IN WITH A CYCLONE FENCE. THERE IS A SMALL METAL BUILDING LOCATED IN THE BACK YARD AND AN OLD BARBEQUE PIT.

REAL EVIDENCE (ALL ARTICLES COLLECTED BY C.S.U. OFFICER NORRIS)

(1) ONE PIECE OF CARPET FROM LIVING ROOM FLOOR UNDERNEATH AND IN THE VICINITY OF THE COMPLAINANT'S BODY.

(2) ONE PAIR OF DENIM BLUE JEAN PANTS

(3) ONE PAIR OF LADIES LIGHT BLUE COLORED PANTIES

(4) LOOSE HAIRS COLLECTED FROM THE COMPLAINANT'S RIGHT HAND

(5) LADIES PURSE AND CONTENTS COLLECTED BY LATENT EXAMINER SHELDON FROM NORTH WEST BEDROOM.

(6) CREDIT CARDS, CHECK BOOK AND PAPERS RECOVERED FROM TWIN BED IN NORTHWEST BEDROOM BY SHELDON.

(7) PARING KNIFE AND BLACK TRAY RECOVERED FROM SOUTH EAST BEDROOM BY SHELDON.

(8) SCREW DRIVER RECOVERED FROM SOUTHEAST BEDROOM WINDOW BY SHELDON. 8

(9) TELEPHONE FROM TOP OF DRESSER IN SOUTHEAST BEDROOM BY SHELDON. 9

(10) EMPTY BUSCH BEER BOTTLE FROM TRASH BY SHELDON.

IMMOVABLE EVIDENCE

THE IMMOVABLE EVIDENCE WITHIN THIS SCENE CONSIST OF THE BLOOD SPATTER AND TRANSFER ON THE LIVING ROOM CARPET, LAUNDRY AND BLOOD ON THE LEG OF THE COFFEE TABLE IN THE LIVING ROOM.

SCIENTIFIC AIDS

OFFICER NORRIS CAME TO THE SCENE OF THIS MURDER AND ASSISTED WITH THIS INVESTIGATION. OFFICER NORRIS PHOTOGRAPHED THE SCENE WITH A 35MM CAMERA AND RECORDED THE SCENE. OFFICER NORRIS ALSO TOOK MEASUREMENTS AND DREW A SCENE DIAGRAM.

DENTAL EXAMINER CHUCK SHELDON ALSO CAME TO THE SCENE OF THIS OFFENSE AND RECOVERED A NUMBER OF ARTICLES IN AN EFFORT TO RECOVER LATENT PRINTS. SHELDON EXAMINED THE BLOOD STAINED COFFEE TABLE, SOUTH-EAST BEDROOM WINDOW AND FILE CABINET FROM THE NORTHWEST BEDROOM. SEE SHELDON'S SUPPLEMENT FOR COMPLETE DETAILS.

POSITION OF BODY

THE COMPLAINANT IS LYING IN THE LIVING ROOM FLOOR IN THE VICINITY OF THE LIVING ROOM/KITCHEN ENTRANCE. THE COMPLAINANT'S HEAD IS TO THE SOUTHWEST AND HER FEET ARE POINTED TO THE NORTH EAST. THE COMPLAINANT'S HEAD IS SLIGHTLY TILTED BACK WITH HER FACE UP AND IN THE DIRECTION OF THE CEILING. THE COMPLAINANT'S EYES ARE FIXED AND DILATED. THE COMPLAINANT'S MOUTH IS OPEN. THERE ARE SEVERAL SLASH WOUNDS TO THE COMPLAINANT'S THROAT AND THERE IS BLOOD ON HER CHEST AND UNDERNEATH THE HEAD AND UPPER TORSO. THE COMPLAINANT IS SLIGHTLY TILTED TO HER RIGHT AND IS PARTIALLY ON HER BACK AND RIGHT SIDE. THE RIGHT ARM IS SLIGHTLY BENT AT THE ELBOW WITH THE RIGHT ARM EXTENDING TO THE EAST. THE RIGHT HAND IS PALM UP WITH THE FINGERS OF THE RIGHT HAND CURLED INWARD. THERE ARE SEVERAL HAIRS OBSERVED ON THE FINGERS OF THE RIGHT HAND THAT ARE BROWN IN COLOR. THE COMPLAINANT'S HAIR IS GRAY. THERE ARE ALSO SOME SHORT BLACK COLORED CURLY HAIR ALSO ON THE COMPLAINANT'S ARM.

THE LEFT ARM OF THE COMPLAINANT IS BENT AT THE ELBOW IN A 45 DEGREE ANGLE. THE LEFT ARM ALSO EXTENDS TO THE EAST. THE PALM IS CLENCHED IN A SEMI FIST. THERE ARE THREE RINGS OBSERVED ON THE COMPLAINANT'S LEFT INDEX FINGER. THE COMPLAINANT'S FINGERNAILS ARE LONG AND THERE IS BLOOD CAKED UNDERNEATH THE NAILS ON THE HANDS OF THE COMPLAINANT. 10

THE COMPLAINANT'S LEGS ARE SLIGHTLY APART AND THE RIGHT FOOT OF THE COMPLAINANT IS POINTING TO THE SOUTHWEST AND THE LEFT FOOT IS POINTED SLIGHTLY TO THE NORTHWEST.

THE COMPLAINANT WAS MEASURED BY OFFICER NORRIS. THE COMPLAINANT'S HEAD IS APPROXIMATELY 4'2" SOUTH OF THE NORTH WALL AND 5'3" WEST OF THE EAST WALL. THE COMPLAINANT'S LEFT FOOT IS 1'2" SOUTH OF THE NORTH WALL AND 1'9" WEST OF THE WEST WALL.

IDENTIFICATION OF VICTIM

THE COMPLAINANT IS IDENTIFIED BY HER GRANDSON, ERIC BENGE AS MS. EDNA FRANKIN. SERGEANT ALSO FOUND THE COMPLAINANT'S TEXAS DRIVER'S LICENSE WITH PHOTO AND THE LICENSE # [REDACTED] IS ISSUED TO EDNA MATTOON FRANKIN W/F 71, D.O.B. 11/27/20 ADDRESS 617 WESTFORD STREET, HOUSTON, TEXAS. THE COMPLAINANT'S DAUGHTERS HAVE BEEN NOTIFIED BY THE COMPLAINANT'S GRANDSON.

ADDRESS OF VICTIM

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E COMPLAINANT IS WEARING A WHITE PRINT TOP AND SHE IS NUDE FROM THE WAIST WA

WOUNDS OF VICTIM

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E COMPLAINANT HAS SEVERAL SLASH (KNIFE) WOUNDS TO HER THROAT. THERE IS ONE SEVERE KNIFE WOUND EXPOSING THE WINDPIPE OF THE COMPLAINANT. THERE ARE NUMEROUS LIFE WOUNDS TO THE COMPLAINANT'S LEFT ARM AND DEFENSE WOUNDS TO HER HANDS. 11

DISORDER AT SCENE

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THE DISORDER AT THIS SCENE CONSIST OF THE COMPLAINANT'S BODY AND THE BLOOD SPATTER ON CLOTHING AND LAUNDRY AROUND THE COMPLAINANT'S BODY. THE COMPLAINANT'S CLOTHING FROM THE WAIST DOWN HAD BEEN REMOVED. ADDITIONALLY THERE IS PHYSICAL EVIDENCE AT THE SCENE THAT SUGGESTED FORCED ENTRY UNTO THE SOUTHEAST BEDROOM WINDOW. THE EVIDENCE ALSO SUGGESTED THAT THE SUSPECT LEFT THE BACK DOOR STANDING OPEN AFTER HAVING SPILLED THE CONTENTS OF THE COMPLAINANT'S PURSE IN THE NORTHWEST BEDROOM FLOOR.

SIGNS OF STRUGGLE

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THE COMPLAINANT HAS DEFENSE KNIFE WOUNDS TO HER HANDS INDICATING A STRUGGLE WITH AN ASSAILANT. THE COMPLAINANT ALSO MAY HAVE SUSTAINED SOME OF HER WOUNDS TO HER LEFT ARM IN STRUGGLING WITH THE SUSPECT. 12

ENTRY-EXIT

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THERE IS POSSIBLE FORCED ENTRY TO THE SOUTHEAST BEDROOM WINDOW. THE SCREEN IS SHATTERED AND THERE IS EVIDENCE OF FRESH DAMAGE TO THE WINDOW SCREEN AND A SCREW DRIVER LAYING ON THE WINDOW SEAL. THE EXIT BY THE SUSPECT APPEARS TO BE THE REAR DOOR EXITING THE NORTHWEST ROOM OF THIS RESIDENCE AS THIS DOOR IS UNLOCKED FROM THE INSIDE AND THE DOOR IS LEFT STANDING OPEN.

RECOVERY OF WEAPON

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THE WEAPON USED IN THIS OFFENSE HAS NOT BEEN DETERMINED. SERGEANT DIRECTED THAT A SMALL PARING KNIFE FOUND ON A TRAY IN THE SOUTHEAST BEDROOM BE COLLECTED FOR EXAMINATION PURPOSES. 13

WEATHER, LIGHTING AND VISIBILITY CONDITIONS

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THE WEATHER AT THE TIME OF THIS OFFENSE/INVESTIGATION IS COOL AND DRY. THE LIGHTING IS ADEQUATE INSIDE WITH THE USE OF LIGHTING IN THE HOUSE AND HAND HELD FLASHLIGHTS.

PERSONAL

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PERSONAL EFFECTS.....THE COMPLAINANT HAS THREE RINGS ON THE LEFT INDEX FINGER AND THEY ARE LEFT ON HER HAND. THE BODY WAS REMOVED AT THE REQUEST OF THE COMPLAINANT'S FAMILY BY HEIGHTS FUNERAL HOME, CHARLES COX AND JOHN UNDERWOOD ATTENDANTS. THE COMPLAINANT IS ASSIGNED MEDICAL-LEGAL NUMBER 92-6802. AN

COPIES REQUEST FORM IS TO BE COMPLETED REQUESTING A SEXUAL ASSAULT KIT BE DONE, OR FOREIGN MATERIAL ON THE BODY, FINGERNAIL SCRAPINGS, CLOTHING AND BLOOD.

INVESTIGATION TO BE CONTINUED:

INTERNAL INFORMATION REPORT PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

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Incident no. 111371392 R

SUPPLEMENT(S)

-0001

Offense-MURDER

Number-	617	Name-WESTFORD	Street location information	Type-	Suffix-
Offense no-		Name-HELMERS		Type-	Suffix-
Date of offense-	10/15/92		Date of supplement-	10/16/92	
	Last-				

Officer1-	W. C. WENDEL, SGT	Emp#-041494	Shift-1	Div/Station-HOMICIDE/DAY
Officer2-	W. D. ALLEN, SGT	Emp#-051105	Shift-1	

SUPPLEMENT NARRATIVE

INTERVIEW OF WITNESSES

ERIC B. BENGE, W/M 23, 617 WESTFORD, PHONE 694-5715
BENGE IS ONE OF TWO GRANDSONS WHO LIVED WITH THE COMPLAINANT AT 617 WESTFORD. HE STATED THAT HE LEFT HOME AT APPROXIMATELY 4PM AND WENT TO WORK. HE WORKS FOR ACE K9. HE WENT TO WORK WHERE HE PUT OUT GUARD DOGS AT BUSINESSES. HE WENT TO HIS GIRLFRIEND'S APARTMENT AT 8000 W. TIDWELL UNTIL 9:45PM. HE DROVE HOME ARRIVING SOMETIME AROUND 10PM. HE SAID THAT THE FRONT DOOR WAS PARTIALLY OPEN AND THE FRONT PORCH LIGHT WAS OFF AND THE HOUSE WAS DARK EXCEPT FOR THE LIGHT IN THE BACKROOM, GRANDMOTHER'S BEDROOM. HE SAID THAT WHEN HE WENT INSIDE THE HOUSE HE STUMBLED ON SOMETHING ON THE FLOOR AND THOUGHT THAT IT WAS SOME CLOTHES. HE TURNED ON A KITCHEN LIGHT AND LOOKED DOWN AND SAW HIS GRANDMOTHER. HE MOVED HER FROM HER SIDE TO ON HER BACK AND NOTICED THAT HER THROAT WAS CUT. HE WAS GOING TO TRY C.P.R. IT WAS ABOUT THIS TIME THAT HIS OTHER GRANDSON, LEE ROSE JR. CAME HOME WITH A FRIEND, JOHN PHILLIPS. ERIC WENT TO THE PHONE IN HIS ROOM AND CALLED 9*1*1. SEE HIS WRITTEN STATEMENT FOR DETAILS. 14

LEE EDWARD ROSE, JR. 617 WESTFORD, PHONE 694-5715
ROSE HAS BEEN LIVING WITH HIS GRANDMOTHER, COMPLAINANT, OFF AND ON SINCE HE WAS BORN. HE HAD LEFT HOME WITH ERIC WHEN ERIC WENT TO WORK AROUND 4PM. ERIC STOPPED HIM OFF AT THE SHAMROCK STORE AT CROSSTIMBERS @ HELMERS. ROSE BOUGHT BEER AND GOT ANOTHER RIDE FROM A FRIEND BY THE NAME OF SHAWN WRIGHT. SHAWN TOOK HIM TO THE SEARS STORE ON W43RD SO THAT HE COULD BUY SOME TUBES AND TIRES FOR HIS 10 SPEED BICYCLE. THEY WENT BACK TO 617 WESTFORD ARRIVING AT APPROXIMATELY 5PM. ROSE SAID THAT HIS GRANDMOTHER WAS ALRIGHT THEN. HE SAT OUTSIDE OF THE HOUSE WITH JOHN PHILLIPS. HE SAID THAT HIS GRANDMOTHER WAS ALRIGHT WHEN HE LEFT THE HOUSE WITH PHILLIPS. THIS WAS ABOUT 6:00PM. HE AND PHILLIPS WALKED TO PHILLIPS' HOUSE ON WAINWRIGHT ST, ONE BLOCK NORTH. A FRIEND OF THEIRS, CURTIS PICKED THEM UP AND THEY WENT TO CURTIS' HOUSE. CURTIS THEN DROVE THEM BACK TO JOHN'S HOUSE. THEY WALKED TO THE STORE ON CROSSTIMBERS AND GOT ANOTHER BEER. HE AND JOHN THEN WALKED TO HIS GRANDMOTHER'S HOUSE ARRIVING JUST AFTER ERIC HAD COME HOME. ERIC WAS NEXT TO HIS GRANDMOTHER'S BODY WHEN THEY WALKED IN.

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DESCRIBED THE HOUSE AS BEING DARK WITH MOST OF THE LIGHTS OFF. THEY CALLED
1 AFTER FINDING THE BODY. SEE HIS WRITTEN STATEMENT FOR DETAILS. 15

JOHN ALLEN PHILLIPS, W/M, 607 WAINWRIGHT, 694-8346
PHILLIPS IS A CLOSE FRIEND OF LEE ROSE. HE HAD SPENT MOST OF THE DAY WITH LEE. LEE HAD GONE TO SEARS FOR SOME TIRES AND TUBES TO FIX HIS BICYCLE. HE CAME OVER TO PHILLIPS' HOUSE AROUND 5PM AFTER GOING TO SEARS. THEY WENT TO LEE'S HOUSE AND SAT AROUND THE YARD UNTIL ABOUT 6PM AND THEY WENT BACK TO HIS HOUSE. THEY WENT TO THE STORE AND GOT A BEER WITH A FRIEND BY THE NAME OF CURTIS AND THEN WENT TO CURTIS'S HOUSE FOR A WHILE. THEY WENT BACK TO HIS HOUSE AND THEY THEN WALKED TO THE STORE AND GOT ANOTHER BEER. THEY THEN WALKED TO LEE'S HOUSE ERIC WAS ALREADY HOME AND HAD JUST ARRIVED FINDING MRS. FRANKLIN'S BODY ON THE FLOOR. PHILLIPS RAN HOME AND GOT HIS GRANDMOTHER. SEE HIS STATEMENT FOR WRITTEN DETAILS.

UPON ARRIVAL AT THE SCENE SGT. ALLEN AND I WERE BRIEFED BY OFFICER C.C. COLEMAN, UNIT 3B53. SHE POINTED OUT BOTH GRANDSONS OF THE COMPLAINANT, ERIC BENGE AND LEE ROSE JR. AND JOHN PHILLIPS. THESE INDIVIDUALS WERE INTERVIEWED BY ME AND SGT. ALLEN AT THE SCENE. EACH WERE EXAMINED FOR EVIDENCE OF BLOOD SPATTER AND WOUNDS. NONE WERE FOUND ON ANY OF THE THREE.

AFTER THE BODY OF THE COMPLAINANT WAS REMOVED WE ASKED ERIC BENGE TO WALK US THROUGH HOW HE FOUND THE BODY AND EVERYTHING THAT HE DID UPON ARRIVING AT HOME. HE STARTED OUTSIDE AND UPON ARRIVING NOTICED THAT THE FRONT PORCH LIGHT WAS ON AND ONE OF HIS DOGS WAS OUTSIDE. WHEN HE WALKED UP TO THE FRONT DOOR THE SCREEN DOOR WAS PARTIALLY OPENED AS WELL AS THE FRONT DOOR WAS PARTIALLY OPENED. THERE WAS NO LIGHTS ON INSIDE EXCEPT FROM THE BACK BEDROOM, HIS GRANDMOTHER'S BEDROOM. AS HE WENT INSIDE AND THROUGH THE LIVING ROOM HE TRIPPED ON SOME "CLOTHES". HE THOUGHT THAT IT WAS CLOTHES. HE WENT TO THE BACK BEDROOM AND HIS GRANDMOTHER WAS NOT THERE. HE IMMEDIATELY NOTICED THAT HER PURSE WAS ON THE FLOOR AND ITEMS FROM HER PURSE WERE SCATTERED ON THE FLOOR. HE SAID THAT HE THOUGHT THAT ONE OF THE DOGS HAD TIPPED THE PURSE OVER AND HE PICKED UP THE PAPERS AND CREDIT CARDS AND PURSE AND PLACED THEM ON THE BED. HE NOTICED THAT THE BACKDOOR WHICH IS IN THE BEDROOM WAS UNLOCKED. SOMEONE HAD MOVED A TABLE FROM INFRONT OF THE DOOR AND THE DOOR WAS NOT LOCKED. HE WALKED OVER AND LOCKED IT WITH THE KEY. HE THEN WALKED BACK INTO THE KITCHEN AND TURNED ON THE LIGHT. HE MOVED THE SHEET AWAY AND SAW HIS GRANDMOTHER'S BODY ON THE FLOOR. HE TURNED HER OVER AND NOTICED THAT HER THROAT WAS CUT. HE WAS GOING TO ADMINISTER C.P.R. IT WAS ABOUT THIS TIME THAT HIS COUSIN, LEE ROSE AND FRIEND JOHN PHILLIPS WALKED INSIDE. THEY CALLED 9-1-1. 16

I ASKED ERIC BENGE TO MAKE A LIST OF PEOPLE WHO HAVE BEEN OVER TO HIS GRANDMOTHER'S HOUSE WITHIN THE LAST FEW WEEKS. HE THEN BEGAN TO TELL ME ABOUT A WHITE MALE FRIEND OF THEIRS BY THE NAME OF CHARLES RABY. RABY HAD JUST BEEN RELEASED FROM PRISON AND HAD BEEN OVER TO HIS HOME. RABY HAD COME OVER ON SATURDAY, OCTOBER 10TH AND WAS LOOKING FOR A PLACE TO STAY. ERIC SAID THAT HIS GRANDMOTHER RAN HIM OFF BECAUSE HE WAS DRUNK. RABY THREW A BOTTLE ON THE FRONT PORCH. ERIC SAID THAT HE AND LEE WERE NOT HOME WHEN THIS HAPPENED AND THEY WERE AWARE OF IT FROM THE COMPLAINANT. 17

ERIC ALSO INCLUDED THE NAME OF EDWARD BANGS. HE SAID THAT BANGS HAD PAINTED THE HOUSE. OTHER NAMES ON THE LIST INCLUDE: JOHN PHILLIPS, BARRY SMITH, MONDO AND JEFF HATTENBACK. LEE ROSE WAS ASKED TO LIST ANYONE WHO

KNOWS THAT HAS BEEN TO HIS GRANDMOTHER'S HOUSE RECENTLY. HIS LIST INCLUDED THE SAME NAMES AS ERIC AS WELL AS WARREN FLANNERY. 18

INTERVIEWS WITH ADDITIONAL WITNESSES

1. DONNA ESPADAS, W/F, 614 WESTFORD, 692-7364

DONNA ESPADAS LIVES ACROSS THE STREET FROM THE COMPLAINANT. SHE WORKS AT THE VA HEALTH CENTER AND SHE GETS OFF OF WORK AT 5:30PM. SHE ARRIVED HOME SOMETIME BETWEEN 5:50PM AND 6:00PM. WHEN SHE WAS ALMOST IN FRONT OF HER HOUSE SHE NOTICED A MAN STANDING AT THE WINDOW. SHE SAID THAT THE MAN APPEARED TO BE WHITE AND SHE THOUGHT THAT IT WAS SOMEONE WORKING ON THE HOUSE. SHE DID NOT THINK THAT IT WAS UNUSUAL. SHE SAID THAT SHE WENT INSIDE HER HOUSE FOR JUST A FEW MINUTES AND GOT READY TO GO TO HER DAUGHTER'S SCHOOL OPEN HOUSE. SHE WENT NEXT DOOR TO MR. PARKER'S AND WAS THERE FOR A FEW MINUTES AND THEN THEY WALKED TO THE SCHOOL A COUPLE OF BLOCKS AWAY. SHE CAME HOME ABOUT 7:30 FOR DINNER AND LATER NOTICED THE FIRE TRUCK PULL UP IN FRONT OF MRS FRANKLIN'S. SHE WAS QUESTIONED FURTHER ABOUT THE PERSON SHE SAW NEXT TO THE WINDOW. SHE SAID THAT THIS PERSON WAS NOT ERIC. SHE COULD NOT GIVE ANY KIND OF PHYSICAL DESCRIPTION OTHER THAN SHE THOUGHT THAT IT WAS A WHITE MALE AND LIGHT TO MEDIUM BUILD AND WEARING A T-SHIRT AND JEANS.

2. WALTER RILEY SENN, W/M, 610 WESTFORD, 692-4146

WALTER SENN LIVES ACROSS THE STREET FROM THE COMPLAINANT. HE HAS KNOWN HER FOR AS LONG AS HE HAS LIVED THERE, 17 YEARS. HE STATED THAT HE GOT HOME FROM WORK AS A SOUTHER PACIFIC RAILROAD CLERK AT ABOUT 3:30PM. HE WAS STANDING IN HIS YARD AND SAW A SMALL WHITE OR GREY PICKUP TRUCK WITH A WOODEN BED PARKED IN FRONT OF THE HOUSE NEXT TO THE COMPL'S. HE LEFT HIS HOUSE ABOUT 7PM AND THE TRUCK WAS GONE. HE WENT TO HIS KIDS' SCHOOL OPEN HOUSE AND GOT HOME ABOUT 8PM. HE DID NOT SEE THE TRUCK WHEN HE CAME HOME FROM THE SCHOOL OPEN HOUSE.

3. HERMANN PARKER, W/M, 620 WESTFORD, 692-4146

MR. HERMANN LIVES ACROSS THE STREET FROM THE COMPLAINANT. HE HAD GONE TO THE NEIGHBORHOOD SCHOOL OPEN HOUSE WITH HIS NEIGHBOR AND RETURNED HOME ABOUT 8:30. HE DID NOT SEE OR HEAR ANYTHING FROM THE FRANKLIN HOUSE ACROSS THE STREET.

4. AUDRA RHAMES, W/F, 619 WESTFORD, 699-3143

MR. HERMANN GAVE ME MRS. RHAMES PHONE NUMBER. I CALLED HER FROM HIS PHONE AND SPOKE WITH HER. SHE HAD HEART PROBLEMS AND APPRECIATED THAT I CALLED HER RATHER THAN COME TO HER FRONT DOOR. SHE SAID THAT SHE HAS KNOWN THE COMPLAINANT FOR A LONG TIME BUT NOT SHE WAS NOT CLOSE. SHE HAS LIVED THERE FOR 27 YEARS. SHE SAID THAT THE COMPLAINANT USED TO WORK FOR FIRST CITY BANK. SHE SAID THAT SHE WAS SITTING OUTSIDE ON THE FRONT PORCH UNTIL ABOUT 4:30 PM WHEN SHE WENT INSIDE. SHE IS HARD OF HEARING AND DID NOT HEAR ANYTHING FROM HER NEXT DOOR NEIGHBOR, MRS. FRANKLIN.

5. LINDA FRANKLIN MC CLAIN, W/F, 1543 1/2 W23...LEE'S MOTHER

LINDA IS THE DAUGHTER OF THE DECEASED COMPLAINANT, EDNA FRANKLIN. SHE SAID THAT SHE CALLED HER MOTHER AT APPROXIMATELY 6:45PM. HER MOTHER WAS WATCHING WP TV OF FORTUNE AND SHE WAS WATCHING CURRENT AFFAIR. SHE ASKED WHERE HER SON LEE WAS AND HER MOTHER REPLIED THAT HE WAS SUPPOSE TO BE COOKING BUT SHE DIDN'T KNOW. LINDA ASKED HER IF THE DOORS WERE LOCKED AND HER MOTHER REPLIED YES. K

DONNA LYNN PERRAS, W/F, 8000 W. TIDWELL H307, 690-9554
SHE IS ERIC'S GIRLFRIEND. SHE HAS KNOWN HIM FOR APPROXIMATELY 4-5 MONTHS.
HE SAID THAT HE CAME OVER TO HER HOUSE AT APPROXIMATELY 8:30-8:45PM THURSDAY
EVENING AND LEFT AROUND 9:45PM.

DETAILS OF OFFENSE

THE DECEASED COMPLAINANT, EDNA FRANKLIN, WHITE FEMALE 71 LIVED AT 617 WESTFORD
WITH HER TWO GRANDSONS, ERIC BENGE AND LEE EDWARD ROSE JR. THEY HAD LIVED WITH
HER FOR MOST OF THEIR LIVES. SHE HAD RAISED BOTH OF THEM. ERIC WHO IS 23 YEARS
OLD DROPPED OUT OF SCHOOL IN THE 11TH GRADE AND GOT HIS G.E.D. HE IS EMPLOYED
AS A DOG HANDLER FOR ACE K-9. HE WORKS A SPLIT SHIFT, 4AM-8AM AND 4PM-8PM. HE
TAKES GUARD DOGS TO VARIOUS BUSINESSES AND PICKS THEM UP. ERIC ADMITTED TO USING
MARIJUANA AND TOLD US WHERE TO FIND A SMALL QUANTITY IN A WOODEN BOX ON HIS
DECK. IN THE PAST HE HAS HAD VARIOUS FRIENDS OVER TO HIS HOUSE. LEE ROSE IS
MUCH LESS EDUCATED THAN ERIC. LEE ONLY FINISHED THE 9TH GRADE. HE HAS A CLOSE
FRIEND BY THE NAME OF JOHN ALLEN PHILLIPS, WHO HE SPENT MOST OF THE DAY WITH ON
THURSDAY. LEE ALSO ASSOCIATES WITH SIMILAR TYPE OF YOUNG WHITE MALES.

ON THURSDAY, OCTOBER 15TH, ERIC LEFT FOR WORK AT APPROXIMATELY 4:00PM. HE WAS
RUNNING LATE. HE DROPPED LEE OFF AT THE SHAMROCK STORE ON CROSTIMBERS. HE
WENT TO WORK. LEE GOT A RIDE TO THE SEARS STORE ON W43RD ST. WITH A FRIEND
BY THE NAME OF SHAWN WRIGHT. LEE BOUGHT SOME TIRES AND TUBES FOR HIS 10 SPEED
MOTORCYCLE. HE GOT BACK HOME ABOUT 5:00PM AND WENT INSIDE. HIS GRANDMOTHER WAS
ALONE AT THAT TIME. ERIC GOT OFF FROM WORK AT ABOUT 8PM AND WENT TO HIS
FRIEND'S HOUSE, DONNA PERRAS. HE STAYED WITH HER FROM APPROXIMATELY 8:30PM
UNTIL 9:45PM. HE LEFT AND DROVE HOME ARRIVING AT APPROXIMATELY 10:00PM. HE
DROVE UP OUTSIDE AND NOTICED THAT THE FRONT SCREEN DOOR WAS Ajar AND THE FRONT
DOOR WAS PARTIALLY OPENED. THE FRONT PORCH LIGHT WAS OFF AND HE WENT INSIDE.
HE STUMBLED ON WHAT HE THOUGHT WAS SOME CLOTHES IN THE LIVING ROOM FLOOR. HE
WENT TO HIS GRANDMOTHER'S BACK BEDROOM WHERE THE ONLY LIGHT WAS ON IN THE HOUSE.
HE NOTICED THAT HIS GRANDMOTHER'S PURSE WAS ON THE FLOOR AND THE CONTENTS WAS
SCATTERED ABOUT. HE PICKED UP THE PAPERS AND CREDIT CARDS AND PURSE AND PUT
THEM ON THE BED. HE ALSO NOTICED THAT THE BACK DOOR WAS UNLOCKED AS THE TABLE
IN FRONT OF THE DOOR HAD BEEN MOVED. HE LOCKED THE DOOR AND WENT INTO THE
KITCHEN. HE PULLED BACK THE CURTAIN AND SAW HIS GRANDMOTHER LYING ON THE FLOOR.
HE TURNED HER OVER AND WAS GOING TO ADMINISTER C.P.R. HE NOTICED THE BLOOD AND
THE WOUND TO HER THROAT AND REALIZED THAT SHE WAS DEAD. IT WAS ABOUT THIS TIME
THAT LEE AND HIS FRIEND JOHN PHILLIPS CAME HOME. HE WENT TO THE PHONE IN HIS
BEDROOM AND CALLED 911. HE EVIDENTLY HAD BLOOD ON HIS HANDS BECAUSE THERE WAS
TRANSFER BLOOD ON THE PHONE. 19

THE COMPLAINANT WAS ALIVE UP UNTIL 6:45PM BECAUSE HER DAUGHTER, LINDA MC CLAIN,
HAD CALLED HER AND SPOKE WITH HER FOR A FEW MINUTES. MRS. FRANKLIN WAS WATCHING
THE WHEEL OF FORTUNE.

SOMETIME AFTER 6:45PM THE SUSPECT CAME TO THE COMPLAINANT'S HOUSE. THERE IS
EVIDENCE OF ENTRY ON THE WINDOW ON THE EAST SIDE OF THE HOUSE IN ERIC'S BEDROOM.
THE WINDOW SCREEN WAS PULLED AWAY FROM THE FRAME AND THE WOODEN WINDOW HAD
BEEN PRIED UP. THERE WAS A SCREW DRIVER ON THE WINDOW SILL. IT APPEARS THAT
THE COMPLAINANT CONFRONTED THE SUSPECT AND THE SUSPECT BEGAN STABBING HER WITH
A SMALL KNIFE. THERE WERE DEFENSIVE TYPE WOUNDS TO HER ~~ORBITAL REGION~~ ST
WOUNDS TO HER LEFT SIDE. THE SUSPECT THEN CUT HER THROAT. THE COMPLAINANT

LL IN THE LIVING ROOM NEAR THE DOORWAY TO THE KITCHEN.. THE SUSPECT WENT
ROUGHT HER PURSE EMPTING THE CONTENTS ON THE FLOOR IN HER BEDROOM. IT IS
KI N HOW MUCH MONEY HE TOOK FROM HER. THE SUSPECT LEFT BY MOVING THE TABLE
FRONT OF THE BACK DOOR AND UNLOCKING THE BACKDOOR. 20

NEIGHBOR LIVING DIRECTLY BEHIND THE COMPLAINANT, HILLARY TRUITT, 616 WAIN-
ITE, OBSERVED A WHITE MALE JUMPING OVER HIS FENCE FROM THE BACK YARD TO THE
ONT YARD. TRUITT'S BROTHER, WHO WAS JUST PULLING UP TO THE HOUSE AT THAT
MENT, POINTED OUT THE GUY COMING OVER THE FENCE. THEY DESCRIBED THIS PERSON
; A WHITE MALE WEARING A DARK JACKET, DARK T-SHIRT AND DARK COLORED PANTS.
HEY PURSUED THIS MAN AND STOPPED AND CONFRONTED HIM. PRUITT DESCRIBED HIM AS
WHITE MALE, 5-7 TO 5-8, 160LBS CLEAN SHAVEN. THEY DID NOT PURSUE HIM FURTHER
HEN HE SHOWED THEM THAT HE DID NOT HAVE ANYTHING. THE SUSPECT TOLD THEM THAT
HAD JUMPED THE FENCE BECAUSE THERE WAS AN "ACCIDENT" ON THE NEXT STREET. 21

PERSON WANTED

HE PERSON WANTED IS A WHITE MALE, 5-7, MEDIUM BUILD WEARING A DARK JACKET,
LACK T-SHIRT, DARK JEANS, ARMED WITH A SMALL KNIFE.

VESTIGATION TO CONTINUE.....

upplement entered by = 41494
eport reviewed by-EG
ate cleared- 10/19/92

Employee number-025810

o-0002

ffense- MURDER

umber-	617	Name-WESTFORD	Street location information	Type-	Suffix-
pt no-		Name-HELMERS		Type-	Suffix-
ate of offense-	10/15/92		Date of supplement-	10/16/92	
Recovery location-			Recovered stolen vehicles information	District-	Beat- 00
Stored-		by-			
fficer-1-CC COLEMAN		Emph-078530	Shift-2	Div/Station-NS/1	
aller's name-		Phone#-(713) 000-0000	Ext-0000		

SUPPLEMENT NARRATIVE

FFICER COLEMAN RIDING UNIT 3853E, WAS DISPATCHED AT APPROX 2202HRS TO A
DA-UNKNOWN CAUSE WHICH OCCURRED AT 617 WESTFORD. OFFICER ARR APPROX 2203HRS
AN OTED LOCATION TO BE A WHI WOOD FRAME RES ON N SIDE OF WESTFORD JUST EAST
F HELMERS WITH HFD AMB AND PUMPER ALREADY AT SCENE.

FFICER NOTED NUMERDUS PEOPLE STANDING IN FRONT YARD AND OFFENSE REPORTED
PEAKING TO HFD AMBULANCE ATTENDANT FROM #30 WHD STATED THERE WAS A W/F INSIDE

J HAD HAD HER THROAT CUT AND WAS DEAD. OFFICER WENT INTO RES FRONT DOOR AND INTO LIVING ROOM WITH ELDERLY W/F LAYING ON FLOOR TOWARDS KITCHEN ENTRANCE. A GLASS LIVINGROOM TABLE WHICH WAS BY FRONT ENTRANCE, COUCH ALONG EAST WALL OF LIVINGROOM.

OFFICER NOTED THAT THE FEMALE WAS LAYING ON HER BACK AND IT APPEARED THAT SHE HAD EITHER TRIED TO GET UP OR SOMEONE HAD TRIED TO LIET HER UP, BECAUSE SHE WAS LAYING AS IF LEANING UP AGAINST HER ARMS. OFFICER IMMEDIATELY NOTED A LOT OF BLOOD ON A WHI-RED S/S TOP AND THAT FEMALE HAD NOTHING ELSE ON, THE LOWER HALF OF HER BODY FROM HER WAIST BEING EXPOSED/NUDE AND A BANDAGE OF SOME SORT AROUND HER LEFT ANKLE. OFFICER NOTED THAT THE CAUSE OF THE BLOOD WAS A LONG CUT ALONG FEMALE'S THROAT WHICH WAS EXTREMELY DEEP, CUTTING INTO HER ESOPHAGUS. OFFICER NOTED THAT FEMALE'S EYES WERE OPEN WIDE. OFFICER NOTED A PAIR OF SLIPPER LAYING TO RIGHT OF FEMALE WHO WAS LAYING WITH HER HEAD POINTING WEST AND HER FEET POINTING EAST. OFFICER ALSO NOTED A PAIR OF EITHER JEAN SHORTS/CUT-OFFS LAYING INSIDE OUT TO THE LEFT OF FEMALE ALONG N LIVINGROOM WALL NEXT TO ENTRANCE TO KITCHEN.

OFFICER NOTED SCENE IN DIS-ARRAY WITH CLOTHING LAYING ON COUCH/FLOOR AND LAUNDRY BASKET IN LIVINGROOM. OFFICER NOTED REMAINDER OF RES IN SLIGHT DIS-ARRAY. OFFICER DID NOT SEE KNIFE, OR WEAPON USED TO CUT FEMALE'S THROAT. OFFICER NOTED THAT WATER IN BATHROOM SINK JUST EAST OF LIVINGROOM WAS RUNNING.

OFFICER ASKED FOR A UNIT TO CHECK BY LOCATION AND 6825E (GILLHAM) CAME BY TO HELP SECURE SCENE. OFFICER WENT TO NEXT DOOR NEIGHBORS RES TO USE PHONE TO CALL HOMICIDE DIV AND SPOKE TO LT GAFFORD WHO STATED HE WOULD SEND SOMEONE OUT TO SCENE. OFFICER CALLED M.E. OFFICE AND SPOKE TO EVANS WHO STATED SOMEONE FROM HIS OFFICE WAS ALSO ENROUTE. OFFICER ALSO CALLED FOR A CSU UNIT.

OFFICER THEN SPOKE TO GRANDSON OF FEMALE WHO HAD CALLED POLICE AND ALSO HAD FOUND BODY. ERIC BOYEPHURE BENGE STATED THAT HE HAD LEFT LOCATION TO GO TO WORK AT APPROX 1600HRS THIS DATE AND THAT HIS COUSIN LEE WAS ALSO GOING TO LEAVE. BENGE STATED THAT WHEN HE GOT HOME AT APPROX 2150HRS HE WENT INTO RES AND NOTED THAT FRONT WOOD DOOR WAS OPEN, SCREEN DOOR ALMOST CLOSED. BENGE STATED THAT THERE WERE NO LIGHTS ON IN LIVINGROOM SO HE WENT INTO KITCHEN TO ROUND UP THE DOGS THAT HE STATED WERE RUNNING LOSE AROUND THE RES. BENGE STATED THAT WHEN HE WALKED THROUGH LIVINGROOM HE RAN INTO SOMETHING AND ASSUMED THAT HE HAD HIT SOME LAUNDRY SINCE THAT WAS NOT UNUSUAL. BENGE STATED AT THAT TIME HE HAD NO IDEA THAT IT WAS HIS GRANDMOTHER. BENGE STATED THAT HE WENT INTO HIS GRANDMOTHERS ROOM AND FOUND STUFF IN DIS-ARRAY AND THAT HE PICKED UP SOME PAPERS THAT WERE LAYING ON THE GROUND. BENGE STATED THAT HE CAME BACK TO LIVINGROOM AND PULLED BACK THE SHEET WHICH THEY USED AS A MAKE-SHIFT DOOR FROM KITCHEN TO LIVINGROOM. BENGE STATED THAT THE LIGHT IN THE KITCHEN WAS ON AND IT SHONE INTO THE LIVINGROOM, THAT IS WHEN HE SAW HIS GRANDMOTHER LAYING ON THE GROUND, PARTIALLY ON HER BACK, SIDWAYS (SHE HAD A CURVED SPINE WHICH CAUSED HER TO NOT BE ABLE TO LAY FLAT ON HER BACK). BENGE STATED THAT HE TURNED HER TOWARDS HIM AND SAW ALL THE BLOOD. BENGE STATED THAT HE THOUGHT SHE HAD BEEN SHOT AND WAS GOING TO TRY TO DO CPR, BUT THEN REALIZED HER THROAT HAD BEEN CUT. BENGE STATED AT THAT POINT HE FREAKED AND WENT TO CALL THE POLICE, BUT WASHED HIS HANDS REAL QUICK IN THE BATHROOM. BENGE STATED THAT AT THAT TIME HIS COUSIN LEE SHOWED UP. 22

BENGE STATED THAT HE THOUGHT THE SUS COULD BE A CHARLES RAGBY, W/M 22-23, WHO HAD BEEN RECENTLY RELEASED FROM THE PENITENTIARY FOR AGGRAVATED ROBBERY. BENGE STATED THAT RAGBY AND HIS GRANDMOTHER HAD GOTTEN INTO AN ARGUMENT ABOUT A WEEK AGO BECAUSE HIS GRANDMOTHER DID NOT LIKE RAGBY AND HAD TOLD HIM TO LEAVE.

NGE STATED THAT HE WAS NOT AT RES WHEN THIS HAPPENED BUT THAT HIS GRANDMOTHER LD 'IM ABOUT IT LATER THAT NIGHT AND THAT SHE SAID RAGBY HAD BROKEN A BOTTLE ON THE GROUND AND BEEN VERY VERBALLY ABUSIVE.

NGE ALSO STATED THAT IT MAY HAVE BEEN EDWARD BANGS, W/M 21-23, WHO IS A DRUG ADDICT AND WHO HAS BEEN HELPING TO PAINT RES. BENGE STATED THAT BANGS STOLE HIS PAYCHECK AND SHOTGUN A WHILE AGO AND THAT BANGS IS THE ONLY OTHER PERSON WHO CAN THINK OF THAT MAY HAVE DONE THIS. BENGE STATED THAT BANGS AND RAGBY WOULD BE THE ONLY ONES THAT WOULD KNOW ABOUT THE SE BEDROOM WINDOW FACING EAST THAT HAS A BROKEN PANE AND CAN BE EASILY OPENED. 23



OFFICER ALSO SPOKE TO WITNESS ACROSS THE STREET, DONNA ESPADAS W/F 7-30-58 ; 14 WESTFORD #692-7364; WHO STATED THAT AT APPROX 1750-1800 HRS SHE SAW A W/M ON THE EAST SIDE OF COMPL RES BY SE BEDROOM WINDOW LOOKING LIKE HE WAS TAKING THE GREEN OFF. ESPADAS STATED THAT SHE DID NOT THINK ANYTHING OF IT BECAUSE COMPL HAD BEEN HAVING HOUSE PAINTED AND THAT SHE THOUGHT THAT WAS WHAT SUS WAS DOING. ESPADAS STATED SHE DID NOT GET A GOOD LOOK AT ALL AT SUS. 24



OFFICER THEN SPOKE TO WALTER RILEY SENN, W/M 6-26-53 ; 610 WESTFORD #694-6024. HE STATED THAT BETWEEN 1700-1800 HRS HE SAW A GRY OR WHI SMALL 83-84 P/U WITH ORIGINAL BED REMOVED AND REPLACED WITH A WOODEN BED, PAINTED GRY. SENN STATED THAT HE SAW THE VEH PARKED ON N SIDE OF STREET FACING EAST, JUST WEST OF COMPL DRIVEWAY, BUT DID NOT SEE ANY SUS.

OFFICER WAITED AT SCENE FOR SGT WENDEL AND SGT ALLEN WITH HOMICIDE WHO HANDLED THE SCENE INVESTIGATION. OFFICER NOTED THAT CSUH15 ARRIVED ALONG WITH M.E.-SCOPAR (CASE#92-6802). OFFICER NOTED THAT HEIGHTS FUNERAL HOME CAME AND IC'D UP COMPLS BODY. COMPL NAME: EDNA MAE FRANKLIN, DOB 11-27-19.

OFFICER MADE THIS REPORT.

SYSTEM ADVISORY: REPORT ENTERED USING PERSONAL COMPUTER VER-2.05

*--ENTRY DEVICE: ZENITH 286 109513 *
* ENTRY FROM DATE-101692 TIME-0030 TO DATE-101692 TIME-0148 *
* TRANSFER DEVICE: 386SX 110053 X32 *
* TRANSFER DATE-101692 TIME-0319 LOAD DATE-101692 TIME-0321 *
* LOCATION OF OFFENSE: POLICE DISTRICT-NORTH SHEPHERD DIST-03 *

Supplement entered by: 78530
Report reviewed by-EG
Dt cleared- 10/19/92

Employee number-025810

-0003

Offense- CAPITAL MURDER

Street location information

Number-	617	Name-WESTFORD	Type-	Suffix-
Address-	Name-HELMERS	Type-	Suffix-	
Date of offense-	10/15/92	Date of supplement-	10/16/92	
Officer(s) Last-	FRANKLIN	First-EDNA	Middle-MATTON	
Last-				

Recovered stolen vehicles information

Reported-	by-	Ph#-	(000) 000-0000
Officer-1-JIM NORRIS	Emp#-081421	Shift-3	Div/Station-HOMICIDE/CSU

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SUPPLEMENT NARRATIVE

CRIME SCENE INVESTIGATORS SUPPLEMENT

*****INTRODUCTION*****

OFFICER JIM NORRIS WAS RIDING CSU 15 ON 10/15/92 AT APPROXIMATELY 2215 HOURS WHEN HE RECEIVED AN ASSIGNMENT FROM HOMICIDE LT. D. GAFFORD TO MAKE A DOA SCENE AT 617 WESTFORD. OFFICER NORRIS WAS IN THE CSU OFFICE AT THE TIME OF THE ASSIGNMENT AND ARRIVED ON THE SCENE AT APPROXIMATELY 2240 HOURS. UPON ARRIVAL AT THE SCENE OFFICER NORRIS TALKED WITH VARIOUS PATROL OFFICERS INCLUDING PATROL OFFICER C. COLEMAN (PR 78530). OFFICER NORRIS ALSO SPOKE WITH HOMICIDE DETECTIVE SGTs. W. ALLEN AND W. WENDEL AS WELL AS M.E.I. ESCABOR AND BRIEFLY TO REPORTEE ERIC BENGE. AFTER TALKING WITH THESE INDIVIDUALS, OFFICER NORRIS MADE THE FOLLOWING SCENE OBSERVATIONS.

*****SCENE SUMMARY*****

LOCATION OF TOWN

THE ADDRESS OF 617 WESTFORD WAS OBSERVED TO BE LOCATED IN THE SHALLOW NORTH SECTION OF HOUSTON IN HARRIS COUNTY JUST OUTSIDE THE NORTH 610 LOOP. THIS ADDRESS WAS OBSERVED ON KEY MAP PAGE 453L AND WAS FURTHER LOCATED WITHIN THE HOUSTON POLICE DEPARTMENT'S 3850'S BEAT. THIS WAS OBSERVED TO BE A SINGLE FAMILY RESIDENCE LOCATED ON THE NORTH SIDE OF THE STREET JUST NORTH OF THE OAKWOOD DIVISION. THIS SECTION OF HOUSTON WAS OBSERVED TO BE ETHNICALLY MIXED HOWEVER PREDOMINANTLY HISPANIC AND OF AN UPPER LOW SOCIO-ECONOMIC STATURE.

THE 600 BLOCK OF WESTFORD WAS LOCATED APPROXIMATELY FOUR BLOCKS SOUTH AND TWO BLOCKS WEST OF THE MAJOR INTERSECTION OF EAST CROSSLIMBERS AND IRVINGTON. THIS SECTION OF HOUSTON WAS COMPRISED MAINLY OF SINGLE STORY, SINGLE FAMILY RESIDENCES WITH SMALL BUSINESSES LOCATED ON THE MAJOR ROADWAYS. THE 600 BLOCK OF WESTFORD WAS AN EAST/WEST TWO LANE STREET LINED WITH SINGLE STORY HOMES, VARIOUS HARDWOOD TREES AND AN OCCASIONAL MERCURY VAPOR STREET LIGHT. TRAFFIC

BEARED RELATIVELY LIGHT DOWN THIS STREET THAT CAME TO A DEAD END ONE BLOCK THE WEST.

SIDE 617 WESTFORD

RESIDENCE OF 617 WESTFORD WAS OBSERVED TO BE A SINGLE STORY WOOD FRAMED. IT WAS LOCATED ON THE NORTH SIDE OF THE STREET. THERE WAS A SINGLE CAR WIDE DRIVEWAY LOCATED ON THE WEST SIDE OF THE FRONT YARD THAT LED TO A SINGLE CAR GARAGE. NEAR THE STREET IN THE FRONT YARD WAS AN EAST/WEST, 2' DEEP DRAINAGE DITCH THAT EXTENDED THE ENTIRE BLOCK. NORTH OF THIS DRAINAGE DITCH WERE SEVERAL BIRCH TREES IN THE FRONT YARD. IN A LINE DIRECTLY ACROSS THE STREET FROM THE NORTHEAST CORNER OF THE YARD WAS THE NEAREST WORKING MERCURY VAPOR STREET LIGHT.

PARKED IN THE DRIVEWAY WERE TWO VEHICLES. THE FIRST WAS NEAREST THE STREET AND FACING THE NORTH. IT WAS OBSERVED TO BE AN OLDER MODEL BLACK CHEVROLET S3 BEARING TEXAS PLATES [REDACTED]. FACING THIS VEHICLE TO THE NORTH WAS A STRIPPED VW, PRIMER PAINTED VOLKSWAGON. THIS VW BEARED NO PLATES. HOWEVER, THE ENGINE COMPARTMENT TO THE VEHICLE WAS LOCATED LEANING UP AGAINST THE EAST SIDE OF THE GARAGE DOOR AND BEARED A TEXAS PLATE OF [REDACTED].

THIS HOUSE WAS OBSERVED TO HAVE BEEN RECENTLY PAINTED WHITE. THE GARAGE DOOR WAS DOWN AND LOCKED. MOUNTED ABOVE THE GARAGE DOOR WAS A BASKETBALL GOAL WITH NET. ALL OF THE WINDOWS AROUND THE HOUSE HAD FRAMED SCREENS THAT WERE ALL HINGED AT THE TOP SO THE SCREENS COULD BE RAISED OUTWARD AND UPWARD. ALL OF THESE FRAMES WERE PAINTED BLACK. THE EXCEPTION TO THE WINDOW SCREENS WERE THE WINDOW AIR CONDITIONER UNITS. ONE SUCH UNIT WAS THE SOUTH WINDOW OF ERIC BERGE'S ROOM AND ANOTHER WAS THE WEST WINDOW OF THE COMPS NORTHWEST BEDROOM.

SURROUNDING THIS ENTIRE PROPERTY (EXCEPT FOR THE FRONT YARD) WAS A 4' HIGH (CLONE) TYPE FENCE. THIS FENCE EXTENDED ALMOST TO THE DRAINAGE DITCH ON THE EAST SIDE OF THE FRONT YARD AND THEN NORTH TO THE BACK OF THE BACK YARD. AT THE NORTHEAST CORNER OF THE HOME THERE WAS A SECTION OF FENCE THAT EXTENDED TO THE NORTH/SOUTH FENCE. THE REMAINDER OF THE BACK YARD WAS FENCED NORMALLY.

THE FRONT YARD HAD A LOVESEAT TYPE BENCH FRAME UNDER AN OAK TREE JUST NORTH OF THE FRONT PORCH AREA. EXTENDING INTO THE FRONT YARD WAS A GREEN GARDEN HOSE THAT LAYED FROM A WATER SPICKET NEAR THE SOUTHEAST CORNER OF THE PORCH.

THE FRONT PORCH WAS CONCRETE WITH A SHORT EAST/WEST SIDEWALK LEADING TO IT FROM THE DRIVEWAY. THIS PORCH WAS APPROXIMATELY A 6 X 12 AREA THAT WAS BOUNDARIED BETWEEN THE WEST SIDE OF ERIC BERGE'S BEDROOM AND THE EAST EDGE OF THE GARAGE. THERE WERE MANY ODDS AND ENDS LAYING ON THE CONCRETE PORCH TO INCLUDE: A SCREWDRIVER AND PAIR OF PLIERS, AN OLD SMOKER (JUST OUTSIDE THE PORCH IN THE GRASS), A GREEN CLOTH CHAIR, A GRAY KITCHEN CHAIR, A BROWN MILK CARTON CONTAINER, TWO BICYCLE TIRES, FIVE ONE GALLON CANS OF WHITE PAINT, A FIVE GALLON BUCKET WITH PAINTING SUPPLIES INSIDE. ABOUT FIVE GLASSES AND ONE COFFEE MUG.

THE FRONT ENTRANCE WAS COMPRISED OF TWO DOORS. THE OUTER DOOR WAS A SCREEN DOOR WITH STORM WINDOWS THAT WERE DOWN. THE SCREEN DOOR WAS HINGED ON THE EAST SIDE AND OPENED OUTWARD. THE FRONT DOOR WAS A SOLID CORED WOODEN DOOR THAT HAD ON THE INSIDE A DOOR KNOB WITH A KEY LOCK AND A DEAD BOLT LOCK JUST ABOVE. ON THE INSIDE OF THE DOOR WAS AN ADDITIONAL THROW CHAIN TYPE LOCK ABOVE THE DEAD BOLT. THE FRONT DOOR WAS ALSO HINGED ON THE EAST SIDE AND OPENED OUTWARD.

HERE WAS A BLACK COLORED, WALL MOUNTED MAIL BOX ON THE WEST SIDE OF THE DOOR. AT THIS MAIL BOX WAS OBSERVED TO BE EMPTY. NEAR THE DOOR FRAME WERE THE NUMBERS 617 AND ABOVE THIS WAS A WORKING AND LIT 110 VOLT LIGHT BULB FIXTURE THAT ILLUMINATED THE FRONT PORCH.

ALL OF THE SCREEN FRAMES AROUND THE HOUSE APPEARED TO BE TIGHTLY WITHIN THEIR SPACES EXCEPT FOR ONE WINDOW. ALL OF THE WINDOWS APPEARED TO BE LOCKED EXCEPT FOR THIS SAME WINDOW. THIS WINDOW WAS LOCATED ON THE EAST SIDE OF THE HOUSE NEAR THE SOUTHEAST CORNER. THE WINDOW OPENED INTO ERIC BERGE'S ROOM. THE WINDOW WAS COVERED ON THE INSIDE BY WHITE (CLOSED) PLASTIC MINI-BLINDS. THE BOTTOM SECTION OF THE SCREEN FRAME WAS PULLED OUT APPROXIMATELY 2". LAYING ON THE INSIDE WINDOW LEDGE JUST INSIDE THE SCREEN WAS A BROWN WOODEN HANDLED SCREWDRIVER. ERIC BERGE TOLD ME THAT THE SCREWDRIVER WAS ON THE INSIDE WINDOW LEDGE WHEN HE LEFT THIS EVENING AND THAT THE SCREEN WAS TIGHTLY IN ITS PLACE. THE TWO CENTER PANES OF GLASS ON THE LOWER WINDOW UNIT WERE COMPLETELY MISSING AND THE LOWER RIGHT (FROM THE OUTSIDE) WINDOW PANE WAS MISSING THE UPPER RIGHT CORNER OF GLASS. ERIC BERGE STATED THAT THESE PANES OF GLASS HAD BEEN MISSING. 26

THE BACK YARD OF THIS RESIDENCE CONTAINED TWO BLACK DOGS THAT WERE VERY FRIENDLY. THE BACK YARD WAS SOMEWHAT OVERGROWN WITH GRASS AND WEEDS. IT WAS COMPLETELY ENCLOSED BY THE CYCLONE FENCE. IN THE BACK YARD WAS A METAL SHED THAT WAS EMPTY AND WITH THE DOOR MISSING, MAY HAVE BEEN FOR THE DOGS. THERE WAS A SCREENED IN BACK PORCH ENCLOSING THE NORTHEAST BACK SECTION OF THE HOUSE. IN THE FAR NORTH CENTRAL SECTION OF THE YARD WAS A BRICK GRILL THAT APPEARED OTHER OLD. LAYING AROUND THE GRILL ON THE GROUND WERE MANY OLD BEER CANS. THE ONLY ACCESS INTO THE HOUSE FROM THE BACK YARD APPEARED TO BE THRU THE COMP. DR. 'N).

INSIDE 617 WESTFORD

THE FRONT DOOR TO THIS RESIDENCE OPENED INTO THE LIVING ROOM AREA. THIS ROOM IS APPROXIMATELY 15' NORTH/SOUTH BY 13' EAST/WEST. JUST INSIDE THE DOORWAY ON THE WEST AND NEAR THE SOUTH WALL WAS A BLUE RECLINER TYPE CHAIR. ON THE DOOR JUST TO THE EAST OF THE CHAIR WERE TWO FLOOR OSCILLATING FANS. ONE IS IN TACT AND THE OTHER APPEARED AS IF IT WERE BEING WORKED ON AT ONE TIME. THE NORTH OF THE FANS AND JUST EAST OF THE CHAIR WAS A OLD STYLE CLOCK TYPE RADIO THAT HAD A CASSETTE PLAYER BUILT INTO ITS OLD FASHION LOOK. ON THE DOOR JUST TO THE WEST OF THE CHAIR WAS A FLOOR STYLE ASHTRAY THAT WAS PARTIALLY FULL OF WHITE FILTERED CIGARETTE BUTTS.

BEHIND THE BLUE RECLINER WAS A LARGE PICTURE WINDOW THAT WAS COVERED BY GREEN PINK VERTICAL BLINDS. EVEN THOUGH THESE BLINDS WERE OPEN WHEN OFFICERS ARRIVED, VISIBILITY WAS POOR LOOKING THRU THE WINDOW DUE TO HOW DIRTY THEY WERE.

THE SOUTHWEST CORNER OF THE ROOM WAS A FLOOR MODEL TV SET. THIS SET WAS OFF WHEN OFFICERS ARRIVED. LAYING BEHIND THE TV SET WERE TWO LARGE GARBAGE BAGS CONTAINING AUTO PARTS.

NEAR THE CENTER OF THE WEST WALL WAS A BROWN WOODEN BOOKCASE TYPE CABINET. STANDING UP AGAINST THE NORTHWEST CORNER OF THIS CABINET WAS AN OLDER STYLE SHOOTING ROD. IN THE NORTHWEST CORNER OF THE ROOM WAS A GAS HEATER FOLLOWED BY EAST AND AGAINST THE NORTH WALL BY A ROUND TABLE WITH A LAMP ON TOP. THE LAMP WAS UNPLUGGED AND THEREFORE NOT WORKING. TO THE EAST OF THE TABLE WAS A LOVE SEAT. ON TOP OF THE LOVE SEAT WERE SEVERAL PILES OF CLOTHING.

AR THE SOUTHWEST CORNER OF THE LOVESEAT AND ON THE FLOOR WAS A LAUNDRY BASKET FULL OF CLOTHING.

JUST TO THE EAST OF THE LOVE SEAT AND ON THE FLOOR WAS A PAIR OF BLUE STRETCH VIM JEANS. THESE WERE FOLDED INSIDE OUT AND BELIEVED TO BE THE PANTS THE VICTIM WAS WEARING PRIOR TO HER ATTACK. EAST OF THE JEANS ON THE FLOOR WAS A LARGE OPENING IN THE WALL ALLOWING ACCESS TO THE KITCHEN AREA. THIS OPENING WAS 3/4 COVERED BY A BLUE SHEET THAT WAS NAILED UP.

THE SOUTHEAST CORNER OF THE ROOM AND JUST BEHIND THE OPEN ENTRANCE DOOR WAS A STACK OF SEVEN CUSHIONS MATCHING THE COUCH. BEHIND THE COUCH WAS A FLOOR CEILING LAMP POST WITH THREE LAMPS ATTACHED. (WHILE AT THE SCENE, ONE SUCH LAMP WAS TURNED ON AND WAS THE ONLY ONE USED DURING THIS INVESTIGATION).

JUST TO THE NORTH OF THE CUSHIONS WAS A LONG COUCH. LAYING ON THE COUCH WERE SEVERAL ITEMS TO INCLUDE: A PINK SHEET, PURPLE BLANKET, LAYING ON THE PURPLE BLANKET WAS WHAT APPEARED TO BE A PIECE OF PANTY LINING AND A SMALL PIECE OF CLEAR PLASTIC ATTACHED. THIS PANTY LINING HAD WHAT APPEARED TO BE SMEARED BLOOD ON IT. ALSO ON THE COUCH WAS A WHITE PILLOW AT THE NORTH END. LAYING ON THE PILLOW WAS A WHITE T-SHIRT. THERE WAS ALSO A WHITE SOCK WITH BLOOD DROPS OBSERVED.

LAYING ON THE FLOOR JUST TO THE WEST OF THE PILLOW AREA OF THE COUCH WAS A PAIR OF BLUE PANTIES. THESE PANTIES APPEARED TO HAVE SMEARED BLOOD ON THEM AND WERE IT AT THE WAIST BAND AREA.

JUST TO THE WEST OF THE COUCH WAS A GLASS TOPPED COFFEE TABLE WITH A GOLD COLORED FRAME. LAYING ON TOP OF THIS COFFEE TABLE WAS A PINK SCARF, A CRYSTAL CANDY DISH WITH LID, A PACK OF OATMEAL COOKIES THAT WERE 2/3RD'S GONE, TWO MAJIC 102 RADIO ADVERTISEMENTS AND ONE HALF OF A MAJIC 102 RADIO ENVELOPE. ON THE FLOOR JUST TO THE EAST OF THE COFFEE TABLE WAS A MAJIC 102 RADIO LETTER. ON THE FLOOR JUST UNDER THE SOUTH END OF THE COFFEE TABLE WAS A CLOSED GARLIC SALT CONTAINER. THE ONLY OTHER ITEM ON TOP THE COFFEE TABLE WAS LOCATED NEAR THE NORTHWEST CORNER AND WAS OBSERVED TO BE A WHITE SOCK WITH BLOOD DROPS ON IT. 27

BODY OF THE COMP

THE BODY OF THE COMP IN THIS CASE WAS OBSERVED LAYING ON HER BACK WITH HER HEAD TOWARD THE SOUTHWEST AND HER FEET TOWARD THE NORTHEAST. HER HEAD WAS TURNED SLIGHTLY TOWARD THE SOUTH AND HER BACK WAS CURVED AND NOT LAYING FLAT. HER RIGHT ARM WAS EXTENDED OUT STRIGHT AT THE ELBOW WITH HER RIGHT HAND CLINCHED IN A FIST LEANING AGAINST THE EDGE OF THE COUCH. OBSERVED ON THE RIGHT HAND OF THE COMP WAS BLOOD AND SEVERAL LOOSE AND MATTED HAIRS. IT WAS OBSERVED THAT HER FINGERNAILS WERE LONG AND HAD BLOOD UNDER THEM. 28

HER LEFT ARM WAS OBSERVED TO BE MOSTLY STRIGHT AND AT AN APPROXIMATE 45 DEGREE ANGLE TO HER BODY. HER LEFT HAND WAS ALSO CLINCHED IN A FIST. THIS HAND AND WRIST WAS OBSERVED TO HAVE MANY DEFENSIVE CUTS. THERE WERE ALSO SEVERAL HAIRS MATTED IN THIS HAND BUT WERE MOSTLY MATTED INTO THE BLOOD.

TWO OF THE COMPS LEGS WERE EXTENDED OUT STRIGHT FROM HER BODY WITH HER HEELS APPROXIMATELY ONE AND A HALF FOOT APART. THE COMPS RIGHT FOOT TOES WERE POINTING TOWARD THE SOUTHEAST AND HER LEFT FOOT TOES WERE POINTED TOWARD THE NORTHWEST.

E MP WAS CLAD ONLY IN A WHITE PULLOVER BLOUSE.

AMPLE COLORED TEAR DRIP DESIGNS ON IT. THE COMP WORE NO BRA AND NOTHING FROM THE WAIST DOWN EXCEPT FOR A KNEE SUPPORT BRACE THAT WAS LOCATED DOWN AROUND HER LEFT ANKLE.

THE COMP'S LEFT FOOT WAS OBSERVED TO BE APPROXIMATELY 1' 2" SOUTH OF WHERE THE RIGHT WALL LINE WOULD BE AND 1' 9" WEST OF THE EAST WALL. HER HEAD WAS PROXIMATELY 4' 2" SOUTH OF THE NORTH WALL AND 5' 3" WEST OF THE EAST WALL.

UNDS TO THE BODY OF THE COMP.

THE COMP APPEARED TO HAVE TWO LONG SLASH MARKS ACROSS HER NECK. THE UPPER CUT APPEARED TO STOP JUST BELOW THE SKIN LINE AND EXPOSED UNDERLING TISSUE. THE LOWER CUT WAS MUCH DEEPER AND EXPOSED THE INSIDE OF THE WINDPIPE. DUE TO THE DEEP CLEAN CUTS OF THE LOWER SLASH IT WAS BELIEVED TO HAVE BEEN CAUSED BY A BARP KNIFE. THE COMP ALSO HAD MANY DEFENSIVE WOUNDS ON HER OUTER AND INNER LEFT WRIST AND HAND.

LIVING ROOM CONT.

LYING ON THE FLOOR JUST SLIGHTLY UNDER THE HEAD OF THE COMP WAS A WHITE TOWEL WITH BLOOD DROPS ON IT. JUST TO THE WEST OF THE TOWEL WAS A ROLLED UP PAIR OF BLACK SOCKS AND ONE WHITE SOCK. THERE WAS ALSO ONE WHITE BOOTIE TYPE WHITE SOCK LOCATED UNDER HER LEFT ARM. 29

THE LIVING ROOM FLOOR WAS DONE IN A LIGHT BROWN SHOT SHAGGED CARPET THAT WAS VERY WORN. THE WALLS WERE PAINTED WHITE.

BLOOD IN THE LIVING ROOM

THERE WAS A SMALL POOL OF BLOOD IN THE CARPET AREA JUST UNDER THE NECK OF THE COMP. OTHER THAN THE BLOOD DROPS MENTIONED ON VARIOUS ARTICLES OF CLOTHING THE ONLY OTHER BLOOD WERE A FEW VERY SMALL SPATTERS ON THE NORTH ARM OF THE COUCH SEVERAL VERY SMALL SPATTERS ON THE LOWER SECTION OF THE BLUE SHEET SEPERATING THE LIVING ROOM FROM THE KITCHEN.

HALLWAY

ACCESS TO THE HALLWAY WAS LOCATED IN THE NORTHWEST CORNER OF THE LIVING ROOM WITHIN THE EAST WALL. THIS SHORT HALLWAY ALLOWED ACCESS TO THREE OTHER ROOMS. TO THE NORTH OF THE HALLWAY WAS THE ENTRENCE TO THE NORTHEAST BEDROOM. WITHIN THE EAST WALL OF THE HALLWAY ACCESS TO THE BATHROOM AND THE DOOR AT THE SOUTH END OF THE HALLWAY LED TO THE SOUTHEAST BEDROOM (ERIC BENGE'S ROOM).

NORTHEAST BEDROOM

ALTHOUGH THIS NORTHEAST BEDROOM LOOKED RANSACKED IT WAS NOT BELIEVED TO HAVE BEEN ENTERED BY THE SUSPECT. DURING ONE OF THE ON SCENE INTERVIEWS WITH ERIC

BENGE HE STATED THAT THE OTHER DAY HE CLEANED HOUSE AND TOOK ALL THE CLOTHES FROM THE LIVING ROOM AND DUMPED THEM ONTO THE BED IN THIS ROOM.

THE NORTHWEST CORNER OF THE ROOM WAS A TABLE WITH A LAMP ON TOP. IN THE NORTHEAST CORNER WAS AN OLD STYLE STEREO SPEAKER. JUST SOUTH OF THE SPEAKER ALONG THE EAST WALL WAS AN OLD DESK FOLLOWED TO THE SOUTH BY A CHAIR. A LARGE BLACK CHAIR WAS IN THE SOUTHEAST CORNER DIRECTLY IN FRONT OF THE CLOSET.

COVERING MOST OF THE SOUTH WALL WAS A LARGE DRESSER WITH A LARGE FRAMED MIRROR ON TOP. THIS DRESSER WAS PULLED OUT SLIGHTLY AT THE EAST END. THE DOOR TO THIS ROOM IS WHITE BUT VERY DIRTY AND DID NOT HAVE A DOOR KNOB. AGAINST THE WEST WALL WAS THE HEAD OF WHAT APPEARED TO BE A QUEEN SIZED WATER BED. ON TOP OF THIS BED WERE LARGE PILES OF CLOTHING AND WALL TYPE PAINTINGS AND PHOTOGRAPHS.

BATHROOM

THE BATHROOM IN THIS HOME WAS LOCATED ON THE EAST SIDE BETWEEN THE NORTHEAST AND SOUTHEAST BEDROOMS. IT CONTAINED A TUB ALONG THE EAST WALL FOLLOWED TO THE WEST BY THE STOOL AND THEN A SINK. THE STOOL HAD A HANDICAPPED SEAT ATTACHED AND THERE WAS A HANDICAPPED CHAIR AGAINST THE WEST WALL. NEXT TO THE SINK WAS A BLUE TRASH CAN. UNDER THE TRASH CAN WAS A USED SILVER COLORED "LIFE STYLES" BROOM CONTAINER. THE UPPER SECTION OF THIS TORN OFF CONTAINER WAS LOCATED IN THE HALLWAY.

WHEN THIS OFFICER ARRIVED AT THE SCENE THE COLD WATER KNOB ON THE SINK WAS ON HITTING A HEAVY SPRAY OF WATER. SO MUCH WATER IN FACT THAT THE FLOOR WAS WET FROM THE SPRAY. THERE WERE SEVERAL TOWELS LAYING AROUND THE BATHROOM AND ONE OF THE HANDICAPPED CHAIR WAS FAIRLY WET.

NORTHEAST BEDROOM (ERIC BENGE'S ROOM)

THE DOOR TO THIS ROOM WAS HINGED ON THE WEST SIDE AND OPENED INWARD TOWARD THE HALLWAY. THE DOOR WAS WHITE BUT VERY DIRTY AND HAD NO DOOR KNOB. DIRECTLY BEHIND THE DOOR WAS A FULL LAUNDRY BASKET. JUST TO THE SOUTH OF THE LAUNDRY BASKET WAS A TABLE WITH A LAMP ON IT. ALSO ON THE TABLE WAS A LARGE TRAY WITH CIGARETTE BUTTS IN IT, A JAR OF CLEAR LIQUID (MAYBE WATER), A SOCKET TOOL AND A CAN OF GLADE AIR FRESHENER.

THIS TABLE WAS FOLLOWED TO THE SOUTH BY A LARGE STUFFED CHAIR WITH A BLUE PILLOW DRAPPED OVER IT. A PAIR OF WHITE SWEAT PANTS WERE FOUND TURNED INSIDE OUT LYING ON THE CHAIR.

IN THE SOUTHWEST CORNER OF THE ROOM WAS A TV SET ON A STAND. THIS TV SET WAS OFF. ON THE TOP OF THE TV SET WAS A JAR OF CAN SODA POP TABS. ON THE FLOOR BETWEEN THE TV SET AND THE CHAIR WERE TWO EMPTY BOTTLES OF BARTLES AND JAYMES (TWO COOLERS).

IN THE FLOOR JUST NORTHEAST OF THE TV SET WAS A SET OF BENCH TYPE WEIGHTS. ONE SET ON A LONG BAR AND ONE SET ON A SHORT BAR. BEHIND THE WEIGHTS ON THE FLOOR WAS THE WINDOW THAT CONTAINED THE WINDOW AIR CONDITIONER UNIT. JUST TO THE WEST OF THE WEIGHTS AND AGAINST THE SOUTH WALL WAS A LARGE GREEN PAINTED WARDROBE THAT WAS OPEN. THIS WAS FOLLOWED IN THE SOUTHEAST CORNER BY A DRESSER. THE ONLY ITEM NOTED ON THE TOP OF THE DRESSER WAS A SOAPSTONE THAT WAS DAMP WITH

OF THE DRESSER AND AGAINST THE EAST WALL WAS A SINGLE WATER BED THAT WAS OTHER LOW TO THE GROUND. THIS WATER BED WAS COVERED BY A DARK BLUE FITTED SHEET AND A WHITE QUILT. ON THE BED WAS A BROWN WELDERS GLOVE, A PILLOW WITH A PINK YELLOW CASE, A WHITE AND RED STRAW AND A HOUSTON YELLOW PAGE BOOK (A-L). IT COULD BE NOTED THAT IN ORDER TO COME THRU THE ENTRY WINDOW ONE WOULD HAVE TO CLIMB ONTO THE BED. AS STATED BEFORE, THE WINDOW WAS COVERED BY CLOSED WHITE MINI-BLINDS THAT EXTENDED DOWN BELOW THE WINDOW LEDGE.

JUST TO THE WEST OF THE HEAD OF THE BED AND AGAINST THE NORTH WALL WAS A SECOND DRESSER. ON THE TOP OF THIS DRESSER WAS A TELEPHONE RECEIVER THAT HAD SMALL BLOOD SMEARS ON IT. ALSO ON TOP OF THE DRESSER WAS A LETTER TO ERIC BERGE FROM THE CITY OF HOUSTON MUNICIPAL COURTS, A CANDLE, A WOODEN BOX, A RESTAURANT STYLE CHECK TRAY WITH A SMALL PARING KNIFE ON IT, A STORE BAG WITH TWO EMPTY BOTTLES BARTLES AND JAYMES WINE COOLERS AND A FRAMED PHOTOGRAPH OF THE COMP. DURING ONE OF THE SCENE INTERVIEWS WITH ERIC BERGE, HE STATED THAT THE RESTAURANT STYLE CHECK TRAY AND SMALL PARING KNIFE WERE NOT THERE EARLIER THIS MORNING AND DID NOT BELONG TO HIM. 30

THIS ROOM HAD WOODEN FLOORS, WHITE WALLS AND AN ORIENTAL STYLE RUG ON THE FLOOR.

KITCHEN

THE KITCHEN IN THIS HOME WAS LOCATED IN THE NORTH CENTER SECTION WITH ITS ACCESS THRU THE LARGE OPENING IN THE NORTHEAST LIVING ROOM WALL. JUST INSIDE THE ENTRY DOOR IN THE SOUTHEAST CORNER OF THE ROOM WAS A LARGE WOODEN HAT RACK. HANGING FROM THIS HAT RACK WERE MANY ITEMS OF CLOTHING. JUST TO THE NORTH OF THIS HAT RACK AND AGAINST THE WEST WALL WAS A WHITE CABINET WITH A MICROWAVE ON TOP.

TOWARD THE NORTHEAST CORNER OF THE ROOM AND AGAINST THE NORTH WALL WAS A KITCHEN TABLE WITH ONE CHAIR ON THE SOUTH SIDE OF IT. ON THE TABLE WERE SEVERAL ITEMS OF FOOD AND A PLASTIC BAG (THE SAME TYPE BAG THAT ERIC'S WINE COOLERS WERE IN) CONTAINING THREE CANS AND ONE BOX OF ASSORTED FOOD.

WEST OF THE KITCHEN TABLE WAS A COUNTER AREA WITH AN ENCLOSED DOUBLE SINK. AN OPEN DISHWASHER WAS OBSERVED AGAINST THE WEST WALL JUST SOUTH OF THE COUNTER. IN THE SOUTHWEST CORNER OF THE ROOM WAS A CABINET FOLLOWED TO THE EAST BY A GREEN STOVE. THERE WAS A TRASH BASKET NEXT TO THE STOVE THAT CONTAINED A LARGE BLACK TRASH BAG. ONLY A FEW ITEMS WERE IN THE TRASH TO INCLUDE AN EMPTY BEER CAN. JUST TO THE EAST OF THE TRASH CAN WAS THE REFRIGERATOR.

NORTHWEST BEDROOM (COMPS BEDROOM)

THIS BEDROOM APPEARED TO BE AN ADDED ON SECTION OF THE HOUSE. ITS ACCESS WAS THRU A WOODEN DOORWAY IN THE SOUTHWEST CORNER OF THE KITCHEN WITHIN THE WEST WALL. THE FLOOR IN THIS ROOM WAS A BROWN TILE AND THE WALLS WERE PANEALED.

THIS ENTIRE ROOM WAS CLUTTERED WITH STACKS OF OLD BOOKS, PAPERS AND FURNITURE. WITHIN THE EAST WALL JUST NORTH OF THE ENTRY DOOR WAS A BUILT IN FIREPLACE. JUST NORTH OF THE FIREPLACE WAS A DOUBLE WOODEN DOORWAY TO THE SCREENED IN BACK PORCH. THIS DOOR WAS SECURED ONLY BY A DEAD BOLT LOCK THAT HAD A KEY IN IT ON THE INSIDE. A FOOT OR SO WEST OF THIS SOUTHERN MOST DOOR WAS A SMALL TABLE WITH ASSORTED ITEMS ON IT. ON THE FLOOR

GE OF THIS TABLE WAS A PAIR OF PINK RIMED READING GLASSES WITH VERY DIRTY
 NS . ON THE FLOOR JUST TO THE NORTH OF THESE GLASSES WAS A TV REMOTE CONTROL.

THE NORTH OF THE TABLE WAS A GREEN LEATHER CHAIR AND TO THE NORTH OF THIS
 D LOCATED WITHIN THE NORTHEAST CORNER WAS A TABLE. JUST TO THE WEST OF THE
 BLE WAS A TV SET THAT WAS TURNED SIDEWAYS. THIS WAS FOLLOWED TO THE EAST
 A TV SET THAT WAS TURNED IN THE RIGHT DIRECTION TO BE WATCHED.

THE EAST OF THIS TV SET WAS A LONG BOOKSHELF STACKED WITH BOOKS. AGAINST THE
 WEST WALL TOWARD THE NORTH SIDE WAS A LONG GREEN LEATHER COUCH. THIS WAS
 ALLOWED TO THE SOUTH BY A TABLE. LAYING ON THE FLOOR JUST TO THE SOUTH OF THE
 TABLE WAS A GRAY WOMANS PURSE. SEVERAL CREDIT CARDS WERE LAYING ON THE FLOOR
 AROUND THE PURSE.

JUST TO THE SOUTH OF THIS TABLE AND PURSE WAS A DAY BED. ON THE TOP OF THIS DAY
 BED WERE MANY ITEMS AND PAPERS BELIEVED TO HAVE COME FROM THE COMPS PURSE. ON
 THE WEST END OF THE BED WERE FOUR PILLOWS AND TOWARD THE EAST END OF THE BED
 WERE STACKS OF BEDDING AND CLOTHING.

TO THE SOUTH OF THE DAY BED WAS A FOLDING TABLE WITH STACKS OF CLASSICAL
 MUSIC CASSETTE TAPES. THIS WAS FOLLOWED TO THE EAST BY A DRESSER AGAINST THE
 SOUTH WALL. IN THE SOUTHEAST CORNER OF THE ROOM AND WITHIN THE SOUTH WALL
 WAS THE CLOSED DOORWAY TO THE GARAGE. THIS GARAGE WAS CLUTTERED WITH MANY
 ITEMS AND ALTHOUGH IT WAS LOOKED AT FOR THE WEAPON USED, WAS NOT BELIEVED TO
 HAVE BEEN INVOLVED IN THIS OFFENSE.

CEMENT WEATHER AND LIGHTING

THE OUTSIDE LIGHTING WAS FAIRLY GOOD WITH FRONT YARD LIGHT BEING PROVIDED FOR
 BY A MERCURY VAPOR LIGHT DIRECTLY ACROSS THE STREET FROM THE SOUTHEAST CORNER
 OF THE YARD AND THE FRONT PORCH LIGHT. LIGHTING INSIDE THE HOUSE WAS FAIRLY
 GOOD ALSO WHEN LIGHTS WERE TURNED ON IN EACH ROOM. LIGHTING IN THE BACK OF THE
 YARD WAS POOR DUE TO NO DIRECT LIGHTING.

THE WEATHER WAS COMFORTABLE WITH TEMPERATURES IN THE MID 70'S. WINDS WERE
 STEADY AT APPROXIMATELY 15-20 MPH. THERE WAS A 3/4 MOON ON THE RECEIDING SIDE.
 THE SKIES WERE PARTLY CLOUDLY.

*****CSU OFFICERS INVESTIGATION*****

AFTER MAKING THE AFOREMENTIONED SCENE OBSERVATIONS OFFICER NORRIS EXPOSED TWO
 ROLLS OF COLOR 35MM FILM OF THIS SCENE WITH THE USE OF A SUNPAK FLASH. AT THIS
 TIME A PARTIAL FUJI T-120 VIDEOCASSETTE WAS ALSO EXPOSED. FIELD NOTES WERE THEN
 RECORDED AND EVIDENCE WAS THEN RECOVERED AS STATED IN THE DISPOSITION OF
 EVIDENCE SECTION OF THIS SUPPLEMENT. 31

WHILE ON THE SCENE OFFICER NORRIS USED A UV LIGHT TO EXAMINE THE LIGHT BROWN
 CARPET AROUND THE MID SECTION OF THE BODY OF THE COMP AFTER SHE WAS MOVED FROM
 THE SCENE. OFFICER NORRIS RECEIVED WHAT HE BELIEVES WAS A POSITIVE CONTRAST TO
 AN AREA OF THE RUG APPROXIMATELY 10" TO THE NORTH OF WHERE THE COMPS HIPS WERE
 LAYING. SINCE SEMINAL STAINS WILL CONTRAST DIFFERENT COLORES ON DIFFERENT
 SURFACES, THIS SECTION OF THE CARPET WAS REMOVED TO HAVE IT CHECKED BY THE
 CRIME LAB AT A LATER DATE.

AT THE SCENE OFFICER NORRIS PLACED TWO PROPERTY ROOM PAPER BAGS OVER THE NOSE OF THE COMP AND TAPED THEM AT THE TOP IN AN ATTEMPT TO PRESERVE FINGERNAIL POLISH AND LOOSE HAIRS. WHILE DOING THIS IT WAS NOTED THAT THERE WAS VERY LITTLE CONTACT TO THE BODY OF THE COMP.

OFFICER NORRIS CLEARED THIS SCENE AT APPROXIMATELY 0300 HOURS AND THEN WENT TO THE HARRIS COUNTY MORGUE.

ALONG THE COURSE OF THIS SCENE INVESTIGATION LATENT PRINT EXAMINER CHUCK WELDON CAME TO THE SCENE TO PROCESS THE SCENE FOR LATENT PRINTS. HE FURTHER RECOVERED MANY ITEMS TO BE LATER PRINTED AT THE LAB. FOR DETAILS OF THESE ITEMS AND PROCESS SEE HIS SUPPLEMENT.

*****HARRIS COUNTY MORGUE INVESTIGATION*****

OFFICER NORRIS ARRIVED AT THE HARRIS COUNTY MORGUE AT APPROXIMATELY 0330 HOURS AND LOCATED THE BODY OF THE COMP TAGGED UNDER MEDICAL LEGAL NUMBER 92-6802. AT HIS TIME NO ADDITIONAL WOUNDS WERE OBSERVED ON THE BODY NOT DESCRIBED IN THIS SUPPLEMENT. INSTRUCTIONS WERE LEFT NOT TO REMOVE THE BAGS FOR FINGERPRINTING PRIOR TO THE BODY BEING POSTED.

WITH THIS COMPLETE OFFICER NORRIS COMPLETED A REQUEST FOR AUTOPSY EVIDENCE FORM REQUESTING THE FOLLOWING:

- FINGERNAILS
- LOOSE HAIRS FROM HANDS
- LOOSE AND PULLED HEAD AND VAGINAL HAIRS
- ABGINAL SWAB
- ORAL AND RECTAL SWABS
- HIN.
- FOREIGN MATERIALS

OFFICER NORRIS CLEARED THE HARRIS COUNTY MORGUE AT APPROXIMATELY 0400 HOURS. FINGER AND PALM PRINTS WILL BE TAKEN IN THIS CASE AFTER THE POST BY A DAY SHIFT SU.

*****DISPOSITION OF EVIDENCE*****

- 01 TWO ROLLS OF COLOR 35MM FILM WERE EXPOSED BY OFFICER NORRIS OF THIS SCENE WITH THE USE OF A SUNPAK FLASH. THIS FILM REMAINED IN THE CARE, CUSTODY AND CONTROL OF OFFICER NORRIS UNTIL HE DEPOSITED IT INTO THE PHOTO LAB LOCK BOX ON THE 4TH FLOOR ID SECTION.
- 102 ONE PARTIAL FUJI T-120 VIDEOCASSETTE WAS EXPOSED BY OFFICER NORRIS OF THIS SCENE AND REMAINED IN THE CARE, CUSTODY AND CONTROL UNTIL HE TAGGED THE FILM INTO THE LOCKED VIDEOCASSETTE CABINET IN THE HOMICIDE OFFICE.
- 103 THE FOLLOWING ITEMS OF EVIDENCE WERE RECOVERED BY OFFICER NORRIS AND TAGGED UNDER THIS CASE NUMBER IN THE HPD PROPERTY ROOM:
 - ONE PIECE OF CUT CARPET (APPROX. 1'X1')
 - ONE PAIR OF BLUE STRETCH DENIM JEANS
 - ONE PAIR OF BLUE PANTIES WITH BLOOD DROPS ON THEM

UNKNOWN LOOSE HAIRS (THESE WERE RECOVERED BY OFFICER NORRIS FROM THE RIGHT HAND OF THE COMP AT THE SCENE AND PLACED INTO A GLASSINE ENVELOPE AND THEN TO A CLEAR PLASTIC BAG).

THE AFOREMENTIONED EVIDENCE REMAINED IN THE CARE, CUSTODY AND CONTROL OF OFFICER NORRIS UNTIL HE TAGGED THEM INTO THE HPD PROPERTY ROOM UNDER PROPERTY ROOM TAG NUMBER TJYN BIN 028.

4 OFFICER NORRIS COMPLETED A CRIME SCENE DIAGRAM OF THIS SCENE AND PLACED IT WITH THE CASE FILE COPY OF THIS REPORT.

NO OTHER EVIDENCE WAS RECOVERED BY THIS INVESTIGATOR. 32

END OF CRIME SCENE INVESTIGATORS SUPPLEMENT

AFF REVIEW; INVESTIGATION TO CONTINUE.....

Supplement entered by = 81421 Employee number-025810
Report reviewed by-EG
Date cleared- 10/19/92

0-0004

Offense- CAPITAL MURDER
Street location information
Number- 617 Name-WESTFORD Type- Suffix-
Appt no- Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-10/19/92
Compl(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Recovered stolen vehicles information
Recovery location- District- Beat- 00
Stored- by-
Officer-1-K.H.WEBB Emp#-044409 Shift-3 Div/Station-HOMICIDE/CSU

SUPPLEMENT NARRATIVE

DECEASED'S PRINTS

ON 10/18/92 A MONDAY NIGHT, OFFICER K.H.WEBB #44409 RECEIVED A REQUEST FROM J.WILKER, CSU-5, TO GO TO THE HEIGHTS FUNERAL HOME AND FINGERPRINT THE DECEASED AT 21:30 HOURS. ONE OF THE DIRECTORS, MR. TERRY LOVINE WOULD MEET ME THERE. SHE STATED THAT THE DECEASED HAD NOT BEEN FINGERPRINTED BY THE DAY SHIFT NOR THE EVENING SHIFT.

OFFICER WEBB ARRIVED AT THE FUNERAL HOME AT 1317 HEIGHTS AT APPROXIMATELY 21:00 HOURS. THE DECEASED, EDNA FRANKLIN W/F 71, WAS IN A CASKET AND HAD JUST BEEN "VIEWED" BY HER FAMILY AND WAS TO BE BURIED AND VIEWED MORNING, **TUESDAY.**

DUE TO THE AGE OF THE COMPLAINANT, THE CONDITION OF HER HANDS, THE FACT THAT HER RIGHT HAND WAS IN A CLINCHING POSITION AND HER BEING IN A CASKET, OFFICER WEBB PRINTED THE BODY IN THE NON-STANDARD FASHION USING STRIPS OF CARD STOCK. INSTEAD OF TEN-PRINT STRIPS, THE RIGHT PALM WAS NOT ABLE TO BE PRINTED DUE TO THE CRIPPLING HAND CONDITION.

THE PRINTS WERE ATTACHED TO A STANDARD DECEASED CARD AND WAS SUBMITTED TO THE IDENTIFICATION DIVISION.

SYSTEM ADVISORY: REPORT ENTERED USING PERSONAL COMPUTER VER-2.05

* ENTRY DEVICE: ZENITH 286 HOMICIDE 104089 *
* ENTRY FROM DATE-101892 TIME-2359 TO DATE-101992 TIME-0012 *
* TRANSFER DEVICE: AST 386SX 111129 *
* TRANSFER DATE-101992 TIME-0124 LOAD DATE-101992 TIME-0145 *
* LOCATION OF OFFENSE: POLICE DISTRICT-CENTRAL DIST-01 *

Supplement entered by = 44409
Report reviewed by-EG
Date cleared- 10/19/92

Employee number-025810

0-0005

Offense- CAPITAL MURDER

Street location information
Number- 617 Name-WESTFORD Type- Suffix-
pt no- Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-10/19/92
empl(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Recovered stolen vehicles information
Recovery location- District- Beat- 00
Stored- by-
Officer-1-W I STEPHENS Emp#-071252 Shift-1 Div/Station-HOMICIDE

SUPPLEMENT NARRATIVE

OCTOBER 16, 1992.....FRIDAY::::

W I STEPHENS, WAS ASSIGNED BY LT FRANKS TO ASSIST SGTs ALLEN AND WENDELL WITH THIS INVESTIGATION. I WAS ADVISED BY LT FRANKS THAT THERE WAS AN ELDERLY FEMALE MURDERED IN HER HOME LOCATED AT 617 WESTFORD. OFFENSE REPORT 0000035 ALSO ADVISED THAT SGTs ALLEN AND WENDELL WERE CALLED TO THE SCENE SHORTLY AFTER

11:00PM AND THEY CONDUCTED THE SCENE INVESTIGATION. SINCE THEY HAD BEEN UP ALL NIGHT I WAS ASSIGNED TO CONTINUE THE FOLLOW UP ON THE CASE AND TO CHECK ANY LEADS THEY DEVELOPED.

MET WITH SGT'S ALLEN AND WENDELL AND THEY ADVISED THERE WERE SEVERAL THINGS THEY NEEDED DONE. THEY ASKED THAT SOMEONE BE PRESENT AT THE AUTOPSY AND SOMEONE RECANVASS THE SCENE DURING THE DAYLIGHT HOURS. THEY ALSO ADVISED THAT THE FAMILY HAD GIVEN THEM TWO NAMES OF POSSIBLE SUSPECTS. ONE WAS A CHARLES DOUGLAS RABY; A RECENT PAROLEE. THE OTHER WAS A EDWARD BANGS, A MALE THAT HAD BEEN PAINTING THE COMPL'S HOUSE. RABY AND BANGS BOTH HAVE CRIMINAL HISTORIES UNDER THE HPD FILES. RABY IS DESCRIBED AS 507, 160, WITH BROWN HAIR. BANGS IS DESCRIBED AS 603, 235, WITH BROWN HAIR. SGT'S ALLEN AND WENDELL STATED THAT RABY AND THE COMPL HAD AN ARGUMENT APPROXIMATELY ONE WEEK AGO AND DURING THAT ARGUMENT RABY THREW A BEER BOTTLE OR CAN AT THE COMPL. THEY ALSO ADVISED THAT HE WAS FAMILIAR WITH AN OPEN WINDOW THAT GIVES ACCESS INTO THE HOUSE VIA ONE OF THE BEDROOMS.

WENT TO THE MORGUE AND MET WITH DR. BELLAS WAS CONDUCTING THE AUTOPSY. ALSO LEARNED THAT HE ALREADY STARTED THE AUTOPSY AND WOULD WAIT IF WE COULD GET TO THE MORGUE IMMEDIATELY.

WENT TO THE MORGUE AND MET WITH DR. BELLAS. THE COMPL HAD NOT BEEN POSTED AND DR. BELLAS WENT ABOUT THE TASK OF COLLECTING LOOSE HAIRS FROM THE BODY. ALSO COLLECTED SOME OF THE HAIRS FROM THE RIGHT HAND OF THE COMPL SO THAT HAIR-COLOR OF THE SUSPECT COULD BE DETERMINED AND OUR LAB COULD HAVE AN IMMEDIATE SAMPLE OF THE HAIR SHOULD A SUSPECT BE DEVELOPED AND/OR LOCATED. IT SHOULD BE NOTED THAT THE HAIR RECOVERED BY THIS SGT CAME FROM THE COMPL'S LEFT HAND. THIS HAND WAS CLOSED AS IF SHE WAS CLUTCHING SOMETHING AND HER FINGERS HAD TO BE PRIED APART IN ORDER TO REMOVE THE HAIR. THERE WAS SOME DARK COLORED HAIR LOCATED ON THE OUTSIDE OF HER HAND AND ON HER ARM JUST BELOW THE HAND. THIS HAIR WAS COARSE AND LOOKED AS IF IT BELONGED TO AN ANIMAL. THIS HAIR WAS COLLECTED AS WELL AS SOME BROWN HAIR THAT WAS FOUND INSIDE THE COMPL'S RIGHT PALM. THIS HAIR WAS IN BETWEEN THE FINGERS AND THE ROOT PORTION OF THE HAIR WAS IN THE PALM. THERE WERE SEVERAL OF THESE BROWN HAIRS LOCATED IN "THE CLUTCH" OF THE COMPL'S RIGHT HAND. THIS HAIR WAS PLACED IN A WHITE PIECE OF PAPER THAT WAS THEN PLACED IN A CLEAR EVIDENCE BAG BY STEPHENS. STEPHENS THEN INITIALED THE CLEAR PLASTIC BAG AND GAVE IT TO SGT T. THOMAS. THOMAS THEN TOOK THE EVIDENCE TO THE CRIME LAB AND SUBMITTED IT TO RAYDEN HILLEMANN. IT SHOULD ALSO BE NOTED THAT THERE WAS ADDITIONAL HAIR AND FIBERS COLLECTED BY DR. BELLAS. THAT EVIDENCE WAS SUBMITTED SEPARATELY AT A LATER TIME.

THERE WERE SEVERAL WOUNDS TO THE COMPL. NOTED AND THESE WOUNDS ARE CHARTED BY THE MEDICAL EXAMINER. DR. BELLAS ALSO TOOK PHOTOS OF THE WOUNDS AND OF THE COMPL PRIOR TO MAKING THE STANDARD "Y" INCISION. THE FOLLOWING IS AN OVERVIEW OF THE WOUNDS AND NOTED BY THIS SGT.

THERE WERE TWO LARGE CUTTING WOUNDS ON THE NECK. THE TOP WOUND WAS A SUPERFICIAL WOUND AND THE BOTTOM WOUND WAS DEEP. THE BOTTOM WOUND SEVERED THE WINDPIPE.

THERE WERE CONTUSIONS BEHIND THE EARS AND A STAB WOUND THROUGH THE TOP OF THE LEFT EAR.

THERE WERE FOUR STAB WOUNDS TO THE CHEST. TWO WERE LOWER THAN THE BREAST AND NEAR THE MIDLINE. TWO OTHERS WERE TO THE LEFT OF THE MIDLINE AND OVER THE LEFT BREAST.

THERE WERE ALSO THREE PUNCTURE WOUNDS IN THE CHEST NEAR THE MIDLINE.

THERE WERE THREE STAB WOUNDS TO THE LEFT OF THE CHEST.

THERE WERE THREE SMALL LACERATIONS ON THE LEFT FOOT.

THERE WERE MULTIPLE CONTUSIONS ON THE LEFT ELBOW INCLUDING A SLICING WOUND ON THE TOP OF THE LEFT ELBOW AND A THROUGH AND THROUGH STAB WOUND TO THE LEFT TRICEPS.

THERE WERE TWO STAB WOUNDS TO THE BACK.

THERE WAS A SCRATCH ON THE COMPL'S RIGHT CHEEK.

DR BELLAS WAS CALLED AWAY FOR COURT AND THE AUTOPSY WAS STOPPED PRIOR TO THE INCISION. DR BELLAS STATED THAT THE CAUSE OF DEATH WAS THE KNIFE WOUNDS SUSTAINED ON OCTOBER 15, 1992.

AFTER RETURNING TO THE HOMICIDE OFFICE I TURNED THE HAIR EVIDENCE OVER TO SGT THOMAS. A CALL THEN CAME IN FROM A MR. H.L. TRUITT WHO STATED THAT HE MIGHT HAVE SOME INFORMATION PERTINENT TO THIS INVESTIGATION.

INTERVIEW WITH::: HILLARY TRUITT W/M 3-25-35 NO RECORD

 616 WAINWRIGHT
 694-4091

I WENT TO THE RESIDENCE OF H.L. TRUITT. HE LIVES AT 616 WAINWRIGHT, WHICH IS THE HOUSE LOCATED DIRECTLY BEHIND THE COMPL'S RESIDENCE. MR. TRUITT STATED THAT HIS SISTER AND BROTHER IN LAW, SHIRLEY AND MORTON DOYLE, CAME OVER TO HIS HOUSE LAST NIGHT AT 8:15PM. HE ADDED THAT HE IS SURE OF THE TIME BECAUSE HIS MOTHER IS IN THE HOSPITAL AND MORTON AND SHIRLEY HAD BEEN TO THE HOSPITAL TO VISIT HIS MOTHER AND LEFT AT 8:00PM. MR. TRUITT ADDED THAT IT TAKES AROUND 15 MINUTES TO GET FROM THE HOSPITAL TO HIS HOUSE AND HE SAW MORTON AND SHIRLEY AS THEY PULLED UP TO HIS HOUSE. MR. TRUITT STATED THAT HE WENT OUTSIDE TO GREET THEM AND WHEN THEIR TRUCK STOPPED SHIRLEY DIRECTED HIS ATTENTION TO HIS LEFT WHERE HE OBSERVED A WHITE MALE JUMPING HIS FENCE. MR. TRUITT STATED THAT THE WHITE MALE WAS JUMPING OVER FROM HIS YARD TO WAINWRIGHT STREET. MR. TRUITT STATED THAT WHEN HE SAW THE MALE JUMP THE FENCE, HE DECIDED TO SEE WHERE THE MALE WAS COMING FROM SO HE GOT INTO THE TRUCK WITH MORTON AND THEY FOLLOWED THIS MALE AS THE MALE WALKED TOWARD IRVINGTON. HE ADDED THAT THEY CAUGHT UP WITH THE MALE APPROXIMATELY 500 YARDS DOWN WAINWRIGHT. MR. TRUITT WENT ON TO SAY THAT WHEN THEY PULLED BESIDE THE MALE TRUITT ASKED THE MALE WHY HE WAS IN HIS (TRUITT'S) YARD. TRUITT STATED THAT THE MALE SAID THE HE WAS TAKING A SHORTCUT THROUGH THE YARD AND THAT THERE HAD BEEN AN ACCIDENT ON THE STREET OVER. MR. TRUITT STATED THAT THE MALE THEN PUT HIS HANDS IN HIS POCKET AND OPENED HIS COAT AND TOLD TRUITT AND MORTON, "SEE, I DON'T HAVE ANYTHING." TRUITT SAID THE MALE WAS NOT CARRYING ANYTHING UNDER HIS JACKET AND HE WAS AFRAID THAT THE MALE MIGHT HAVE A GUN SO THEY DROPPED THE SUBJECT.

TRUITT SAID HE AND MORTON DROVE BACK TO TRUITT'S HOUSE. HE WENT ON TO SAY THAT HE DIDN'T THINK MUCH MORE OF THE INCIDENT UNTIL HE SAW ON THE NEWS THAT HIS NEIGHBOR HAD BEEN MURDERED.

TRUITT DESCRIBED THE MALE AS:

WHITE MALE	EARLY 20'S
507-508	155-165 LBS
DARK COLORED HAIR...	NOT BLACK
MEDIUM SHORT HAIR	
NO GLASSES, NO FACIAL HAIR	
DARK COLORED JEANS, DARK COLORED JACKET	
DARK COLORED T-SHIRT UNDER THE JACKET	

TRUITT ALSO ADDED THAT HE HAS A FENCE THAT SURROUNDS HIS PROPERTY AND HE DID NOT GIVE THE WHITE MALE PERMISSION TO WALK THROUGH HIS YARD, JUMP HIS FENCE, OR BE ON HIS PROPERTY IN ANY FASHION.

TRUITT STATED THAT WE CAN REACH MORTON AND SHIRLEY DOYLE BY CALLING SHIRLEY'S HOME.....568-9404....

FOLLOWING THE INTERVIEW WITH TRUITT I WENT TO THE SCENE AND TALKED WITH FRIENDS AND FAMILY OF THE COMPL. THERE WAS A MALE BY THE NAME OF KENNETH GADDIS AT THE COMPL'S RESIDENCE. KENNETH LIVES AT 9150 SIMMONS, DOB 10-3-69, PHONE NUMBER 691-2826. KENNETH SAID THAT HE KNOWS RABY...AKA BUSTER...AND THAT HE TALKED TO A NEIGHBOR OF HIS NAMED SHIRLEY GUNN. GADDIS STATED THAT GUNN TOLD HIM THAT BUSTER WAS OVER AT HER HOUSE ON THE NIGHT OF THIS INCIDENT. HE ADDED SHIRLEY SAID THAT RABY WAS WAITING ON KENNETH TO COME HOME AND WHEN RABY LEFT, HE SAID HE WAS GOING TO LOOK FOR KENNETH AT "LEE'S HOUSE," WHICH IS THE HOME OF THE COMPL IN THIS INCIDENT. IT WAS THE GENERAL CONSENSUS THAT CHARLES RABY WAS THE BEST SUSPECT IN THIS CASE....

INTERVIEWED SHIRLEY GUNN.....694-0414. SHE STATED THE FOLLOWING DURING THE PHONE INTERVIEW. SHIRLEY STATED THAT CHARLES RABY CAME TO HER HOUSE ON OCTOBER 15, 1992 LOOKING FOR KENNETH GADDIS. SHE ADDED THAT KENNETH WAS NOT HOME AND RABY DECIDED TO WAIT ON GADDIS AT SHIRLEY'S HOUSE. SHIRLEY SAID THAT SHE LIVES NEXT DOOR TO KENNETH AND SHE TALKED TO RABY WHILE HE WAITED FOR KENNETH. SHIRLEY SAID THAT RABY FIRST CAME BY HER HOUSE AT 4:30PM. SHE ADDED THAT HE LEFT AND THEN RETURNED AROUND 5:00PM. SHIRLEY STATED THAT RABY WAITED FOR KENNETH UNTIL AFTER 6:00PM AND THEN HE LEFT ON FOOT AND SAID HE WAS GOING TO "LEE'S HOUSE TO LOOK FOR KENNETH." SHIRLEY WENT ON TO SAY THAT WHILE RABY WAS AT HER HOUSE HE TOOK OUT A REGULAR SIZED POCKET KNIFE AND CLEANED HIS FINGERNAILS. SHE ADDED THAT HE HAD THIS KNIFE WHEN HE LEFT THE HOUSE. 34

SHIRLEY SAID THAT WHEN RABY WAS AT HER HOUSE BETWEEN 5:00PM AND 6:00PM, HE WAS WEARING A PAIR OF DARK STONE WASHED JEANS, A BLACK CONCERT T-SHIRT, AND A BLACK LEATHER JACKET. SHE ALSO SAID THAT SHE THOUGHT HE WAS WEARING A PAIR OF DARK SHOES, POSSIBLY BOOTS.

WHILE AT THE SCENE I ASKED SEVERAL OF THE FAMILY FRIENDS IF THEY KNEW WHERE RABY LIVED. THEY SAID THAT THE BEST PERSON TO ASK WAS LEE. THEY DIRECTED ME TO HIS RESIDENCE ON WAINWRIGHT, 607, AND SAID THAT LEE WAS SLEEPING AT THIS HOUSE. WE WERE MET AT THE DOOR BY A FEMALE BY THE NAME OF MARY SCOTT SCOTT OF LEE FOR US AND WHEN LEE WAS GETTING READY SHE STATED THE FOLLOWING.

ITT SAID THAT YESTERDAY, 10-15-92, SHE HEARD A KNOCK ON THE DOOR AROUND 10:00 PM. SHE SAID IT WAS JUST GETTING DARK AND BY THE TIME SHE GOT TO THE DOOR SHE HEARD A SON WHO WAS KNOCKING WAS WALKING DOWN THE DRIVEWAY TO HER HOUSE AND HE HEADED TOWARDS THE STREET. SHE ADDED THAT IT WAS CHARLES RABY, AND SHE DIDN'T LET HIM KNOW THAT SHE WAS HOME BECAUSE SHE DOESN'T LIKE RABY AND SHE DOESN'T TRUST RABY. SCOTT SAID RABY WAS DRESSED IN DARK CLOTHING. SHE SAID THAT SHE SAW HIM FROM THE BACK AND COULD TELL THAT HE WAS WEARING A DARK JACKET AND DARK JEANS. 35

WHEN LEE GOT READY HE SHOWED ME WHERE RABY LIVED-OFF AND ON. HE DIRECTED ME TO 706 REID, WHICH IS CLOSE TO IRVINGTON AND THE LOOP. LEE STATED THAT THE MAN THAT OWNS THE HOUSE IS POSSIBLY RABY'S STEP-FATHER. HE ADDED THAT RABY DOESN'T GET ALONG VERY WELL BECAUSE ACCORDING TO LEE, RABY CUT THE MAN WITH A KNIFE. LEE ADDED THAT WHEN RABY DRINKS HE GETS VERY, VERY, MEAN. 36

WHEN WE RETURNED TO THE COMPL'S HOUSE, THERE WERE OTHER FAMILY MEMBERS WITH ME INCLUDING THE DAUGHTER OF THE COMPL, LINDA MCCLAIN. WE DISCUSSED THE PROPERTY THAT MIGHT HAVE BEEN TAKEN BY THE SUSPECT(S). MCCLAIN SAID THAT THE COMPL HAD CREDIT CARDS. LEE SAID THAT THE COMPL USED TO KEEP A ZIPPERED BAG WITH JEWELRY IN HER PURSE. I CHECKED WITH THE LATENT EXAMINER AND LEARNED THAT THE CREDIT CARDS AND THE POUCH WITH THE JEWELRY IS STILL IN THE PURSE. LEE ALSO SAID THAT THE COMPL USED TO KEEP HER MONEY IN HER PANTS. WE THOUGHT THAT SHE WOULD HAVE SOME RENT MONEY, BUT NEITHER WAS SURE. I ASKED LINDA IF THE COMPL GOT A MONTHLY OR WEEKLY CHECK. SHE REPLIED THAT ALL OF THE COMPL'S CHECKS WERE DIRECT DEPOSIT.

WHILE TALKING TO LEE, I LEARNED THAT RABY ALSO SAID THAT HE LIVES NEAR CEDAR HILL. THIS IS AN AREA IN NORTHEAST HOUSTON. SINCE THE ONLY ADDRESS FOR RABY WAS THE ONE ON HIS RAP SHEET AND THE ONE ON REID, I CONTACTED THE OFFICE AND ASKED SGT ELLIOTT TO CONTACT THE PAROLE OFFICE AND GET THE NAME OF RABY'S PAROLE OFFICER. OUR RECORDS SHOWED THAT RABY WAS PAROLED ONLY TWO MONTHS AGO ON AN ALCOHOL CHARGE WHERE HE USED A KNIFE. I RETURNED TO THE OFFICE AND TALKED TO A SUPERVISOR OF RABY'S PAROLE OFFICER. HIS REGULAR PAROLE OFFICER WAS OFF FOR THE REST OF THE DAY. I LEARNED THAT THE PAROLE OFFICE HAS AN ADDRESS FOR RABY AT 3014 CEDAR HILL, WITH A PHONE NUMBER OF 987-1418. WE WERE ALSO ADVISED THAT HIS GRANDMOTHER IS NAMED WANDA AND HIS MOTHER IS NAMED BETTY.

THE PAROLE OFFICE ALSO SAID THAT RABY WAS IN FOR HIS VISIT ON TUESDAY, OCTOBER 13, 1992. THEY DID NOT SHOW THAT HE WAS EMPLOYED AND SAID THAT HE WOULD BE ON PAROLE UNTIL THE YEAR 2000.

DURING THIS INVESTIGATION, SGT WENDELL ALSO INTERVIEWED A MALE BY THE NAME OF BLAINE EARL WRIGHT JR. HE STATED THAT HE LIVES AT 7719 HARDY AND HE KNOWS BOTH LEE ROSE AND CHARLES RABY. BLAINE STATED THAT RABY CAME TO HIS HOUSE AROUND 6:30PM AND BLAINE'S FATHER RAN HIM OFF. BLAINE SAID RABY LEFT ON FOOT. BLAINE ALSO SAID THAT BETWEEN 6:30PM AND 7:00PM HE AND HIS MOTHER WERE DRIVING DOWN IRVINGTON WHEN THEY SAW RABY WALKING SOUTH ON IRVINGTON. THIS IS IN THE DIRECTION OF THE COMPL'S RESIDENCE. BLAINE SAID THAT IS THE LAST TIME HE SAW RABY. A WRITTEN STATEMENT WAS TAKEN FROM BLAINE. SEE THE STATEMENT FOR COMPLETE DETAILS. 37

WE THEN CONTACTED ADA TED WILSON AND PRESENTED THIS CASE TO HIM FOR CHARGES. A SEARCH WARRANT WAS CONSTRUCTED FOR CRIMINAL TRESPASS/SEARCH WARRANT FOR BLOOD. THIS WARRANT WAS SIGNED BY JUDGE ACKERMAN AT APPROXIMATELY 7:15PM ON OCTOBER 16, 1992. JUDGE ACKERMAN MET US AT THE D.A.'S OFFICE LOCATED AT 201 FANNIN.

ALSO OBTAINED PHOTOS OF THE SUSPECT FROM THE HPD PHOTO LAB. IN THE PHOTOS
Y AND CUTS AND ABRASIONS ON HIS FACE. SGT SHIRLEY WENT TO THE COUNTY AND
COUNTY PHOTO AND FOUND THAT THOSE PHOTOS WERE NO BETTER THAN THE HPD
OTOS....

LOWING THE SIGNING OF THE WARRANT, WE WENT TO SEVERAL LOCATIONS IN SEARCH
RABY. SEE THE SUPPLEMENT BY SGT WENDELL FOR DETAILS.....

CHARGED WITH : TRESPASS
CHARLES DOUGLAS RADY
W/M 3-22-70 HPD# 581339
SSH [REDACTED]
PRIOR CONVICTION FOR ROBBERY

I N V E S T I G A T I O N T O C O N T I N U E : : : :

SYSTEM ADVISORY: REPORT ENTERED USING PERSONAL COMPUTER VER-2.05

* ENTRY DEVICE: AST 386SX 105011 HJM/HJN *
* ENTRY FROM DATE-101992 TIME-1553 TO DATE-101992 TIME-1554 *
* TRANSFER DEVICE: AST 386SX 105011 HJM/HJN *
* TRANSFER DATE-101992 TIME-1601 LOAD DATE-101992 TIME-1652 *
* LOCATION OF OFFENSE: POLICE DISTRICT-CONFIDENTIAL DIST-CO *

plement entered by = 71252
ort reviewed by-EG
e cleared-10/19/92

Employee number-025810

-0006

offense- CAPITAL MURDER

Street location information

number- 617 Name-WESTFORD Type- Suffix-
street no- Name-HELMERS Type- Suffix-
date of offense-10/15/92 Date of supplement-10/19/92
impl(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

recovered- by- Ph#- (000) 000-0000
officer-1-W. C. WENDEL, SGT. Emp#-041494 Shift-1 Div/Station-HOMICIDE/DAY

SUPPLEMENT NARRATIVE

TOBER 16, 1992:::FRIDAY

PROGRESS REPORT.....

SGT. WENDEL, ALONG WITH SGTs. STEVENS AND SHIRLEY, CONTINUED THIS INVESTIGATION.

AFTER OBTAINING A WARRANT/SEARCH WARRANT FOR BLOOD FOR CHARLES RABY WE BEGAN SEARCH FOR HIM. WE LEARNED FROM LEE ROSE AND ERIC BENGE THAT RABY MIGHT BE AT A STEP-FATHER'S RESIDENCE AT 706 RIED. WE WENT TO THIS HOUSE AND FOUND RABY AT HOME. WE LEARNED FROM THE NEIGHBORS THAT THEY HAD SEEN NO ONE AT HOME AND THE RESIDENT TRAVELED A LOT. 38

WE DROVE TO 3014 CEDAR HILL WHICH IS HOME OF CHARLES RABY'S MOTHER. WE TALKED WITH BETTY WEARSLER, MOTHER OF CHARLES RABY AND WANDA J. ROBINSON, GRANDMOTHER. WEARSLER WORKS AT NIGHT. CHARLES RABY WAS NOT HOME. WEARSLER STATED THAT CHARLES WAS AT HIS GIRLFRIEND'S HOUSE ON E26TH. SHE DID NOT KNOW THE EXACT ADDRESS BUT DID HAVE THE PHONE NUMBER, 864-1899. CHARLES'S GIRLFRIEND IS A MARY ALICE GOMEZ.

THE CELLULAR PHONE BOOK WAS CHECKED FOR THIS PHONE NUMBER BY SGT. SHIRLEY VIA A CELLULAR PHONE. IT WAS LEARNED THAT THE ADDRESS WAS 1201 E. 26TH. I CONTINUED TALK WITH BETTY WEARSLER ABOUT CHARLES RABY WHILE SGT. SHIRLEY REQUESTED SOMEONE FROM HOMICIDE TO GO TO 1201 E. 26TH AND ARREST RABY. SGTs. FOSTER AND RYMAN LEFT THE HOMICIDE OFFICE AND WENT TO THIS ADDRESS.

BETTY WEARSLER STATED THAT SHE DID NOT KNOW WHEN CHARLES CAME HOME THURSDAY NIGHT. HIS GRANDMOTHER, ROBINSON, SAID THAT IT WAS LATE WHEN HE CAME HOME BUT SHE COULD NOT REMEMBER THE TIME.

WEARSLER STATED THAT CHARLES HAS A HALF-BROTHER, ROBERT BUTLER AND WHO LIVES WITH HER EX-HUSBAND, WITH THE SAME NAME. THEY LIVE AT 3215 SPARKS.

ARSIER ALLOWED US TO EXAMINE CHARLES' CLOTHES WHICH WERE IN A BLACK OVERNIGHT
G) CARDBOARD BOX. THERE WAS ONE PAIR OF BLUE JEANS WHICH WERE OBVIOUSLY
EARN AND HAD NOT BEEN WORN. THE OTHER CLOTHES AND BELONGINGS WERE EXAMINED AND
THING WAS OBSERVED WHICH HAD BLOOD ON IT.

LEFT 3014 CEDAR HILL AND DROVE DIRECTLY TO 1201 E. 26TH. AS WE ARRIVED WE
RE MET BY SGT'S. FOSTER AND HERMANN. WE WERE MET IN THE FRONT YARD BY A
SPANIC MALE, RAY ESPARZA, 820 E27TH. RAY WAS TOLD WE HAD A WARRANT FOR
CHARLES RABY. HE SAID THAT CHARLES WAS INSIDE THE HOUSE AND THAT HE WOULD
AKE US INSIDE SO THAT THERE WOULD NOT BE ANY TROUBLE. HE ESCORTED US TO
IE BACK DOOR AND LED US INSIDE TO THE LIVING ROOM. MARY ALICE GOMEZ WAS
! THE LIVING ROOM WITH HER INFANT BABY. WE ASKED FOR CHARLES RABY AND TOLD
R THAT WE HAD A WARRANT FOR HIS ARREST. SHE STATED THAT CHARLES' MOTHER
D JUST CALLED AND CHARLES SPOKE WITH HER ON THE TELEPHONE. THIS WAS JUST
FORE WE PULLED UP IN THE FRONT YARD. AS WE PULLED UP CHARLES RAN OUT THE
ICK DOOR. 39

WE WERE ADVISED BY NEIGHBORS THAT A WHITE MALE HAD BEEN SEEN RUNNING WEST FROM
IE RESIDENCE AT 1201 E 26TH. WE REQUESTED ADDITIONAL HELP VIA THE POLICE
SPATCHER. SEVERAL BLUE/WHITE PATROL UNITS RESPONDED AND ASSISTED US IN
EARCHING FOR CHARLES RABY. RABY WAS NOT FOUND. WE RETURNED AND TALKED TO
ARY GOMEZ. SHE POINTED OUT A BLACK LEATHER (VINYL) JACKET THAT RABY WAS WEAR-
NG AND HAD LEFT BEHIND. WE SEIZED THIS JACKET AND LOCKED IT INTO THE HOMICIDE
VIDENCE CLOSET UNTIL IT COULD BE EXAMINED AND TAGGED INTO THE PROPERTY ROOM.

OCTOBER 17, 1992:::SATURDAY

E CONTINUED TO LOOK FOR CHARLES RABY AT VARIOUS LOCATIONS. WE DROVE TO 3215
PARKS TO SPEAK TO RABY'S STEP-FATHER, ROBERT BUTLER AND STEP-BROTHER, ROBERT
JTLER JR. THERE WAS NO ONE HOME.

E THEN DROVE TO 3014 CEDAR HILL. RABY WAS NOT HOME. HIS MOTHER STATED THAT
HE HAD NOT HEARD FROM HIM SINCE SHE CALLED HIM LAST NIGHT. WE TOLD HER THAT
CHARLES HAD FLED FROM US LAST NIGHT. SHE HAD NO REASON WHY HE WOULD RUN OTHER
E WAS SCARED AND ON PAROLE. WE ASKED HER TO CALL US IF HE CAME HOME.

E DROVE TO 9146 SIMMONS TO SPEAK TO KENNETH GADDUS, FRIEND OF CHARLES RABY.
HERE WAS NO ONE AT HOME.

E DROVE TO 617 WESTFORD AND SPOKE WITH ERIC BERGE AND LEE ROSE. WE ASKED
EE ABOUT WHERE HE AND JOHN PHILLIPS WERE STANDING OR SITTING OUTSIDE THE HOUSE
N THURSDAY EVENING BEFORE THEY LEFT. ROSE STATED THAT THEY SAT IN SHAWN
RIGHT'S CAR. ERIC WAS ASKED ABOUT THE WINDOW. HE STATED THAT HE THOUGHT THAT
E HAD LEFT THE SCREWDRIVER IN THE WINDOW SILL ON THE INSIDE. HE FURTHER
TATED THAT HE THOUGHT THE SCREEN WAS NOT PULLED AWAY FROM THE WINDOW.

T SHOULD BE NOTED THAT WHEN WITNESS-DONNA ESPADAS CAME HOME 5:50PM-6:00PM
HURSDAY EVENING AND SAW SOMEONE AT THE NORTHEAST WINDOW, LEE ROSE, JOHN
HILLIPS AND SHAWN WRIGHT WERE OUTSIDE IN THE FRONT YARD SUPPOSEDLY SITTING
N WRIGHT'S CAR. 40

E TURNED TO 1201 E. 26TH AND CHECKED TO SEE IF RABY HAD COME BACK TO HIS
IK FRIEND'S HOUSE. HE HAD NOT RETURNED ACCORDING TO MARY GOMEZ.

ESTIGATION TO CONTINUE.....

plement entered by = 41494
ort reviewed by-EG
e cleared- 10/19/92

Employee number-025810

0007

ense- CAPITAL MURDER

		Street location information	
ber--	617 Name-WESTFORD	Type-	Suffix-
no-	Name-HELMERS	Type-	Suffix-
te of offense-	10/15/92	Date of supplement-	10/19/92
apl(s) Last-	FRANKLIN	First-	EDNA
	Last-	Middle-	MATTOON

		Recovered stolen vehicles information	
tored-		by-	Ph#- (000) 000-0000
ficer1-	W. C. WENDEL, SGT.	Emp#-	041494 Shift-1 Div/Station-HOMICIDE/DAY

SUPPLEMENT NARRATIVE

TOBER 18, 1992::::SUNDAY

16:00HRS I, SGT. WENDEL, RECEIVED A PAGE FROM THE HOMICIDE FRONT DESK. I S NOTIFIED TO CALL A BARBARA BRADSHAW AT 374-4576 REGARDING THE FRANKLIN RDER CASE. I CALLED THIS NUMBER AND SPOKE WITH MS. BRADSHAW. SHE STATED AT SHE HAD SOME INFORMATION REGARDING THE SUSPECT IN THIS CASE. SHE SAID IAT SHE HAD NO FIRST HAND INFORMATION RATHER THAT THIS INFORMATION WAS COMING OM SOMEONE WHO KNOWS THE FAMILY OF THE SUSPECT. SHE STATED THAT SHE IS IPLOYED AS A SKIP-TRACER AND FINDS BOND JUMPERS AND THE PERSON CALLED HER WITH IIS INFORMATION AND SHE HAD ALREADY CHECKED IT OUT AND FOUND IT TO BE TRUE. 41

BRADSHAW STATED THAT THE SUSPECT, WHOSE NAME IS CHARLES, HAS A GRANDFATHER I STEP-GRANDFATHER BY THE NAME OF ROY ROBINSON, WHITE MALE 50'S, RECEEDING IIRLINE, RED HAIR BEER BELLY AND FRECKLES. SHE STATED THAT ROY ROBINSON LIVES I 3506 LANWOOD AND DRIVES EITHER A BROWN CAR, LICENSE [REDACTED], OR A RED FORD ICKUP TRUCK, LICENSE [REDACTED]. SHE STATED THAT ROY DRIVES AN 18 WHEEL TRUCK FOR IUTHERN GULF TRNASPORT, 7720 PINEMONT. SHE SAID THAT ROY IS PLANNING TO TAKE IIS CHARLES OUT OF TOWN WITH HIM WHEN HE LEAVES DRIVING HIS TRUCK THIS AFTER-IION.

BRADSHAW FURTHER STATED THAT THIS CHARLES HAS AN AUNT BY THE NAME OF IARLOTT (LAST NAME UNKNOWN). CHARLES CALLED HER ON FRIDAY AND WANTED HER TO IOME AN PICK HIM UP BECAUSE THE "COPS" WERE AFTER HIM. CHARLOTT WORKS FOR IHE IONIC ON ALDINE-MAIL RT. SHE DRIVES A BLUE CHRYSLER, [REDACTED]. MS. BRAD-IAW WENT TO THE SONIC AND CONFIRMED THAT CHARLOTT IS THE MANAGER AT THIS IESTAURANT. I WENT OVER THE DETAILS AGAIN WITH MS. BRADSHAW.

LEFT FOR 7720 PINEMONT AND ARRIVED THERE AND SET UP SURVEILLANCE ON THIS WORK LOT. THIS ADDRESS IS THE SOUTHERN GULF TRANSPORT COMPANY. THERE WERE SEVERAL 18 WHEEL TRUCK/FLATBED TRAILERS. SOME WERE LOADED WITH CARGO AND SOME WERE UNLOADED. THERE WERE THREE LOADED TRAILERS IN THE YARD.

WAS NOTIFIED SGT. SHIRLEY AND REQUESTED THAT HE ASSIST ME WITH THIS SURVEILLANCE. HE ARRIVED SHORTLY AFTER I HAD ARRIVED AND WE BEGAN TO WATCH THE TRUCK YARD. WE OBSERVED A BLACK MALE ARRIVE BY CAR AND DRIVE ONE OF THE LOADED TRAILERS OUT OF THE YARD.

SGT. SHIRLEY AND I WENT TO THE SHIPPING OFFICE AND FOUND NO ONE IN THE SHIPPING OFFICE. WE NOTICED A BILL OF LADING IN THE OUT BASKET WHICH IDENTIFIED A SHIPMENT OF CELOTEX SHILGLES GOING TO AUSTIN, TEXAS ON TRUCK #212, DRIVER ROY ROBINSON. WE LEFT THE YARD AND RESUMED THE SURVEILLANCE. WE REQUESTED THAT ADDITIONAL OFFICERS RELIEVE US AT 12:00 MIDNIGHT. WE WERE RELIEVED BY SGTs. ALLEN AND SWAIM AND OFFICER BROWN AND LT. GAFFORD, HOMICIDE DIVISION. THEY CONTINUED SURVEILLANCE ON THE TRUCK YARD UNTIL 6:15AM WHEN ROY ROBINSON ARRIVED AT 7720 PINEMONT. ROBINSON WAS WATCHED AND FOLLOWED OUT OF THE YARD BY HOMICIDE INVESTIGATORS. HE WAS FOLLOWED TO THE CELOTEX CORP, 1400 NORTH TULSA. SGT. ALLEN AND I WENT AND INTERVIEWED HIM AT APPROXIMATELY 8:15AM.

WINFRED ROBINSON, W/M, 8506 LANEWOOD, DOB 1/29/29, TDL [REDACTED] ROBINSON DENIED SEEING OR TALKING TO CHARLES RABY AND HE STATED THAT HE WOULD TAKE HIM OUT OF TOWN ON HIS TRUCK, BECAUSE IT COULD COST HIM HIS JOB. HE STATED THAT HE HAD NOT SEEN CHARLES IN THE LAST WEEK. ROBINSON STATED THAT HE HAS SIX CHILDREN AND THAT ONE OF HIS DAUGHTERS IS NAMED CHARLOTT JANE SOWELL. SHE WORKS AT THE SONIC ON ALDINE-MAIL ROUTE. HE DID NOT KNOW HER ADDRESS.

SGT. ALLEN AND I WERE ASSISTED BY SGTs. STEVENS, SHIRLEY, SWAIM AND OFFICER BROWN OF THE HOMICIDE DIVISION. WE MET IN THE 3600 BLOCK OF ALDINE-MAIL ROUTE. SGT. ALLEN AND I WENT TO THE SONIC AND SPOKE WITH CHARLOTT SOWELL.

INTERVIEW WITH CHARLOTTE SOWELL, W/F 23, 11/3/68, 818 RICHCREST #2805, 876-4319. CHARLOTTE STATED THAT SHE LAST SAW CHARLES RABY ON SUNDAY @ 5:30PM. SHE SAID THAT CHARLES WAS WALKING ON CEDAR HILL AND SHE DROVE HIM TO 3014 HIS MOTHER'S ADDRESS. SHE SAID THAT HE ASKED HER ABOUT GETTING MARRIED AND HOW HE WENT ABOUT GETTING THAT. SHE STATED THAT SHE DID NOT KNOW WHERE HE WAS LOCATED. 42

SGT. ALLEN AND I INTERVIEWED CHARLOTT, THE OTHER HOMICIDE INVESTIGATORS DROVE TO 3014 CEDAR HILL AND CHECKED THE HOUSE FOR CHARLES AGAIN. HE WAS NOT THERE. WE AGREED TO MEET AT 1201 E. 26TH AND CHECK WITH HIS GIRLFRIEND, MARY GOMEZ. WE DROVE TO 1201 E. 26TH AND LEARNED THAT MARY GOMEZ HAD LEFT LAST NIGHT WITH CHARLES RABY. HER FAMILY DID NOT KNOW WHERE SHE HAD GONE.

REST OF CHARLES RABY:

SGT. ALLEN, ACCOMPANIED BY SGTs. STEVENS & SHIRLEY AND SGT. SWAIM AND OFFICER BROWN WENT TO 607 REID. RABY WAS ARRESTED WITHOUT INCIDENT AT THIS ADDRESS AT 11:15AM. HE WAS TRANSPORTED TO THE HOMICIDE DIVISION BY SGT. SHIRLEY. HE ARRIVED DRESSED IN A WHITE UNDERSHIRT (SLEEVELESS) DARK BLUE JEANS AND WHITE NIKE SHOES. HE WAS PLACED IN ROOM 363A (INTERVIEW ROOM) INITIALLY. HE IMMEDIATELY SIGNED A CONSENT TO SEARCH FOR THE RESIDENCE AND ALSO A CONSENT TO SEARCH FOR HIS BLOOD, HAIR AND SALIVA. SGT. ALLEN INTERVIEWED HIM AND TOOK HIS WRITTEN STATEMENT. SEE HIS SUPPLEMENT FOR DETAILS.

THE COMPL IN THIS INCIDENT IS A 71 YEAR OLD WHITE FEMALE. SHE WAS FOUND ON THE
 OC OF HER RESIDENCE STABBED TO DEATH. SHE HAD MULTIPLE STAB WOUNDS TO HER
 EST AND BACK, DEFENSIVE WOUNDS ON HER ARM, AND TWO SLICING WOUNDS TO HER
 CK. SHE WAS CLOTHED IN A WHITE AND PURPLE NIGHTGOWN TOP AND SHE WAS NUDE FROM
 E WAIST DOWN. IT IS POSSIBLE THAT SHE WAS SEXUALLY ASSAULTED. SWABS AND
 EARS WERE DONE BY THE MEDICAL EXAMINER. HAIR SAMPLES WERE ALSO OBTAINED
 OM THE COMPL, AS WELL AS FINGERNAIL CLIPPINGS AND HAIR SAMPLES COLLECTED
 OM THE COMPL'S CLINCHED HANDS.

THE SUSPECT IN THIS CASE IS A WHITE MALE, AGE 22. HE HAS BROWN HAIR AND
 BLUE EYES. A BLOOD SAMPLE AND A HAIR SAMPLE WAS TAKEN FROM THIS SUSPECT,
 CHARLES DOUGLAS RABY, 3-22-70.

SO COLLECTED WAS RABY'S BLACK LEATHER JACKET, A PAIR OF BLUE JEANS, AND A
 BLACK T-SHIRT. THIS CLOTHING SHOULD BE CHECKED FOR THE COMPL'S BLOOD. A
 SAMPLE OF HER BLOOD IS IN THE MORGUE KIT.

PLEASE CHECK THE VAGINAL, ORAL, AND ANAL SMEARS AND SWABS FOR SEMEN AND A DNA
 COMPARISON. THE SAME FOR ANY BLOOD FOUND ON THE CLOTHING OF THE SUSPECT.

THE CLOTHING OF THE SUSPECT IS IN THE HOMICIDE EVIDENCE CLOSET AND WILL BE
 TAGGED IN THE PROPERTY ROOM ON 10-20-92. THE MORGUE EVIDENCE IS IN THE
 PROPERTY ROOM UNDER THIS CASE NUMBER.

SOME HAIR SAMPLES ARE ALREADY IN THE CRIME LAB AS THEY WERE TAGGED ON
 10-19-92. THESE AND THE REST OF THE HAIR OBTAINED DURING THE AUTOPSY SHOULD
 BE COMPARED TO THE HAIR OF CHARLES DOUGLAS RABY. A DNA COMPARISON ON THE HAIR
 IS ALSO REQUESTED.

TWO COPIES OF THIS SUPPLEMENT HAVE BEEN SENT TO LA1 ON THIS DATE, 10-19-92 AT
 930 HOURS.....

INVESTIGATION TO CONTINUE ****

Supplement entered by = 71252
 Report reviewed by-GLASS
 Date cleared- 10/19/92

Employee number-077290

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1.001
Incident no. 111371392 R

SUPPLEMENT (S)

0009

Offense- CAPITAL MURDER

Street location information

Address- 617 Name-WESTFORD Type- Suffix-
Address no- Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-10/20/92
Officer(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

Recovered by- Ph#- (000) 000-0000
Officer 1-W.C. ALLEN; SGT. Emp#-051105 Shift-1 Div/Station-HOMICIDE
Officer 2-W.C. WENDEL; SGT. Emp#-041494 Shift-1

SUPPLEMENT NARRATIVE

PROGRESS REPORT, MONDAY, OCTOBER 19, 1992

SERGEANT ALLEN MET WITH SERGEANT WENDEL SUNDAY NIGHT IN THE 7700 BLOCK OF VEMONT STREET AT APPROXIMATELY MIDNIGHT. SERGEANT WENDEL APPRISED THIS SERGEANT OF THE PROGRESS MADE IN THIS INVESTIGATION. ALLEN, SWAIM AND BROWN CONTINUED THE SURVEILLANCE UNTIL IN THE A.M. WHEN WE WERE JOINED BY OFFICERS WENDEL, SHIRLEY AND STEPHENS. THE SEQUENCE OF EVENTS THAT OCCURRED THIS MORNING ARE DOCUMENTED IN SERGEANT WENDEL'S SUPPLEMENT #7 OF THIS REPORT.

APPROXIMATELY 10:55 A.M. SERGEANT ALLEN HAD RETURNED TO 1201 E. 26TH STREET THE RESIDENCE OF MARY GOMEZ. MS. GOMEZ IS CHARLES RABY'S GIRLFRIEND. RABY HAD BEEN AT MS. GOMEZ'S RESIDENCE ON SATURDAY, OCTOBER 17, 1992 AND HAD FLED FROM OFFICERS. ALLEN AND WENDEL HAD BEEN AT MS. GOMEZ'S RESIDENCE EARLIER THIS MORNING AND HER SISTERS STATED THAT MS. GOMEZ HAD GONE OFF LAST NIGHT WITH THE SUSPECT, CHARLES RABY LAST NIGHT AND THEY DID NOT KNOW WHERE THEY HAD GONE. IN TURNING TO THE HOUSE, MS. GOMEZ'S SISTER STATED THAT SHE WAS ABOUT TO CALL THIS SERGEANT BECAUSE SHE THOUGHT SHE KNEW WHERE HIS SISTER AND CHARLES WERE. THE SISTER AGREED TO DIRECT THIS SERGEANT TO THE LOCATION. WE DROVE TO THE 700 BLOCK OF RIED STREET AND SHE POINTED TO THE RESIDENCE LOCATED AT 1706 RIED STREET. SHE STATED RABY AND HER SISTER SHOULD BE AT THIS HOUSE. SHE ADDED THAT THIS IS THE RESIDENCE OF RABY'S STEP-FATHER.

SERGEANTS STEPHENS, SHIRLEY, SWAIM AND BROWN WERE WITH ALLEN. ALLEN, STEPHENS AND SHIRLEY APPROACHED THE FRONT OF THE HOUSE AND BROWN AND SWAIM APPROACHED THE REAR OF THE HOME. ALLEN WALKED TO THE FRONT PORCH AND THE DOOR WAS OPENED. HE WANTED SUSPECT, CHARLES RABY. RABY WALKED OUT ON THE FRONT PORCH AND SAID "I'M NOT GOING TO RUN". ALLEN ADVISED RABY THAT HE WAS UNDER ARREST AND SEARCHED RABY FOR OFFICERS PROTECTION. SGT. SHIRLEY HANDCUFFED RABY AND PLACED HIM INTO THE REAR OF HIS UNMARKED VEHICLE. ALLEN NOTED THE TIME TO BE APPROXIMATELY 11:15 A.M. ALLEN ADVISED RABY THAT HE WAS UNDER ARREST IN CONNECTION WITH A MURDER INVESTIGATION. RABY STATED "I DID NOT DO ANYTHING", "I DON'T KNOW WHY I RAN THE OTHER NIGHT", "I WAS JUST SCARED". ALLEN ADVISED RABY OF HIS LEGAL WARNINGS FROM THE BLUE CARD ISSUED BY THE DISTRICT ATTORNEYS OFFICE AND RABY STATED THAT HE UNDERSTOOD. RABY REPEATED THAT HE DID NOT DO ANYTHING. ALLEN ASKED RABY IF HE WOULD BE WILLING TO SIGN A CONSENT TO OFFENSE REPORT ARCH

ALLOW SERGEANTS TO SEARCH THE HOUSE. (STEP-FATHER) THAT HE WAS STAYING AT. Y STATED THAT HE WOULD HAVE NO PROBLEM WITH OFFICERS SEARCHING THE HOUSE / EVIDENCE IN CONNECTION WITH THIS INVESTIGATION.

ONLY OTHER PERSON AT THE HOUSE AT THE TIME OF RABY'S ARREST IS HIS GIRL-FRIEND MARY GOMEZ AND HER SIX WEEK OLD INFANT. ALLEN READ THE CONSENT TO SEARCH FORM TO RABY, COMPLETED BY SERGEANT SHIRLEY. RABY WAS UNHANDCUFFED AND Y STATED HE UNDERSTOOD THAT HE DID NOT HAVE TO ALLOW OFFICERS TO SEARCH THE HOUSE. RABY SIGNED THE VOLUNTARY CONSENT TO SEARCH FORM AT APPROXIMATELY 11:25 P.M.

SERGEANT SWAIM AND INVESTIGATOR BROWN REMAINED AT 706 RIED AND CONDUCTED A SEARCH OF THE HOUSE.

ALLEN SPOKE WITH MS. GOMEZ AND ASKED HER IF SHE WOULD BE WILLING TO ACCOMPANY SERGEANTS TO THE HOMICIDE OFFICE FOR A BRIEF INTERVIEW. MS. GOMEZ STATED THAT SHE WANTED TO TAKE HER BABY WITH HER AND THIS WAS PERMITTED. SERGEANT SHIRLEY TRANSPORTED RABY TO THE HOMICIDE OFFICE AND SERGEANT ALLEN FOLLOWED WITH MS. GOMEZ. ON OUR ARRIVAL BOTH WERE ESCORTED TO THE THIRD FLOOR OF THE POLICE STATION AND TO THE HOMICIDE OFFICE. MS. GOMEZ WAS SEATED IN THE FAMILY WAITING ROOM AND RABY WAS PLACED IN INTERVIEW ROOM 363 A.

ALLEN WENT INTO INTERVIEW ROOM 363A AND ASKED RABY IF HE WOULD LIKE SOME COFFEE. RABY STATED THAT HE WOULD. RABY STATED THAT HE DRANK HIS COFFEE "BLACK". ALLEN Poured coffee for the both of us. RABY WAS UNHANDCUFFED AND SET DOWN IN BETWEEN TWO CHAIRS IN THIS OFFICE. THIS INTERVIEW ROOM IS LOCATED NEXT TO A KITCHEN COUNTER IN THE HOMICIDE OFFICE WHERE THE DIVISION COFFEE POT IS LOCATED.

ALLEN ADVISED RABY THAT THIS SERGEANT WOULD LIKE TO TALK WITH HIM ABOUT THE ERIC'S MURDER INVESTIGATION. RABY STATED THAT HE WAS WILLING TO TALK WITH THIS SERGEANT. ALLEN ADVISED RABY THAT PRIOR TO ANY QUESTIONING THIS SERGEANT WAS GOING TO READ RABY HIS RIGHTS FROM A PERSON IN CUSTODY FORM. ALLEN READ ALL OF THE LEGAL WARNINGS AT THE TOP OF THE PAGE. RABY STATED THAT HE UNDERSTOOD EACH WARNING. RABY STATED HE WOULD GIVE UP HIS RIGHT TO AN ATTORNEY AND RIGHT TO REMAIN SILENT. ALLEN ASKED RABY TO PLACE HIS INITIALS BESIDE EACH OF THE WARNINGS TO INDICATE THAT HIS RIGHTS AND BEEN READ TO HIM AND THAT HE FULLY UNDERSTOOD EACH OF THE WARNINGS READ TO HIM. RABY PLACED A "C.R." BESIDE EACH OF THE WARNINGS AND WROTE ACROSS THE CENTER OF THE PAGE THAT HE UNDERSTANDS HIS RIGHTS AND WOULD TALK WITH THIS SERGEANT. RABY SIGNED THE BOTTOM OF THE PAGE AND THIS WAS WITNESSED BY SERGEANT SWAIM AND OFFICER BROWN. RABY ADVISED THE TIME THE WARNINGS WERE READ TO HIM AT APPROXIMATELY 12:00 P.M.

ALLEN ASKED RABY IF HE KNEW ERIC (BENGE) AND LEE (ROSE). RABY STATED THAT HE DID. ALLEN ASKED RABY IF HE KNEW THEIR GRANDMOTHER. RABY STATED THAT HE DID. ALLEN ASKED RABY IF HE KNEW THEIR GRANDMOTHER'S NAME AND RABY STATED HE KNEW HER NAME WAS "EDNA". RABY STATED THAT HE IS FRIENDS WITH LEE AND ERIC. ALLEN ADVISED RABY THAT THIS INVESTIGATION IS OF THE MURDER OF ERIC AND LEE'S GRANDMOTHER, EDNA FRANKLIN.

ALLEN ASKED RABY IF HAD EVER BEEN TO ERIC AND LEE'S GRANDMOTHER'S HOUSE ON WESTFORD STREET. RABY STATED THAT HE HAD. ALLEN ASKED RABY IF HAD GONE TO HER HOUSE LAST THURSDAY, ON OCTOBER 15, 1992. RABY STATED HE DID NOT GO TO HER HOUSE LAST THURSDAY.

ALLEN ASKED RABY IF HE WOULD BE WILLING TO CONSENT TO THE TAKING OF BLOOD m

HAIR SAMPLES FROM HIM FOR COMPARISON OF EVIDENCE IN THIS CASE. RABY STATED THAT HE WOULD CONSENT TO GIVE BLOOD, AND HAIR. ALLEN OBTAINED A VOLUNTARY CONSENT (7) GIVING OF SAMPLES OF BLOOD, URINE, OR HAIR. ALLEN COMPLETED THE FORM AND (D) THE CONSENT FORM TO RABY IN THE PRESENCE OF SERGEANT SWAIM AND OFFICER WAIN. RABY STATED THAT HE UNDERSTOOD AND WOULD GIVE HIS CONSENT WITHOUT PROMISES OR THREATS OF ANY KIND. RABY SIGNED THE FORM AND ALLEN REQUESTED RABY PLACE THE TIME UNDERNEATH HIS SIGNATURE AND HE DID, 12:12 P.M. SERGEANT SWAIM AND OFFICER BROWN WITNESSED THE FORM. ALLEN REQUESTED THAT THE CRIME LAB BE CONTACTED AND A LAB TECHNICIAN BE SENT TO THE HOMICIDE OFFICE FOR THE PURPOSES OF COLLECTING BLOOD AND HAIR SAMPLES FROM RABY.

ALLEN MOVED RABY FROM INTERVIEW ROOM 363 A TO 369 A DUE TO THE INTERVIEW BEING INTERRUPTED BY SERGEANTS LOOKING FOR CASE FILES PLACED IN ROOM 363A. SERGEANT VAK AND WEBBER ARE WORKING IN ROOM 369 A AND THE DOOR TO THIS OFFICE HAS BEEN MOVED. THERE ARE OFFICERS AND PERSONNEL WALKING ABOUT THE MAIN OFFICE AS IT IS VERY BUSY THIS TIME OF THE DAY.

ALLEN CONTINUED THE ORAL INTERVIEW WITH RABY AND ASKED HIM IF HE COULD RECOLLECT HIS ACTIVITIES LAST THURSDAY. RABY STATED THAT HE LIVES WITH HIS MOTHER AT 14 CEDAR HILL AND HE HAD STAYED THERE LAST WEDNESDAY NIGHT. RABY STATED THAT HE GOT UP THURSDAY MORNING AND WALKED OVER TO HIS LITTLE BROTHER'S HOUSE 3215 SPARKS. RABY STATED THAT HIS LITTLE BROTHER'S NAME IS ROBERT BUTLER. RABY STATED THAT HIS BROTHER WAS AT SCHOOL AND HE VISITED WITH A NEXT DOOR NEIGHBOR NAMED ANTHONY. RABY STATED THAT ROBERT CAME HOME AFTER SCHOOL AND HE STAYED THERE UNTIL LATE THAT AFTERNOON. RABY STATED THAT HE LEFT HIS BROTHER'S HOUSE AND HAD GONE TO JIMMIE'S HOUSE ON LAURA KOPPE. RABY STATED THAT HE CALLS JIMMIE "CRAWDEAD". RABY STATED CRAWDEAD LIVES BY DOTSON PARK. RABY STATED THAT JIMMIE WAS NOT THERE AND HE SAT ON THE FRONT PORCH AND TALKED WITH JIMMIE'S SISTER "SHIRLEY" BETWEEN A HALF HOUR AND AN HOUR. RABY STATED HE LEFT JIMMIE'S HOUSE AND WENT OVER TO HIS EX-MOTHER IN LAWS HOUSE AT 7919 W. HARDY. RABY STATED HER NAME IS BARBARA WRIGHT. RABY STATED HIS EX-WIFE'S NAME IS KARI WRIGHT. RABY STATED KARI'S BROTHER'S NAME IS "DUSTY" AND HER FATHER'S NAME IS BLANE. RABY STATED THAT KARI WAS NOT THERE. RABY STATED THAT BARBARA, DUSTY AND BLANE WERE THERE.

RABY STATED THAT HE LEFT THE WRIGHT'S HOUSE ON HARDY AND WALKED OVER TO A FRIEND'S HOUSE NAMED "LARRY" AND TALKED WITH LARRY FOR A MINUTE OR SO. RABY STATED THAT HE LEFT LARRY'S HOUSE AND WALKED TO DUSTY'S EX-WIFE'S HOUSE. RABY STATED DUSTY'S EX-WIFE IS NAMED "MELODY" AND SHE LIVES ON POST STREET. RABY STATED MERLODDY WAS NOT THERE AND HE WENT TO LOOK FOR A FRIEND NAMED "POOKIE" OVER ON CROSSTIMBERS AND POOKIE HAD MOVED. RABY STATED HE THEN WALKED TO THE ORTHLINE MALL AND WENT INTO A GAME ROOM FOR AWHILE. RABY STATED THAT HE LEFT THE MALL AND WALKED DOWN AIRLINE TO RITTENHOUSE AND CALLED A FRIEND NAMED JAMES.

RABY ASKED IF HE COULD USE THE RESTROOM AND ALLEN ESCORTED RABY TO THE RESTROOM LOCATED IN THE INNER OFFICE OF THE HOMICIDE DIVISION AT APPROXIMATELY 12:40 P.M. ALLEN OBTAINED A SECOND CUP OF COFFEE FOR US BOTH.

ALLEN ASKED RABY IF HE HAD JAMES'S TELEPHONE NUMBER AND RABY STATED HE HAD JAMES'S TELEPHONE NUMBER IN HIS WALLET AND HE HAD LOST HIS WALLET LAST WEEK. RABY STATED HE HAD HIS WALLET LAST FRIDAY HE THOUGHT, BUT HE HAS NOT BEEN ABLE TO FIND IT. ALLEN ASKED RABY WHEN HE HAD LAST SEEN LEE OR ERIC. RABY STATED HE HAD SEEN LEE ABOUT A WEEK AGO. ALLEN ASKED RABY IF HE HAD GOT INTO A CONFRONTATION WITH LEE AND ERIC'S GRANDMOTHER WHILE VISITING AT THEIR HOUSE ON WESTFORD. RABY STATED THAT HE DID NOT. RABY STATED THAT ERIC TOLD HIS GRANDMOTHER EDNA THAT HE (RABY) WAS A BURGLAR. RABY STATED EDNA TOLD HIM TO LEAVE AND THAT HE SHOULD

HANG AROUND THERE. RABY STATED HE COMPLIED WITH HER WISHES. RABY STATED THAT AND LEE AND ERIC WERE RUNNING AROUND BUDDIES. RABY STATED THAT THEY HAD OTHER ENDS THAT ARE PAROLEES ALSO.

LEN ADVISED RABY THAT THIS SERGEANT KNEW HE WAS NOT BEING TRUTHFUL. ALLEN TOLD RABY THAT HE HAD BEEN IDENTIFIED JUMPING OVER A FENCE LEAVING EDNA'S HOUSE THURSDAY NIGHT AT ABOUT THE TIME SHE WAS KILLED. RABY LOOKED DOWN AT THE DOOR AND HIS EYES FILLED WITH TEARS. RABY STATED "I WAS THERE" "I WENT IN THROUGH THE FRONT DOOR" AND "I SAW HER ON THE LIVING ROOM FLOOR". RABY ASKED IF HE COULD TALK WITH HIS GIRLFRIEND, MARY GOMEZ FOR A MINUTE. ALLEN TOLD RABY THAT HE WOULD ALLOW HIM TO TALK WITH HER BRIEFLY.

CRIME LAB PERSONEL ARRIVED TO ROOM 369A AT AND LAB TECHNICIAN MARY CHILDES MARY WITHDREW BLOOD FROM RABY WITH HIS CONSENT. THIS BLOOD WILL BE RETAINED AS EVIDENCE TO BE USED IF NEEDED TO ASSIST WITH THIS INVESTIGATION.

LEN ESCORTED RABY TO THE FAMILY ROOM AND RABY SPOKE WITH MARY GOMEZ FOR A FEW MINUTES. ALLEN'S OFFICE BECAME AVAILABLE AND ALLEN ASKED RABY IF HE WOULD BE WILLING TO GIVE WRITTEN STATEMENT ABOUT WHAT HAPPENED THURSDAY NIGHT WHEN HE WAS AT THE HOUSE ON WESTFORD. RABY STATED THAT HE WOULD.

LEN GAVE RABY A CUP OF WATER AND CIGARETTES TO SMOKE. SERGEANT SHIRLEY KNOCKED ON THE DOOR AND GAVE ALLEN AND RABY EACH A HAMBURGER AND A COKE. WE BOTH BEGAN TO EAT OUR FOOD. ALLEN DISPLAYED THE LEGAL WARNINGS ON THE WORD PROCESSOR THAT ARE CONTAINED IN THE "STATEMENT OF PERSON IN CUSTODY FORM". RABY IS SEATED TO THE LEFT OF ALLEN'S RIGHT AND CAN SEE THE MONITOR. ALLEN READ RABY THE LEGAL WARNINGS AGAIN AND EXPLAINED EACH WARNING. RABY REPLIED THAT HE UNDERSTOOD EACH OF THE WARNINGS AND GAVE THE FOLLOWING STATEMENT:

MY STATEMENT BEGANS WITH AN ACKNOWLEDGEMENT THAT HIS STATEMENT IS VOLUNTARILY GIVEN AND RABY IS GIVING UP HIS RIGHT TO REMAIN SILENT AND RIGHT TO AN ATTORNEY. RABY ALSO ACKNOWLEDGES THAT HIS STATEMENT IS FREELY GIVEN AND THAT HE HAS NOT BEEN THREATENED OR PROMISED ANYTHING, IN RETURN FOR A STATEMENT.

RABY STATED THAT HE WAS NOT TELLING THE TRUTH WHEN WE WERE SPEAKING EARLIER THIS MORNING. (NOTE) ALLEN WAS TYPING THE STATEMENT AND RABY IS READING AS THE STATEMENT IS BEING TYPED. RABY TOLD ALLEN, "GO AHEAD AND JUST PUT IT DOWN LIKE YOU WANT", "I WAS NOT TELLING THE TRUTH AT FIRST". ALLEN ASKED RABY WHY HE DID NOT TELL THE TRUTH? RABY RESPONDED BECAUSE I WAS SCARED.

THE STATEMENT IS TAKEN IN A NARRATIVE, QUESTION/ANSWER FORMAT, AND REDUCED TO A CONDENSED STATEMENT BY SERGEANT ALLEN.

RABY STATED THAT HE IS LIVING WITH HIS MOTHER AT 3414 CEDAR HILL, TELEPHONE NUMBER 987-1418 AND SECOND PHONE NUMBER 987-8869. RABY STATED THAT ON THURSDAY, OCTOBER 15, 1992 HE HAD GOTTEN UP THAT MORNING AND HAD GONE OVER TO HIS LITTLE BROTHER'S, ROBERT BUTLER. RABY STATED ROBERT LIVES AT 3215 SPARKS WITH HIS FATHER, BOB BUTLER. ROBERT'S TELEPHONE NUMBER IS 695-6259. RABY STATED ROBERT WAS AT SCHOOL THAT MORNING AND HE VISITED WITH ROBERT'S NEXT DOOR NEIGHBOR, ANTHONY. RABY STATED THAT ROBERT CAME HOME AFTER SCHOOL AND HE STAYED THERE UNTIL THAT AFTERNOON.

ALLEN STATED ROBERT GAVE HIM A RIDE ON A BICYCLE TO ANOTHER FRIENDS BY THE NAME OF JIMMIE. RABY STATED THAT JIMMIE IS KNOWN AS "CRAW DEAD" OFF @ SKMEJBT5151TT @ OGIHAT

JIMMIE'S HOUSE IS ON LAURA KOPPE STREET. RABY STATED THAT JIMMIE WAS NOT HOME SO HE VISITED WITH JIMMIE'S MOTHER. RABY STATED THAT HE SAT ON THE FRONT PORCH AND CLEANED HIS FINGERNAILS WITH A LITTLE POCKET KNIFE THAT HE HAD. RABY STATED THAT THE KNIFE IS AN "OLD TIMER". RABY STATED HE STAYED FOR APPROXIMATELY ONE HOUR AND LEFT. RABY STATED HE WALKED TO HIS EX-MOTHER-IN-LAW'S HOUSE LOCATED 7719 W. HARDY. RABY STATED HE TALKED HIS EX-WIFE'S FAMILY WAS THERE, BARBARA, STY AND BLAINE.

RABY STATED THAT HE LEFT THERE HOUSE AND WALKED TO SEE A FRIEND BY THE NAME OF LARRY. RABY STATED THAT LARRY LIVES OFF OF IRVINGTON STREET. RABY STATED HE HAD BEEN DRINKING WHISKEY AND BEER. RABY STATED HE VISITED WITH LARRY A VERY BRIEF PERIOD AND LEFT WALKING TO DUSTY'S EX-WIFE'S HOUSE. RABY STATED HER NAME WAS "MELODY" AND SHE LIVES ON POST OAK STREET. RABY STATED MELODY WAS NOT THERE SO RABY SPOKE TO HER MOTHER. RABY STATED HE NEXT WENT OVER TO A FRIENDS BY THE NAME OF JOHN PHILLIPS. RABY STATED PHILLIPS LIVES ON WAINWRIGHT STREET. RABY STATED HE SPOKE WITH JOHN'S GRANDMOTHER AND SHE TOLD HIM THAT JOHN WAS NOT THERE

RABY STATED HE TRIED TO FIND ANOTHER FRIEND NAMED "POOKIE" OFF OF CROSSTIMBERS STREET BUT POOKIE HAD MOVED. RABY STATED HE WENT INTO A LITTLE STORE AND BOUGHT A BOTTLE OF MAD DOG 20/20 WINE. RABY STATED HE STARTED DRINKING THE WINE AND WALKED OVER TO LEE ROSE'S ON WESTFORD ST. RABY STATED LEE LIVES WITH HIS MOTHER, EDNA AND COUSIN NAMED "ERIC". RABY STATED THAT THERE IS AN OLD CARRIAGE WAGON IN THE FRONT DRIVE WAY OF THIS HOUSE. RABY STATED HE WALKED UP TO THE FRONT DOOR (DESCRIBES TWO DOORS) AND KNOCKED ON THE DOOR. RABY STATED THERE WAS NO ANSWER AND HE JUST WENT INSIDE. RABY STATED HE SAT ON THE COUCH FOR A LITTLE WHILE AND FINALLY HE HEARD EDNA IN THE KITCHEN. RABY STATED HE WALKED INTO THE KITCHEN AND GRABBED EDNA. RABY STATED HER BACK WAS TO HIM.

RABY DOES NOT OFFER AN EXPLANATION AS TO WHY HE GRABBED EDNA OR HER RESPONSE. RABY STATED THAT HE JUST GRABBED HER AND EDNA STARTED STRUGGLING WITH HIM. RABY STATED HE WAS ON TOP OF EDNA IN THE LIVING ROOM FLOOR AND REMEMBERS HAVING HIS HANDS WITH HIM BUT DOES NOT REMEMBER TAKING HIS KNIFE OUT. RABY DOES ADMIT THAT HE IS STRUGGLING WITH THE COMPLAINANT AND IS ON TOP OF HER IN THE LIVING ROOM FLOOR. RABY STATED HE RECALLS SEEING EDNA COVERED IN BLOOD AND BLOOD UNDERNEATH HER.

RABY STATED THAT HE LEFT OUT OF THE HOUSE OUT THE BACK DOOR THAT LEADS INTO THE BACK YARD (COMPLAINANT'S BEDROOM). RABY STATED THAT SHORTLY AFTER LEAVING THE HOUSE ON WESTFORD HE WAS APPROACHED BY A MAN WHO CONFRONTED HIM ABOUT JUMPING OVER A FENCE. RABY STATED THAT HE WOKE UP LATER ON THE GROUND BY THE HARDY TOLL ROAD AND CROSSTIMBERS. RABY STATED THAT HE REMEMBERED FEELING STICKY AND SAW THAT HE HAD BLOOD ON HIS HANDS. RABY STATED THAT HE WASHED HIS HANDS OFF IN A WATER TROUGH THAT IS NEAR THE PIPE LINE BY THE HARDY TOLL ROAD.

RABY STATED HE DID NOT KNOW WHAT HE DID WITH THE KNIFE.....

RABY STATED THE NEXT DAY HE KNEW HE HAD KILLED EDNA. RABY STATED HE REMEMBERED GOING AT HER HOUSE, STRUGGLING WITH HER AND HER BEING COVERED WITH BLOOD WHEN HE LEFT. RABY STATED HE WAS WEARING A BLACK JACKET, BLACK CONCERT TYPE SHIRT, BLUE JEANS AND THE WHITE SHOES HE HAS ON.

AT THE COMPLETION OF THE STATEMENT, ALLEN PRINTED THE THREE PAGE STATEMENT ON THE PRINTER AND ASKED RABY TO READ OVER THE STATEMENT. ALLEN ADVISED RABY THAT HE COULD MAKE ANY ADDITIONS OR DELETIONS TO THE STATEMENT IF HE WANTED. ALLEN SK OFFICER NICK DREHIL AND OFFICER CLEM ABRONDANDOLO ASSIGNED TO THE HOMICIDE DIVISION TO GO OVER RABY'S STATEMENT WITH HIM. SEE SUPPLEMENT #10 FOR DETAILS.

BY SIGNED HIS STATEMENT AT APPROXIMATELY 1420 HOURS. RABY PLACED HIS INITIALS
 SIDE THE LEGAL WARNINGS AT THE TOP OF THE FIRST PAGE AND SIGNED HIS SIGNATURE
 THE BOTTOM ON ALL THREE PAGES.

BY'S STATEMENT WAS TURNED OVER TO SERGEANT ALLEN AND WILL BE PLACED IN THE
 MURKIN DIVISION'S CASE FILE. RABY WAS ESCORTED TO THE RESTROOM AGAIN BY ALLEN
 D. FURNISHED ADDITIONAL CIGARETTES. ALLEN ASKED RABY IF HE WOULD BE WILLING TO
 SIGN A SECOND CONSENT TO SEARCH FORM FOR THE RESIDENCE AT 706 RIED STREET AT
 APPROXIMATELY 1505 HOURS. RABY STATED THAT HE WOULD AND AFTER HAVING THE FORM
 READ TO HIM SIGNED SAME BEFORE SERGEANTS HERMANN AND STEPHENS. RABY TOLD SGT.
 ALLEN THAT HE WAS WEARING BLACK TENNIS SHOES THE NIGHT OF THIS OFFENSE AND HE
 BELIEVED THEY WERE STILL AT THE HOUSE ON RIED.

T. WENDEL OBTAINED CLOTHING FROM THE JAIL AND RABY'S CLOTHING WAS COLLECTED
 AS POSSIBLE EVIDENCE IN THIS CASE AND TAGGED IN THE PROPERTY ROOM.

BY ASKED IF HE COULD CALL HIS GIRLFRIEND, MARY GOMEZ AND ALLEN ALLOWED RABY
 TO SPEAK WITH MS. GOMEZ OVER THE TELEPHONE.

RABY IS TO BE PLACED IN THE CITY JAIL PENDING FURTHER DISPOSITION. THIS CASE
 WILL BE PRESENTED TO THE HARRIS COUNTY DISTRICT ATTORNEY FOR CHARGES.

Report entered by = 51105

Report reviewed by-GLASS

Employee number-077290

Report cleared- 10/19/92

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1.001
Incident no. 111371392 R

SUPPLEMENT(S)

0-0010

Offense- CAPITAL MURDER

Number-	617	Name-WESTFORD	Street location information	Type-	Suffix-
pt. no-		Name-FELMERS		Type-	Suffix-
Date of offense-	10/15/92		Date of supplement-	10/20/92	
Compl(s) Last-	FRANKLIN	First-EDNA	Middle-MATTOON		
Recovery location-		Recovered stolen vehicles information		District-	Beat- 00
Stored-		by-			
Officer1-	N. DREHEL	Emp#-071713	Shift-1	Div/Station-	HOMICIDE
Officer2-	C. ABBONDANDOLO	Emp#-071859	Shift-		
Caller's name-		Phone#	(713) 000-0000	Ext-	0000

SUPPLEMENT NARRATIVE

OCTOBER 19, 1992.....MONDAY

OFFICERS INVESTIGATIVE OFFICERS N. DREHEL & C. ABBONDANDOLO WERE IN THE HOMICIDE OFFICE WHEN WE WERE ASKED BY SGT. W.O. ALLEN TO WITNESS A STATEMENT.

OFFICER ABBONDANDOLO STEPPED INTO ROOM 370-A AND OFFICER ABBONDANDOLO QUESTIONED CHARLES RABY ABOUT THE STATEMENT. CHARLES RABY TOLD INVESTIGATORS THAT HE HAD GIVEN THE STATEMENT TO SGT ALLEN FREELY AND VOLUNTARILY AND THAT HE HAD NOT BEEN THREATENED OR FORCED IN ANY WAY TO MAKE THE STATEMENT. CHARLES RABY TOLD INVESTIGATORS THAT WHAT WAS TYPED ON THE STATEMENT WAS WHAT HE WANTED TO SAY. OFFICER ABBONDANDOLO THEN ASKED CHARLES RABY TO INITIAL THE WARNING ON THE #1 PAGE OF THE STATEMENT. CHARLES RABY THEN READ ONE THE SENTENCES-OUT LOUD TO EXHIBIT THAT HE COULD READ AND WRITE THE ENGLISH LANGUAGE AND THAT HE UNDERSTOOD WHAT HE WAS DOING.

IT SHOULD BE NOTED THAT CHARLES RABY APPEARED TO BE SOBER AND OF SOUND MIND. CHARLES RABY WOULD MAKE EYE CONTACT AND CARRIED ON CONVERSATIONS WITH OFFICERS. CHARLES RABY EXPLAINED THAT HE HAD FINISHED THE 10TH GRADE.

DESCRIPTION OF ROOM--370-A

ROOM 370-A IS AN INVESTIGATORS OFFICE IN THE HOMICIDE OFFICE. THE WALLS ARE PAINTED A OFF WHITE AND THREE OF THE WALLS ARE LINED WITH MODULE DESKS. THERE ARE 2 UNISYS COMPUTERS IN THE ROOM AND A PERSONAL COMPUTER. THE STATEMENT WAS BEING TAKEN ON THE P.C. THERE WERE 3 ROLLING CHAIRS IN THE ROOM AND CHARLES RABY WAS SITTING IN ONE OF THE CHAIRS AND WAS NOT SHAKEN UP. HE WAS DRINKING A COKE. THE CAN WAS ON THE DESK.

DESCRIPTION OF SUSPECT

OFFENSE_REP0000053

THE SUSPECT, CHARLES RABY, WAS WEARING A WHITE TANK-TOP TYPE OF T-SHIRT AND

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OFFENSE REPORT

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OF TEANS. HE WAS WEARING WHITE TENNIS SHOES. HE ALSO HAS TATDOOS ON BOTH
S LOWER ARMS AND ON HIS LEFT CHEST EXTENDING TO HIS LEFT SHOULDER.

MEANOR OF SUSPECT

3 STATED PREVIOUSLY CHARLES RABY APPEARED TO BE SOBER AND OF SOUND MIND.
CHARLES RABY WOULD MAKE EYE CONTACT AND HE CARRIED ON A DIALOGUE WITH
INVESTIGATORS. CHARLES RABY DID NOT APPEAR BE UNDER ANY TYPE OF DURESS NOR
TO HE APPEAR TO BE FRIGHTENED OR THREATENED.

OTER OFFICER DREHEL, NOR OFFICER ABBONDANDOLO WERE WEARING THEIR WEAPONS.

AFTER WITNESSING CHARLES RABY INITIAL AND SIGN THE STATEMENT BOTH OFFICERS
REHEL AND ABBONDANDOLO SIGNED THE THREE PAGES OF THE STATEMENT AT APPROX.
425HR.

SYSTEM ADVISORY: REPORT ENTERED USING PERSONAL COMPUTER VER-2.05

* ENTRY DEVICE: UVM 386SX sgt. burmester *
* ENTRY FROM DATE-102092 TIME-1323 TO DATE-102092 TIME-1323 *
* TRANSFER DEVICE: AST 386SX 105010 X14 *
* TRANSFER DATE-102092 TIME-1335 LOAD DATE-102092 TIME-1338 *
* LOCATION OF OFFENSE: POLICE DISTRICT-CONFIDENTIAL DIST- *

Supplement entered by = 71713
Report reviewed by-GLASS
Date cleared- 10/19/92

Employee number-077290

Ident no. 111371392 R

OFFENSE REPORT

PAGE 1.003

Of

Offense- CAPITAL MURDER

Street location information

Number- 617 Name-WESTFORD Type- Suffix-

Block no- Name-HELMERS Type- Suffix-

Date of offense-10/15/92 Date of supplement-10/20/92

Complainant(s) Last-FRANKLIN First-EDNA Middle-MATTOON

Last-

Recovered stolen vehicles information

Reported- by- PH#- (000) 000-0000

Officer1-W. C. WENDEL, SGT Emp#-041494 Shift-1 Div/Station-HOMICIDE/DAY

Officer2-W. I. STEPHENS, SGT Emp#-071252 Shift-1

SUPPLEMENT NARRATIVE

TOBER 19, 1992:::::MONDAY

LIST OF CHARGES:

THIS CASE WAS TAKEN TO THE DA INTAKE WHERE IT WAS REVIEWED BY A.D.A. DAN RIZZO. CHARGES OF MURDER WERE FILED ON THE SUSPECT, CHARLES DOUGLAS RABY, IN THE 19TH DISTRICT COURT UNDER CAUSE 647079, BOND SET AT \$25,000.

AS ROLE OFFICER, MIKE DOWNS, 522-6034 WAS NOTIFIED OF THESE CHARGES.

ARRESTED & CHARGED:::::CHARLES DOUGLAS RABY, W/M 3/22/70, HPD#581339
3014 CEDAR HILL
SSN- [REDACTED]

CASE DISPOSITION (MARK ONLY ONE CATEGORY) ANY SUSPECTS MUST BE LISTED ON PAGE 9
ARRESTED AND CHARGED IN THIS CASE (INCLUDES JUVENILES ARRESTED AND REFERRED)
ARRESTED AND CHARGED IN OTHER CASES (BUT NOT THIS CASE)

EXCEPTIONAL CLEARANCES -- MUST HAVE THE FOLLOWING CONDITIONS IN NARRATIVE:

- IDENTITY OF OFFENDER IS ESTABLISHED, AND ENOUGH INFORMATION EXISTS TO SUPPORT AN ARREST, CHARGE, AND PROSECUTION, AND EXACT LOCATION OF THE OFFENDER IS KNOWN, AND THERE IS SOME REASON BEYOND LAW ENFORCEMENT CONTROL THAT PROHIBITS THE ARREST AND/OR CHARGING OF THE OFFENDER (MARK ONLY ONE).
- LACK OF PROSECUTION BY BY D. A. FOR NON-EVIDENTIARY REASON
- LACK OF PROSECUTION BY COMPLAINANT ORAL CONFESSION WITH MINIMAL EVIDENCE
- MINOR OFFENSE (JUVENILE ONLY) DEATH OF DEFENDANT
- OTHER

UNFOUNDED INACTIVE CLEARED BY INVESTIGATION (INVESTIGATION CASES ONLY)
CASE OPEN AND ACTIVE INVESTIGATION CONTINUING

Supplement entered by = 41494

Report reviewed by-GLASS

Employee number-077290

Date cleared- 10/19/92

2

Offense- CAPITAL MURDER

Street location information

Number-	617	Name-	WESTFORD	Type-	Suffix-
St no-		Name-	HELMERS	Type-	Suffix-
Date of offense-	10/15/92	Date of supplement-		10/21/92	
empl(s) Last-	FRANKLIN	First-	EDNA	Middle-	MATTOON
Last-					

Recovered stolen vehicles information

Stored-	by-	PH-	(000) 000-0000
Officer1-	W. C. WENDEL, BGT	Emp#-	041494 Shift-1 Div/Station-HOMICIDE/DAY

SUPPLEMENT NARRATIVE

OCTOBER 20, 1992::: TUESDAY

MOVING OF SUSPECT'S CLOTHES INTO PROPERTY ROOM:

THE SUSPECT'S CLOTHES, WHICH WERE RETAINED IN THE HOMICIDE EVIDENCE CLOSET, WERE TAKEN TO THE POLICE PROPERTY ROOM AND TAGGED UNDER THIS CASE NUMBER. THE CLOTHES INCLUDE THE FOLLOWING:

- 1-LEATHER JACKET (VINYL) BLACK
- 1-PAIR OF BLUE JEANS
- 1-BLACK SHIRT
- 1-BLUE BALL CAP

INVESTIGATION TO CONTINUE.....

Supplement entered by = 41494
 Report reviewed by-EG
 Date cleared- 10/19/92

Employee number-025810

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1.001
Incident no. 111371392 R

SUPPLEMENT(S)

-0013

Offense- CAPITAL MURDER

Street location information

Number-	617	Name-	WESTFORD	Type-		Suffix-	
Address no-		Name-	HELMERS	Type-		Suffix-	
Date of offense-	10/15/92	Date of supplement-	10/29/92				
Offender(s) Last-	FRANKLIN	First-	EDNA	Middle-	MATTOON		
	Last-						

Recovered stolen vehicles information

Reported-		by-		PH#-	(000) 000-0000	
Officer-	W.O. ALLEN, SGT.	Emp#-	051105	Shift-	1 Div/Station-	HOMICIDE

SUPPLEMENT NARRATIVE

PROGRESS REPORT

THIS REQUEST IS TO THE CRIME LAB TO RECOVER THE SUSPECT'S CLOTHING FROM THE PROPERTY ROOM AND EXAMINE THE CLOTHING FOR BLOOD AND HAIR SAMPLES. THE SUSPECT IN THIS CASE IS CHARLES RABY, WHITE MALE 22 YEARS OF AGE. RABY WAS ARRESTED ON MONDAY, OCTOBER 19, 1992. RABY SIGNED A CONSENT FOR BLOOD AND HAIR AND BOTH WERE COLLECTED BY THE CRIME LAB.

ADDITIONAL EVIDENCE HAS BEEN SUBMITTED IN THIS CASE. A SEXUAL ASSAULT KIT, BLOOD AND HAIR FROM THE MORGUE SHOULD HAVE BEEN FORWARDED TO THE CRIME LAB. WE ARE REQUESTING SWABS BE EXAMINED FOR ANY EVIDENCE OF SPERM. PHYSICAL EVIDENCE AT THE SCENE INDICATED A POSSIBLE SEXUAL ASSAULT. THE COMPLAINANT WAS NUDE FROM THE WAIST DOWN AND HER TURNED INSIDE OUT. THE COMPLAINANT'S PANTIES WERE TORN OFF HER CUT OFF HER BODY.

PLEASE COMPARE HAIR SAMPLES FROM THE SCENE TO THE HAIR COLLECTED FROM RABY AT THE HOMICIDE OFFICE. PLEASE CHECK FINGERNAIL SCRAPINGS COLLECTED AT THE MORGUE.

WE ARE REQUESTING D.N.A. BE DONE IF POSSIBLE IN THIS CASE.....PLEASE ADVISE SERGEANTS ALLEN AND WENDEL OF THE RESULTS. 247-8128. 43

Supplement entered by = 51105
Date cleared- 10/19/92

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1 001

Incident no. 111371392 R

SUPPLEMENT(S)

014

case- CAPITAL MURDER

Street location information

er- 617 Name-WESTFORD Type- Suffix-

no- Name-HELMERS Type- Suffix-

of offense-10/15/92

Date of supplement-10/30/92

l(s) Last-FRANKLIN First-EDNA Middle-MATTOON

Last-

Recovered stolen vehicles information

red- by- Ph#- (000) 000-0000

cerl-F.L. HALE Emp#-054247 Shift-1 Div/Station-CSU/HOMICIDE

SUPPLEMENT NARRATIVE

MORGUE INVESTIGATION

INTRODUCTION:

FRIDAY, OCTOBER 30 1992, I, OFFICER F.L. HALE BEING ASSIGNED TO THE CRIME
SECTION COMPLETED THE MORGUE INVESTIGATION ON THE COMPLAINANT IN THIS CASE
FRANKLIN 92-6802. I OBTAINED THE FOLLOWING EVIDENCE:

PLASTIC CUPS, CONTAINING FINGERNAILS.

SWABS. ORAL, VIGINAL, RECTAL

PLASTIC BAGS CONTAINING HAIRS.

EVIDENCE WAS RECOVERED AND KEPT IN OFFICER'S CARE, CONTROL AND CUSTODY.
IT TAGGED IN THE POLICE PROPERTY ROOM.

OTHER EVIDENCE RECOVERED BY THIS OFFICER.

Report entered by = 54247

Report reviewed by-GLASS

Report cleared- 10/19/92

Employee number-077290

OFFENSE REPORT 0000058

015

nse- CAPITAL MURDER

Street location information

er-	617 Name-WESTFORD	Type-	Suffix-
no-	Name-HELMERS	Type-	Suffix-
of offense-	10/15/92	Date of supplement-	12/17/92
l(s) Last-	FRANKLIN	First-	EDNA
	Last-	Middle-	MATTOON

Recovered stolen vehicles information

red-	by-	Ph#-	(000) 000-0000
cer1-CHU	Emp#-093070	Shift-	Div/Station-CRIME LAB

SUPPLEMENT NARRATIVE

ECT- CHARLES RABY
RENCE : L92-10848

OCTOBER 19, 21, NOVEMBER 04, AND DECEMBER 16, 1992. AT THE REQUEST OF
SEANT, EMP# 51105, THE FOLLOWING ITEMS WERE RETRIEVED FROM THE PROPERTY ROOM
TAKEN FROM MR. CHARLES RABY :

TON BOX (BAR CODE# TJYO) CONTAINING,
RS
PET
FI

TON BOX (BAR CODE# TKQO) CONTAINING,
FIRT
KET
TS (JEANS)

ELOPE (BAR CODE# SWVM) CONTAINING,
BS - VAGINAL, RECTAL, ORAL (ML92-6802)
RS
GERNAILS - RIGHT, LEFT

M MR. CHARLES RABY :
L OF BLOOD
ZE WITH SALIVA

ANALYSIS OF THE ABOVE ITEMS REVEALED :

SEMEN WAS DETECTED ON THE CARPET, PANTS, PANTIES, JEANS OR SWABS.
OD WAS INDICATED ON THE CAP, BUT SAMPLE WAS INSUFFICIENT FOR FURTHER
LYSIS.
EN BLOOD HAVING INCONCLUSIVE TYPING RESULT WAS DETECTED ON THE FINGERNAILS.

CHARLES RABY WAS DETERMINED TO HAVE TYPE "O" BLOOD.

ALL EVIDENCE WILL BE RESUBMITTED TO THE PROPERTY ROOM, AFTER ANALYSIS.

Supplement entered by = 93070
Report reviewed by-EG
Date cleared- 10/19/92

Employee number-025810

-0016

Offense- CAPITAL MURDER

Street location information
Number- 617 Name-WESTFORD Type- Suffix-
Offense Name-HELMERS Type- Suffix-
Date of offense-10/16/92 Date of supplement-12/30/92
Offender(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information
Submitted by- Ph#- (000) 000-0000
Officer-1-R.M. HILLEMANN Emp#-081265 Shift- Div/Station-CRIME LAB

SUPPLEMENT NARRATIVE

SUBJECT: CHARLES RABY

FILE: L92-10848

OCTOBER 16, 1992 SGT. T.M. THOMAS, EMPLOYEE #54281, SUBMITTED THE FOLLOWING EVIDENCE TO THIS LABORATORY:

- 1. HAIRS FROM COMPLAINANT'S RIGHT HAND

OCTOBER 19, 1992 THE FOLLOWING ITEMS WERE RECEIVED FROM CRIMINALIST I. J. CHU:

- 2. LOOSE HEAD HAIR OF C. RABY
- 3. PULLED HEAD HAIR OF C. RABY
- 4. LOOSE PUBIC HAIR OF C. RABY
- 5. PULLED PUBIC HAIR OF C. RABY

NOVEMBER 19, 1992 THE FOLLOWING ITEMS WERE RECEIVED FROM J. CHU:

- 6. PULLED HEAD HAIR OF E. FRANKLIN
- 7. PULLED PUBIC HAIR OF E. FRANKLIN
- 8. LOOSE HAIR AND FIBERS FROM E. FRANKLIN
- 9. HAIRS COLLECTED FROM BLUE PANTIES
- 10. HAIRS COLLECTED FROM BLUE PANTS
- 11. HAIRS COLLECTED FROM PIECE OF CARPET
- 12. HAIRS FROM COMPLAINANT'S LEFT HAND
- 13. HAIRS COLLECTED FROM JACKET AND JEANS
- 14. HAIRS COLLECTED FROM BLACK T-SHIRT

HAIRS FROM ITEM 1 (RIGHT HAND) CONSIST OF ONE HEAD HAIR MICROSCOPICALLY
SISTENT WITH THE PULLED HEAD HAIR OF E. FRANKLIN, ONE HEAD HAIR MICRO-
PI LY DISSIMILAR TO THE HEAD HAIRS OF E. FRANKLIN AND C. RABY, HAIR
SMENTS AND BODY HAIRS UNSUITABLE FOR COMPARISON PURPOSES AND ANIMAL HAIRS.

HAIRS WERE PRESENT IN ITEM 2 (LOOSE HEAD HAIR OF C. RABY).

HAIRS FROM ITEM 4 (LOOSE PUBIC HAIR OF C. RABY) CONSIST OF ONE PUBIC HAIR
ROSCOPICALLY CONSISTENT WITH THE PULLED PUBIC HAIR OF C. RABY.

LOOSE HAIR AND FIBER FROM THE COMPLAINANT'S BODY (ITEM 8) APPEARED TO
SIST OF PREDOMINANTLY ANIMAL HAIRS. FURTHER IN-DEPTH EXAMINATION WILL BE
FORMED ON REQUEST.

HAIRS FROM ITEM 9 (BLUE PANTIES) CONSIST OF ONE HEAD HAIR MICROSCOPICALLY
SISTENT WITH THE PULLED HEAD HAIRS OF E. FRANKLIN, ONE BODY HAIR UNSUITABLE
COMPARISON PURPOSES AND SEVERAL ANIMAL HAIRS.

HAIRS FROM ITEM 10 (BLUE PANTS) CONSIST OF TWO HEAD HAIRS MICROSCOPICALLY
SISTENT WITH THE PULLED HEAD HAIRS OF E. FRANKLIN, AND ONE HAIR FRAGMENT
UITABLE FOR COMPARISON PURPOSES.

HAIRS FROM ITEM 11 (CARPET) CONSIST OF ONE HEAD HAIR MICROSCOPICALLY
SISTENT WITH THE PULLED HEAD HAIRS OF E. FRANKLIN; ONE FEATURELESS HEAD HAIR
UITABLE FOR COMPARISON PURPOSES, AND MANY ANIMAL HAIRS.

HAIRS FROM ITEM 12 (LEFT HAND) CONSIST OF BODY HAIRS AND HAIR FRAGMENTS
UITABLE FOR COMPARISON PURPOSES, AND ANIMAL HAIRS.

HAIRS FROM ITEM 13 (JACKET AND JEANS) CONSIST OF ONE HEAD HAIR MICRO-
IPICALLY CONSISTENT WITH THE PULLED HEAD HAIRS OF C. RABY, BODY HAIRS AND
R FRAGMENTS UNSUITABLE FOR COMPARISON PURPOSES AND ANIMAL HAIRS.

HAIRS FROM ITEM 14 (T-SHIRT) CONSIST OF HEAD HAIRS MICROSCOPICALLY
SISTENT WITH THE PULLED HEAD HAIRS OF C. RABY, TWO HEAD HAIRS MICROSCOPICALLY
SIMILAR TO THE PULLED HEAD HAIRS OF C. RABY AND E. FRANKLIN. BODY HAIRS
UITABLE FOR COMPARISON PURPOSES AND ANIMAL HAIRS.

EVIDENCE IS STORED IN THE PROPERTY ROOM.

plement entered by = 81265
ort reviewed by-GLASS
e cleared-10/19/92

Employee number-077290

017

ense- CAPITAL MURDER

Street location information

er- 617 Name-WESTFORD Type- Suffix-
no- Name-HELMERS Type- Suffix-

of offense-10/15/92 Date of supplement-03/04/93

l(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

ired- by- Ph#- (000) 000-0000
cer1-D. BERRY Emp#-092817 Shift-2 Div/Station-ID DIV.

SUPPLEMENT NARRATIVE

FINGERPRINTS OF EDNA FRANKLIN DECEASED SUBJECT WERE SUBMITTED TO THIS DIVISION
OFFICER K. H. WEBB. A SEARCH OF THE FINGERPRINT FILES REFLECT NO LOCAL
ORD.

FPC: 10/ M 21 W OII 15
M 19 W MII 16

plement entered by = 85079
ort reviewed by-GLASS
e cleared- 10/19/92

Employee number-077290

0018

ense- CAPITAL MURDER

Street location information

iber- 617 Name-WESTFORD Type- Suffix-
no- Name-HELMERS Type- Suffix-

of offense-10/15/92 Date of supplement-04/06/93

l(s) Last-FRANKLIN First-EDNA Middle-MATTOON

Recovered stolen vehicles information

covery location- District- Beat- 00
ored- by-

icer1- H C JORDAN Emp#-038491 Shift-1 Div/Station-HOM CSU

SUPPLEMENT NARRATIVE

4-5-93 OFFICER JORDAN COLLECTED THE FOLLOWING ITEM OF CLOTHING FROM THE EO TO BE TAGGED UNDER THIS CASE NUMBER IN THE DRYING ROOM PENDING FURTHER ESTIGATION.

E WHITE PRINT BLOUSE 92-6802

SYSTEM ADVISORY: REPORT ENTERED USING PERSONAL COMPUTER VER-2.05

* ENTRY DEVICE: ZENITH 286 HOMICIDE 104092 *
* ENTRY FROM DATE-040593 TIME-1836 TO DATE-040593 TIME-1838 *
* TRANSFER DEVICE: AST 386SX 111129 *
* TRANSFER DATE-040693 TIME-0553 LOAD DATE-040693 TIME-0604 *
* LOCATION OF OFFENSE: POLICE DISTRICT-CENTRAL DIST-01 *

Supplement entered by = 38491
Report reviewed by-EG
Date prepared- 10/19/92

Employee number-025810

-0019

Offense- CAPITAL MURDER

Number- 617 Name-WESTFORD Street location information
Type- Suffix-
City no- Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-04/20/93
Officer(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information
Reported- by- Ph#- (000) 000-0000
Officer1-N.M.CARMAN Emp#-080355 Shift-3 Div/Station-HOMICIDE/CSU

SUPPLEMENT NARRATIVE

CRIME SCENE UNIT REPORT

4-13-93, OFFICER N.CARMAN, CSU16, REMOVED THE FOLLOWING ITEMS FROM THE DRYING ROOM:

ident no. 111371392 R

OFFENSE REPORT

PAGE 1.007

ONE WHITE PRINT BLOUSE

IC CARMAN RETAINED CARE AND CUSTODY OF THE ABOVE LISTED ITEMS OF EVIDENCE
IL TAGGED UNDER THIS CASE NUMBER AND PLACED IN THE PROPERTY ROOM.

plement entered by = 80355
ort reviewed by-GLASS
e cleared- 10/19/92

Employee number-077290

0020

ense- CAPITAL MURDER

		Street location information	
ber-	617	Name-WESTFORD	Type-
no-	Name-HELMERS	Type-	Suffix-
te of offense-	10/15/92	Date of supplement-	05/05/93
ipl(s) Last-	FRANKLIN	First-EDNA	Middle-MATTOON
Last-			

		Recovered stolen vehicles information	
ored-		by-	Ph#- (000) 000-0000
icer1-	W.C. SHELDON	Emp#-	038788 Shift-1 Div/Station-74700

SUPPLEMENT NARRATIVE

7605-92

101692, AT THE REQUEST OF THE HOMICIDE DIVISION, I WENT TO 617 WESTFORD
CONDUCT A CRIME SCENE SEARCH FOR LATENT PRINTS IN CONNECTION WITH THIS
OFFENSE. A THOROUGH EXAMINATION OF THE SCENE FAILED TO PRODUCE ANY LATENT
PRINTS SUITABLE FOR IDENTIFICATION. SEVERAL ARTICLES WERE RETAIN FOR
FURTHER EXAMINATION IN THE LATENT PRINT LABORATORY.

W.C. SHELDON 38788
LATENT PRINT EXAMINER

plement entered by = 38788
ort reviewed by-GLASS
te cleared- 10/19/92

Employee number-077290

021

ns- CAPITAL MURDER

Street location information

er- 617 Name-WESTFORD Type- Suffix-
no- Name-HELMERS Type- Suffix-
of offense-10/15/92 Date of supplement-05/05/93

l(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

red- by- Ph#- (000) 000-0000
cer1-W.C. SHELDON Emp#-038788 Shift-1 Div/Station-74700

SUPPLEMENT NARRATIVE

7605-92

ED BELOW ARE ITEMS SUBMITTED TO THE LATENT LABORATORY ON 101692 , BY
ICER W.C. SHELDON , TO BE EXAMINED FOR LATENT PRINTS AS
EVIDENCE IN CONNECTION WITH THIS OFFENSE:

- (1) PURSE
- (1) KNIFE, (1) SCREWDRIVER, (1) PLASTIC TRAY
- ASST. CREDIT CARDS
- ASST. PAPER ARTICLES

MINATION OF THIS EVIDENCE REVEALED NO LATENT PRINT(S) CON-
TAINING SUFFICIENT CHARACTERISTICS TO EFFECT AN IDENTIFICATION.
POSITION OF EVIDENCE: TAGGED, POLICE PROPERTY ROOM.

LDON 38788
ENT PRINT EXAMINER

plement entered by = 38788
ort reviewed by-GLASS Employee number-077290
e cleared- 10/19/92

022

ense- CAPITAL MURDER

Street location information

er- 617 Name-WESTFORD Type- Suffix-
no- Name-HELMERS Type- Suffix-
e of offense-10/15/92 Date of supplement-10/06/93

l(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

red- by- Ph#- (000) 000-0000
icer1-R.M. HILLEMANN Emp#-081266 Shift- Div/Station-CRIME LAB

SUPPLEMENT NARRATIVE

SUBJECT: CHARLES RABY

: L92-10848

MAY 10, 1993 HARRIS COUNTY D.A. INVESTIGATOR J.W. LISANO BROUGHT TWO SUBJECTS
D B. BENGE AND LEE EDWARD ROSE, JR. TO THIS LABORATORY FOR THE PURPOSE OF
ING KNOWN HEAD HAIR SAMPLES COLLECTED FROM THEM. LOOSE AND PULLED HEAD HAIRS
E OBTAINED FROM EACH SUBJECT BY THE UNDERSIGNED.

SE HAIRS WERE USED FOR COMPARISON WITH PREVIOUSLY EXAMINED HAIRS FROM THE
PLAINANT'S RIGHT HAND AND FROM THE SUSPECT'S BLACK T-SHIRT (ITEMS 1 AND 14
PECTIVELY, SEE SUPPLEMENT #16).

HEAD HAIR FROM THE COMPLAINANT'S RIGHT HAND WAS MICROSCOPICALLY CONSISTENT
H THE PULLED HEAD HAIR OF ERIC BENGE.

TWO HEAD HAIRS FROM THE SUSPECT'S SHIRT WERE MICROSCOPICALLY DISSIMILAR TO
PULLED HEAD HAIRS OF LEE ROSE AND ERIC BENGE.

EVIDENCE IS STORED IN THE PROPERTY ROOM.

plement entered by = 81265
or reviewed by-GLASS
e eared- 10/19/92

Employee number-077290

-0023

ense- CAPITAL MURDER

ber-	517	Name-WESTFORD	Street location information	Type-	Suffix-
no-		Name-HELMERS		Type-	Suffix-
se of offense-	10/15/92		Date of supplement-	04/06/94	
apl(s) Last-	FRANKLIN	First-EDNA	Middle-MATTOON		
Last-					

Core-		Recovered stolen vehicles information	by-	Ph#-	(000) 000-0000
ficer1-	CHU	Emp#-	093070	Shift-	Div/Station-CRIME LAB

SUPPLEMENT NARRATIVE

ERENCE : L92-10848
SPECT : CHARLES RABY

MARCH 30, 1994 THE FOLLOWING ITEM WAS RETRIEVED FROM THE PROPERTY ROOM :

NT 3

ident no. 111371392

OFFENSE REPORT

PAGE 1.010

ANALYSIS AND RESULT :

NOOD WAS INDICATED ON THE PANTIES.

POLICE CHEMIST DETRICE WALLACE DETERMINED THAT THE ELASTIC PART OF THE PANTIES
WAS TORN BY THE FORCE.

Report entered by = 93070
Report reviewed by-GLASS
Date cleared- 10/19/92

Employee number-077290

OFFENSE_REP0000067



HOUSTON POLICE DEPARTMENT

Homicide Division

WITNESS STATEMENT

County of Harris

State of Texas

Date: Friday, October 16, 1992

Time: 211 Hrs.

Before me, the undersigned authority, this day, personally appeared ERIC B. BENGGE, believed by me to be a credible person, who after being sworn upon his/her oath, did depose and say:

My name is ERIC B. BENGGE. I am a white male and I am 23 years old, having been born 3-31-69. My home address is 617 Westford, 77022 and my home telephone number is 694-5715. I can also be reached by calling 999-1609 after hours. My Tx drivers license number is unk and my Social Security number is [REDACTED]. I have attained 11 (GED) years of formal education. I am employed by Ace K-9. My work address is 8383 Yale and my work telephone number is 445-2360.

I have lived with my grandmother for twenty three years. Her name is Edna Mae Franklin and she was 72 years old. I had a bedroom in her house located in the southeast corner of the house. I lived at 617 Westford with my grandmother and my cousin, Lee Rose Jr. I work for Ace K-9 and I handle guard dogs. I work from 4am to 8am and from 4pm to 8pm. I take dogs to businesses and pick them up in the morning. I have a girlfriend by the name of Donna Lynn Perras.

On [REDACTED] I left home around 4 p.m. when I left the house. I dropped my cousin Lee off at the store at Crosstimbers and Helmers. From there I drove to my girlfriend's apartment on Tidwell, 8000 W. Tidwell #307, phone 690-9554. I was with my girlfriend up until 9:45pm. I drove from her apartment straight home. I arrived shortly before 10:00 p.m.

When I got home I noticed that the front porch light was off and the dogs were loose and the front door was wide open. I went inside and there was only one light on which was in the back bedroom, my Grandmother's. I tripped and nearly stumbled on something on the floor of the living room. I thought that it was some clothes on the floor. I could not see because it was dark in the living room. When I went to the back bedroom I noticed that the back door was open and the lock had been undone. I quickly locked the door. My grandmother's credit cards, papers from her purse were scattered on the floor next to the bed. I thought that the dogs had climbed on the bed and stirred them up. I picked them up and tossed them on the bed. I went back through the kitchen and turned on the kitchen light. I moved the sheet to one side into the doorway between the kitchen and living room and I saw my Grandmother's

I have read the above portion of this, my statement, and find it to be true and correct to the best of my knowledge.

Eric Bengge
Signature

Philip L. Trumble
PHILIP L. TRUMBLE
Notary Public, State of Texas
My Commission Expires 04/12/94

OFFENSE_REP0000068

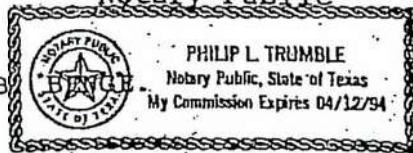
body lying on the floor. She was kind of on her side and I rolled her over and noticed a stab wound to her throat. My first reaction was to try and administer CPR but I soon realized that she was dead. I got up and I was headed for the phone when my cousin Lee came in the house with a friend of his by the name of John Phillips. I went to the phone in my bedroom and dialled 911. I told them that I needed an ambulance, the police and everyone. I went into the bathroom and turned on the water but I didn't wash my hands. I yelled at Lee to get outside and tell the police where she could be found. I went back to the phone and called Donna. When the paramedics arrived I went outside and did not go back in the house. No one went in the house while we were waiting for the police. I washed my hands with a hose at my next door neighbor. I dried my hands on my pants.

I have read this, my statement, consisting of 2 page/pages, and find it to be true and correct to the best of my knowledge as typed by W. C. Wendel.

Eric Berge
Signature

Subscribed and sworn to before me, the undersigned authority on Friday, October 16, 1992

Philip L. Trumble
Notary Public



End of statement of ERIC B.

THIS PART WHERE STATES HE CALLED 911 FIRST IS A BLATANT LIE. (SEE ARTICLE TRUE CONFESSION? BY MIKE HISTIO). IN IT ERIC ADMITS, "LIKE A DUMBASS I CALLED DONNA FIRST" BUT FROM MRS PERRAS AFFIDAVIT, SHE STATES ERIC TOLD HER HE CALLED JEFFREY HATTENBACK FIRST. NOTE MRS PERRAS MAKES NO MENTION OF LEE ROSE BEING THERE AT THE TIME ERIC CALLED HER. (SEE DONNA LANN PERRAS AFFIDAVIT). ALSO NOTE IN LEE'S AFFIDAVIT (SEE LEE ROSE AFFIDAVIT) HE SAID HE IS THE ONE WHO CALL 911, BUT MOST IMPORTANTLY, HE MAKES

NO MENTION OF WITNESSING ERIC CALL EITHER
HATTENBACK OR DONNA PERRAS.

Now does he make any mention of this at
trial. (SEE LEE ROSE TRIAL TESTIMONY)

Tells me, ERIC WAS HOME LONG BEFORE LEE &
JOHN PHILLIPS ARRIVED. PHILLIPS TOLD INVESTIGATING REPORTER
MIKE HIGLIO IN THE ARTICLE TRUE CONFESSIONS, HE PERSONALLY
WITNESSED ERIC CUMING FROM THE BACK OF THE HOUSE
WHICH WAS CONVERTED INTO MRS FRANKLONS BED ROOM.
AND LATER THAT NIGHT HE WITNESSED ERIC ~~BILL~~
\$ OUT OF HIS POCKET AND TOLD PHILLIPS. SHE GAVE
HIM THE \$. PHILLIPS SAID THEY KNEW ERIC HAD
WENT THROUGH MRS FRANKLONS PURSE WHICH IS HOW
HE GOT THE \$.

MY POINT IS THIS. THERE WAS A PHONE IN MRS FRANKLONS
ROOM. I WOULD BE WRONG. BUT MY BELIEF IS THAT IS
WHERE HE CALLED HATTENBACK & PERRAS FROM WHICH
ACCOUNTS FOR MRS PERRAS NOT MENTIONING LEE THERE
AND LEE'S ACCOUNT FOR NOT MENTION ERIC CALLS
HATTENBACK & PERRAS. HE DIDNT MENTION IT BECAUSE
HE WASNT THERE WHEN ERIC CALLED. FROM LEE
ACCOUNT, IMMEDIATELY UPON ENTERING THE HOME SEES
HIS GRANDMOTHER DEAD. THEY WENT INTO ERIC'S BED-
ROOM AND CALLED 911. BUT ANYONE ELSE... AGAIN TO
MY THINKING. THIS PROVES ERIC WAS IN THE HOUSE ^{ALONE} BEFORE LEE AND PHILLIPS SHOWED UP. HIS CLEARLY GOING
THROUGH HER PURSE TAKING THE \$ HE SHOWED PHILLIPS.
PHILLIPS HAS NO REASON TO LIE. WHAT IS HIS GAIN?
ABSOLUTELY NOTHING.

HOUSTON POLICE DEPARTMENT

Homicide Division

WITNESS STATEMENT

County of Harris

State of Texas

Date: Friday, October 16, 1992

Time: 300 Hrs.

efore me, the undersigned authority, this day, personally appeared Lee Edward Rose Jr., believed by me to be a credible person, who after being worn upon his/her oath, did depose and say:

My name is Lee Edward Rose Jr. I am a white male and I am 21 years old, having been born 8-2-71. My home address is 617 Westford and my home telephone number is 694-5715. I can also be reached by calling . My Texas drivers license number is [redacted] and my Social Security number is [redacted]. I have attained 9 years of formal education. I am unemployed at this time.

I have lived with my grandmother Edna Franklin off and on all my life. I have lived with her consistently for the last 9 years. My mother's name is Linda McClain and she lives on W23rd.

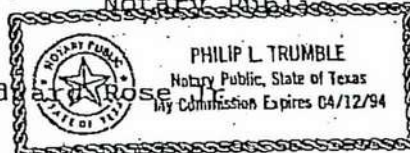
On October 15th around 4pm my cousin, Eric, dropped me off at the Diamond Shamrock store at Crosstimbers and Helmers. I went in there and bought a beer. A friend, Shawn Wright, picked me up and I bought me some 10 speed tires and tubes for my bike at Sears on W43rd. He then took me back home at 617 Westford. This was about 5:00pm when I got back. I sat outside with two friends, John Phillips and Shawn and listened to the radio. I went inside the house and put the tubes and tires inside my room and my grandmother was alright then. I went back outside. Shawn went home. Me and John went to his house on Wainwright and then a friend, Curtis, picked us up and took us to the store and we got some more beer. We went to Curtis' house and sat around there for a while. Curtis drove us to John's house. We walked back up to the store and I got another beer. John was with me and we walked back home. My cousin Eric was already home. When I walked inside my grandmother was lying on the floor dead. She had been stabbed to death. I went to the phone in Eric's room and called 911.

I have read this, my statement, consisting of 1 page/pages, and find it to be true and correct to the best of my knowledge as typed by W. C. Wendel.

Lee Edward Rose Jr.
Signature

Subscribed and sworn to before me, the undersigned authority on Friday, October 16, 1992

Philip L. Trumble
Notary Public



End of statement of Lee Ed

OFFENSE_REP00000070

HOUSTON POLICE DEPARTMENT

Homicide Division

WITNESS STATEMENT

County of Harris

State of Texas

Date: Friday, October 16, 1992

Time: 322 Hrs.

Before me, the undersigned authority, this day, personally appeared John Allen Phillips, believed by me to be a credible person, who after being sworn on his/her oath, did depose and say:

My name is John Allen Phillips. I am a white male and I am 21 years old, having been born 11-26-70. My home address is 607 Wainwright, 77022 and my home telephone number is 694-8346. I can also be reached by calling . My Texas drivers license number is [redacted] and my Social Security number is [redacted]. I have attained 10 years of formal education. I am unemployed at this time.

On Thursday, October 15, 1992 I was with a friend by the name of Lee Edward Rose Jr for most of the day. He had home in the afternoon and he was going to Sears to get some tubes for him bicycle. He came over to my house when he got back from Sears around 5:00pm. His friend had given him a ride and I got in the car with him and we sat around in the front yard of Lee's grandmother's house on Westford. We left there about 6:00 p.m. to my house. I saw this guy we know and he gave us a ride to the store. We went to his house, Curtis', and drank a couple of beers and then we went back over to my house. We were there until we walked back to the store and then we went to see [redacted] house. When we got there Eric was already there. He had found Mrs [redacted] dead on the floor.

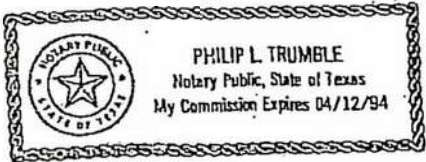
[redacted] ran around to my house and got my grandmother.

I have read this statement and I find it to be true and correct to the best of my knowledge as typed by Sgt. W. C. Wendel.

John A. Phillips
Signature

Subscribed and sworn to before me, the undersigned authority on Friday, October 16, 1992.

Philip L. Trumble
Notary Public



HOUSTON POLICE DEPARTMENT

Homicide Division

WITNESS STATEMENT

County of Harris

State of Texas

Date: Friday, October 16, 1992

Time: 1611 Hrs.

Before me, the undersigned authority, this day, personally appeared Blaine Earl Wright Jr., believed by me to be a credible person, who after being sworn upon his/her oath, did depose and say:

My name is Blaine Earl Wright Jr.. I am a white male and I am 22 years old, having been born 5-7-70. My home address is 7719 W. Hardy and my home telephone number is 694-7026. I can also be reached by calling none. My Tx drivers license number is [redacted] and my Social Security number is [redacted]. I have attained 6 years of formal education. I am unemployed at this time.

I have known Charles Raby, who I know as Buster, for approximately 9 years. He used to go with my sister, Kerry Ann Wright, about four or five years ago. My sister left him after he beat her up. Buster had gone to the pen and he just got out recently.

He came to my house last night about 6:30 p.m. I think that he came to see my sister. My dad told him to leave and never come back. I asked him if he had seen Lee Rose. Lee is a good friend of mine and Buster knows him also. He said no. I asked Buster if he saw him ask him to come by and see me. Buster told me, "Fuck Lee." He didn't say where he was going he just left walking.

Buster was wearing a black t-shirt with writing, a black leather jacket and blue jeans.

My mother and I were going to see my sister, Cynthia, who is Parkway Hospital. We were driving down Irvington and I saw Buster walking southbound on the west side of Irvington. This was between 6:30 p.m. and 7:00 p.m.

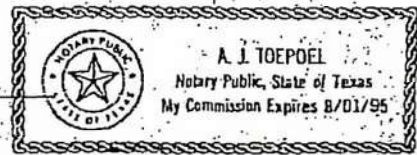
I have not heard from Buster since then.

This, my statement, consisting of 1 page/pages, has been read to me by Sgt. W. C. Wendel and I find it to be true and correct to the best of my knowledge as typed by Sgt. W. C. Wendel.

Blaine Wright
Signature

Subscribed and sworn to before me, the undersigned authority on Friday, October 16, 1992

[Signature]
Notary Public



End of statement of Blaine Earl Wright Jr..

OFFENSE REPO000072.

ALL MEASUREMENTS ARE APPROXIMATE

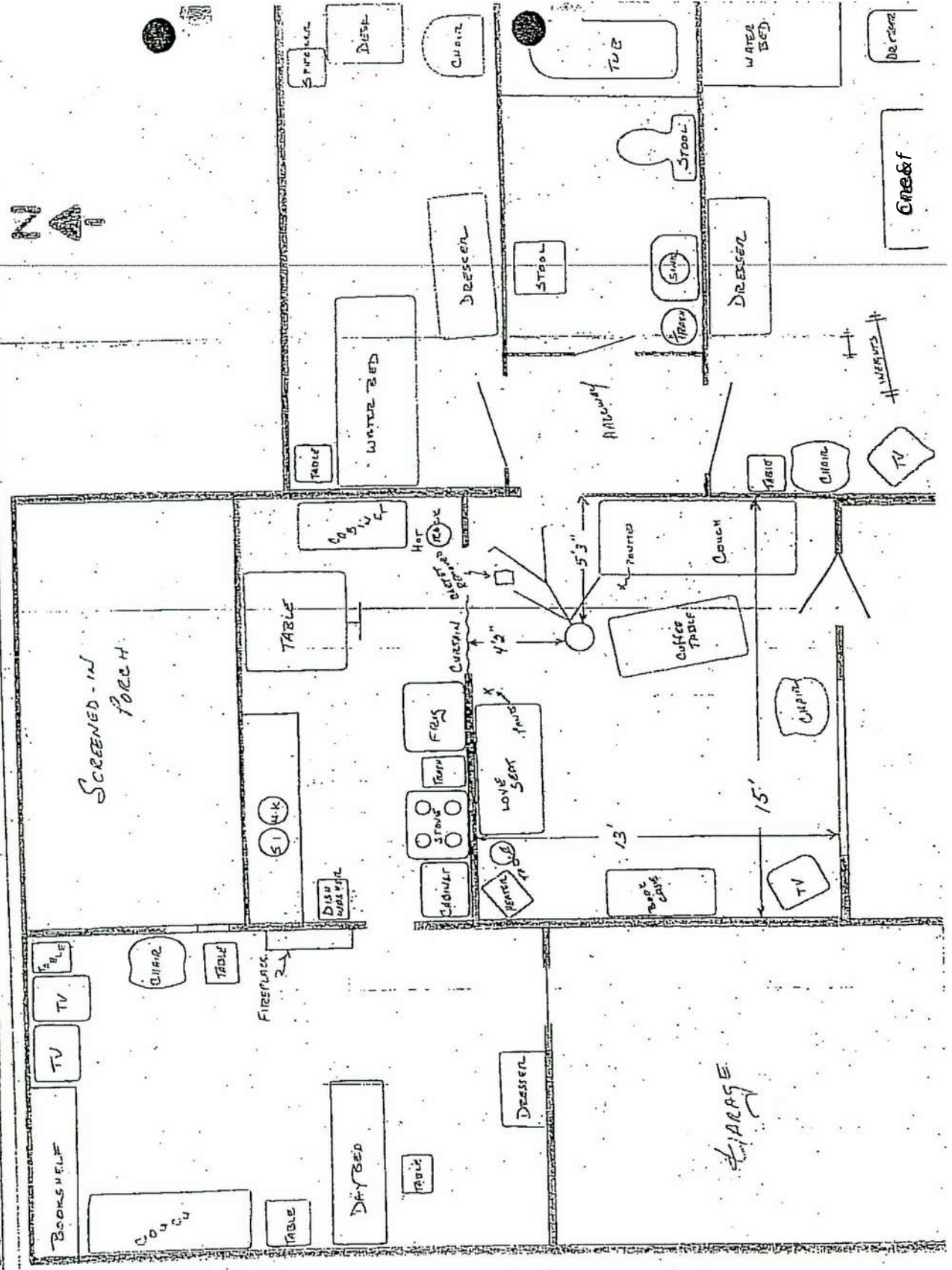
PAGE 1 of 1

CAPITAL MURDER

10-15-12

1617 WESTFORD

COMP: EDNA FRANKLIN



REQUEST FOR INDEX FILE COPIES

INCIDENT #: 111371392 REQUESTED BY: WENDEL DATE: 10/28/92
DATE TO BE RETURNED: 10/29/92 PREPARED BY: Ramsay DATE: 10/30/92
COPIES TO: 1. DA COMMENTS: Cost Copy
2. _____
3. _____
4. _____
5. _____

JOSEPH A. JACHIMCZYK FORENSIC CENTER
OF HARRIS COUNTY
AUTOPSY EVIDENCE SUBMISSION/REQUEST FORM

ML/PA # 92-6822

Law Enforcement Agency HPD

Agency # 11371392 R

Evidence Del. by: Dr. Edward Beebe, MD
(Signature)

Police Investigator Assigned to Case:

Rec'd. in Laboratory by: [Signature]

Name ALLEN/NORRIS

Date: 10-20-92 Time: _____ am/pm

Address 61 BRESNER

Direct Telephone # () 247-5418

EVIDENCE LISTING

Item(s) Requested:

Item (s) Received in Laboratory:

FINGER NAILS
LOOSE HAIRS FROM HANDS
LOOSE + PULLED HEAD + VAGINAL HAIRS
VAGINAL SWAB
MOUTH + RECTAL SWABS
SHIRT
FOREIGN MATERIALS

RT & LT FINGERNAILS
LOOSE HAIR & FIBERS
HEAD HAIR STD.
PUBIC HAIR STD.
ORAL, ANAL, VAGINAL SWAB

Nature of Death SLASHED THROAT

Date of Death 10/15/92

Decedent EDNA MAE FRANKLIN

Race/Sex/Age W/F/72

Suspect _____

Race/Sex/Age _____

Received by: [Signature]

on 10-30 OFFENSE REP0000075 from H.C.M.E.

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1,001
Incident no. 111371392 R

SUPPLEMENT(S)

-0014

Offense- CAPITAL MURDER

Street location information

Number- 617 Name-WESTFORD Type- Suffix-
Block no- Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-10/30/92
Compl(s) Last-FRANKLIN First-EDNA Middle-MATTOON
Last-

Recovered stolen vehicles information

Reported- by- PH#- (000) 000-0000
Officer- F.L. HALE Emp#-054247 Shift-1 Div/Station-CSU/HOMICIDE

SUPPLEMENT NARRATIVE

MORGUE INVESTIGATION

INTRODUCTION:

ON FRIDAY, OCTOBER 30 1992, I, OFFICER F.L. HALE BEING ASSIGNED TO THE CRIME SCENE SECTION COMPLETED THE MORGUE INVESTIGATION ON THE COMPLAINANT IN THIS CASE EDNA FRANKLIN 92-6802. I OBTAINED THE FOLLOWING EVIDENCE.

2) PLASTIC CUPS, CONTAINING FINGERNAILS.

3) SWABS, ORAL, VAGINAL, RECTAL.

3) PLASTIC BAGS CONTAINING HAIRS.

THE EVIDENCE WAS RECOVERED AND KEPT IN OFFICER'S CARE, CONTROL AND CUSTODY UNTIL TAGGED IN THE POLICE PROPERTY ROOM.

NO OTHER EVIDENCE RECOVERED BY THIS OFFICER.

Supplement entered by = 54247
Date cleared- 10/19/92

OFFENSE_REP0000076

Case Number 111J/1J74 R

Date 10-10-24

Time 1:00 PM

Suspect Name

Authorized By J. NORRIS Emp# 81421 Division HOMICIDE

Offense CAPITAL MURDER Location 617 WESTFORD

Incident Type: Evid Found Safe Keeping (Jail) Invest

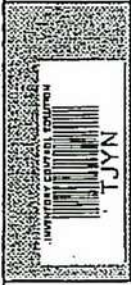
Compl./Witness EDNA FRANKLIN

Officer's Name JIM NORRIS Division HOMICIDE

Officer's Signature & Emp.# [Signature] 81421

Property Officer's Sign. & Emp.# [Signature] 73887

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)



028

ONE PIECE OF CUT CARPET (APPROX. 1'x1'); ONE PAIR OF BLUE STRETCH DENIM JEANS;
ONE PAIR OF BLUE PANTIES WITH BLOOD DROPS; LOOSE UNKNOWN HAIRS.

JOSEPH A. JACHIMCZYK FORENSIC CENTER
OF HARRIS COUNTY
AUTOPSY EVIDENCE SUBMISSION/REQUEST FORM

AL/PA # 97-6802

Law Enforcement Agency HPD

Agency # 11371392 R

Evidence Del. by: Dr. _____ (Signature)

Police Investigator Assigned to Case:

Rec'd. in Laboratory by: _____

Name ALLEN/NOBLE

Date: _____ Time: _____ am/pm

Address 101 RIESNER

Direct Telephone # () 247-5416

EVIDENCE LISTING

Item(s) Requested:

Item (s) Received in Laboratory:

FINGERNAILS
LOSE HAIRS FROM HANDS
LOOSE + PULLED HEAD + VAGINAL HAIRS
VAGINAL SWABS
MOUTH + RECTAL SWABS
~~SHIRT~~
FOREIGN MATERIALS

Nature of Death SLASHED THROAT.

Date of Death 10/15/92

Decedent EDNA MAE FRANKLIN

Race/Sex/Age W/F/72

Suspect _____

Race/Sex/Age _____

Received by: _____ on _____ from H.C.M.E. OFFENSE_REP0000078

Case Number 1113-713-92 Date Tagged 10/20/92 Time 9:15 AM

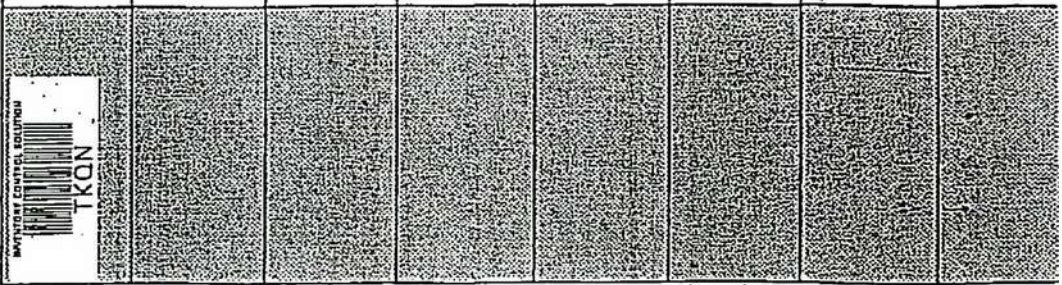
Suspect Name RABY, CHARLES D. W/M (22) Compl./Owner FRANKLIN, EDNA M

Authorized By SGT WENDEL Emp# 41494 Division HOMICIDE Officer's Name SAME Division SAME

Offense MURDER Location 617 WESTFORD Officer's Signature & Emp.# *[Signature]* PR#41494

Incident Type: Evid Found Safe Keeping (Jail) Invest Property Officer's Sign. & Emp.# BANKS *[Signature]* PR#98133

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)



SUSPECTS ASSORTED CLOTHING

VS.

CHARLES RABY
3014 Cedar Hill
Houston, Tx
ELD CHARGE:

SPN: 01032396 997
DOB: 03/22/70

DATE PREPARED: 10-19-92 BY: ker DA NO.: 334
AGENCY: HPD O/R NO.: 111371392
NCIC CODE: 0903-20 ARREST DATE: 10-19-92
RELATED CASES:

AUSE NO.: 647079
HARRIS COUNTY DISTRICT COURT NO.: 248th

BAIL \$ 25,000.00
PRIOR CAUSE NO.: _____

MURDER

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

Before me, the undersigned Assistant District Attorney of Harris County, Texas, this day appeared the undersigned affiant, who under oath says that he has good reason to believe and does believe that in Harris County, Texas,

CHARLES RABY

hereafter styled the Defendant, heretofore on or about OCTOBER 15, 1992, did
then and there unlawfully

, intentionally and knowingly cause the death of EDNA MATOCH FRANKLIN, hereafter styled the Complainant, by stabbing the Complainant with a deadly weapon, namely a knife.

It is further presented that in Harris County, Texas, CHARLES RABY, hereafter styled the Defendant, heretofore on or about OCTOBER 15, 1992, did then and there unlawfully intend to cause serious bodily injury to EDNA MATOCH FRANKLIN, hereafter styled the Complainant, and did cause the death of the Complainant by intentionally and knowingly committing an act clearly dangerous to human life, namely, by stabbing the Complainant with a deadly weapon, namely a knife.

AGAINST THE PEACE AND DIGNITY OF THE STATE:

Wayne C. McNeil
AFFIANT

Sworn to and subscribed before me on

Oct 19 1992

D. J. [Signature]
ASSISTANT DISTRICT ATTORNEY OF HARRIS COUNTY, TEXAS.

REPORT OF ARREST

Def nt arrested 10-19-92

placed in City jail.

Officer Wayne C. McNeil Agency HPD
OFFENSE REF # 0000080104
Badge No. _____

THE STATE OF TEXAS

SEARCH AND ARREST WARRANT

COUNTY OF HARRIS

TO THE SHERIFF OR ANY PEACE OFFICER OF HARRIS COUNTY TEXAS

GREETINGS:


WHEREAS, Complaint in writing, under oath, has been made before me by W. I. Stephens, a peace officer employed by the Houston Police Department, which complaint is attached hereto, including all attached exhibits, and expressly made a part hereof for all purposes and said complaint having stated facts and information in my opinion sufficient to establish probable cause for the issuance of this warrant;

YOU ARE THEREFORE COMMANDED to forthwith arrest the said CHARLES RABY, a white male, DOB: 3/22/70, for the misdemeanor offense of Criminal Trespass.

YOU ARE FURTHER COMMANDED to then take from the person of CHARLES RABY, a sample of his blood in a manner consistent with the established practices of the Houston Police Department.

HEREIN FAIL NOT and due return make hereof.

WITNESS MY SIGNATURE on this the 16th day of Oct. A.D. 1992 at 7:15 o'clock, P.M.


JUDGE [Signature] District Court
Harris County, Texas

THE STATE OF TEXAS

COUNTY OF HARRIS

AFFIDAVIT FOR SEARCH AND ARREST WARRANT

I, W. I. Stephens, a peace officer employed by the City of Houston Police Department as a Sergeant assigned to the Homicide Division, do solemnly swear that I have reason to believe and do believe that CHARLES RABY, a white male, DOB: 3/22/70 did, in Harris County, Texas, on or about October 15, 1992, intentionally and knowingly enter onto property owned by HILLARY TRUITT hereafter styled the Complainant, without the effective consent of the Complainant, having notice that the entry was forbidden. I further have reason to believe and do believe that evidence tending to show that CHARLES RABY did, on or about October 15, 1992, in Harris County, Texas intentionally and knowingly cause the death of EDNA MATTOON FRANKLIN by stabbing her with a knife. Said evidence is more particularly the blood of CHARLES RABY.

MY BELIEF IS BASED UPON THE FOLLOWING FACTS:

Your affiant, on October 16, 1992, was assigned to the investigation of the murder of EDNA MATTOON FRANKLIN. In furtherance of this assignment your affiant personally spoke with Sgt. Waymon Allen, who is also assigned to the Houston Police Department Homicide Division. He told your affiant that on October 15, 1992, he, Allen, went to 617 Westford, Houston, Harris County, Texas. He said that when he arrived at that location he found the body of a white female who had been stabbed numerous times. He met with Eric Bengé, who identified himself to Allen as the grandson of the dead woman. He, Bengé, then identified the body of the woman as Edna Mattoon Franklin. Allen told your affiant that he then learned from Bengé that Bengé and Lee Edward Rose, Jr., were both the grandsons of Franklin and that they lived at the Westford address with her. Bengé said that he and Rose have an "associate" by the name of Charles Raby and that Raby had been released from the penitentiary recently and that Raby used to come to the house to visit them but that Franklin did not like Raby. He said that Franklin told him approximately one week ago that she had an argument with Raby and that she told Raby not to come back to the house anymore. Bengé said that Franklin told him that Raby threw a beer bottle to the ground breaking it and that he left the house mad.

Your affiant then personally spoke with Blaine Earl Wright, Jr., Your affiant has checked the records of the National Crime Information Center, the Texas Crime Information Center and the Houston Police Department and determined that Wright has no known criminal convictions. Wright told your affiant that on the night of October 15, 1992, Charles Raby was at Wright's house. He said

OFFENSE NUMBER 00008282

that Raby was dressed in a dark jacket, dark black "concert" t-shirt, a pair of black "stone washed" jeans and a pair of boots. He said that Raby left and later, at between 6:30 and 7:00 P.M. that evening he saw Raby walking towards the area where the Complainant lived.

Your affiant also spoke with Shirley Gunn. She told your affiant that on October 15, 1992, Charles Raby came to her home at approximately 5:30 to 6:00 P.M. She lives at 9146 Simmons, Houston, Harris County, Texas. Your affiant is aware that this location is within walking distance of Franklin's house. She told your affiant that Charles Raby had been drinking and that he was cleaning his fingernails with a pocket knife. She said that he told her that he was going over to Lee Rose's house to look for Rose and "Kenneth". She said that Raby left her house walking towards Rose's and the Franklin's house at approximately 6:00 P.M. She also said that Raby was wearing a dark jacket, black "concert" t-shirt, black stone washed jeans, and boots. Your affiant checked the records of the Houston Police Department, the Texas Crime Information Center, and the National Crime Information Center and learned that Gunn has no criminal record with any agency.

Your affiant then spoke with Hillary Truitt who lives at 616 Wainwright, Houston, Harris County, Texas. Your affiant learned from Truitt that his house is directly behind Franklin's house at 617 Westford. He told your affiant that his back yard and the Complainant's back yard are separated by a fence and that he also has a fence surrounding his front yard. He said that at approximately 8:15 P.M. he was coming out of the front door of his house because his brother in law was driving into the driveway. He said that his brother in law, Morton Doyle, shouted to him "Hey, who is that guy in your yard?". Truitt said that he turned to the side in time to see a white male, wearing a dark jacket, dark t-shirt, and dark colored pants jumping over the fence in Truitt's front yard and exiting the area. Truitt then got into the truck with his brother in law and they drove down the street to where this man was now walking and they stopped and confronted him. Truitt said that he and his brother in law thought that the man may have a weapon and they then left. Truitt described the man as a white male, approximately 5'7" to 5'8", 160-170 pounds, clean shaven, dark, but not black, hair.

Your affiant has checked the records of the Houston Police Department and determined that Charles Raby has been arrested and convicted of robbery for pulling a knife on a person when he was in the course of stealing beer. Your affiant has determined that Raby is on parole for this offense at this time. Further, your affiant checked the physical description of Raby as given by these records and the description of Raby fits the description of the man seen leaving the fenced in yard of Truitt on October 15, 1992.

Your affiant also spoke with Dr. Eduardo Bellas, Assistant Medical Examiner for Harris County, Texas. He told your affiant that he


performed the autopsy on the body of Franklin and that he determined that the cause of death was stab wounds to her body. He further stated that the width of the wounds would be consistent with a pocket type knife. Your affiant was personally present during part of the autopsy and noticed that Franklin had human hair, which appeared to be head hair, clutched in her fist. Your affiant is of the belief that this hair was pulled from the head of the person who stabbed Franklin as she was fighting for her life. This hair was brown in color and not the color of Franklin's hair. Your affiant has seen a photograph of Charles Raby that was taken of him when he was booked into the Houston jail for a previous offense and Raby's hair is brown in color. Your affiant took the hair that was in her hand and took it to the Crime Lab and the Houston Police Department for testing and possible comparisons. Your affiant is personally aware that DNA can be found within human hair and that the DNA within each person is unique and is different in each person. Your affiant is also aware from past homicide investigations that your affiant has participated in that DNA is also found in the human blood. Your affiant is also aware that DNA, regardless of whether it is found in blood, bone marrow, hair, etc. it is capable of being matched to the DNA that is found in any other human tissue, so long as the tissue or blood comes from the same person. Therefore, it is the opinion of your affiant that if a blood sample is taken from Raby after his arrest for the aforesaid Criminal Trespass, the DNA can be extracted from this sample and compared with the DNA found in the aforementioned hair for purposes of determined whether or not Raby committed the murder of Franklin.

WHEREFORE, PREMISES CONSIDERED, your affiant respectfully requests that a warrant issue authorizing your affiant to arrest the aforesaid CHARLES RABY, a white male, DOB: 3/22/70 for the offense of Criminal Trespass and to then take from him a sample of his blood, in a manner consistent with the practices of the Houston Police Department, in order that DNA testing may be done on said blood sample for comparison with the DNA found in the aforementioned hair found in the hands of Edna Franklin.

AGAINST THE PEACE AND DIGNITY OF THE STATE.


W. I. STEPHENS, Affiant

SWORN TO AND SUBSCRIBED, before me on this the 16th day of October, 1992.


JUDGE 339th District Court
Harris County, Texas

OFFENSE_REP0000084

THE STATE OF TEXAS

RETURN AND INVENTORY

COUNTY OF HARRIS

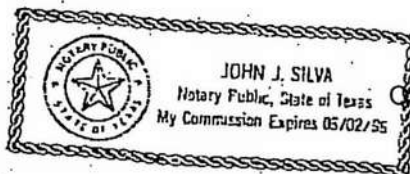
The undersigned affiant, being a Peace Officer under the laws of Texas and being duly sworn, on oath certifies that the foregoing warrant came to hand on the day it was issued and that it was executed on the 19th day of October, A.D., 1992, by making the search directed therein and seizing during such search the following described property:

1 - vial of blood from Charles Raby

AC Mendel 41494 Harv Div.
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, the undersigned authority, on this the 19th day of OCTOBER, A.D., 1992.

John J. Silva
NOTARY PUBLIC in and for
THE STATE OF TEXAS



OFFENSE_REP0000085

LAMPING "HURDER"

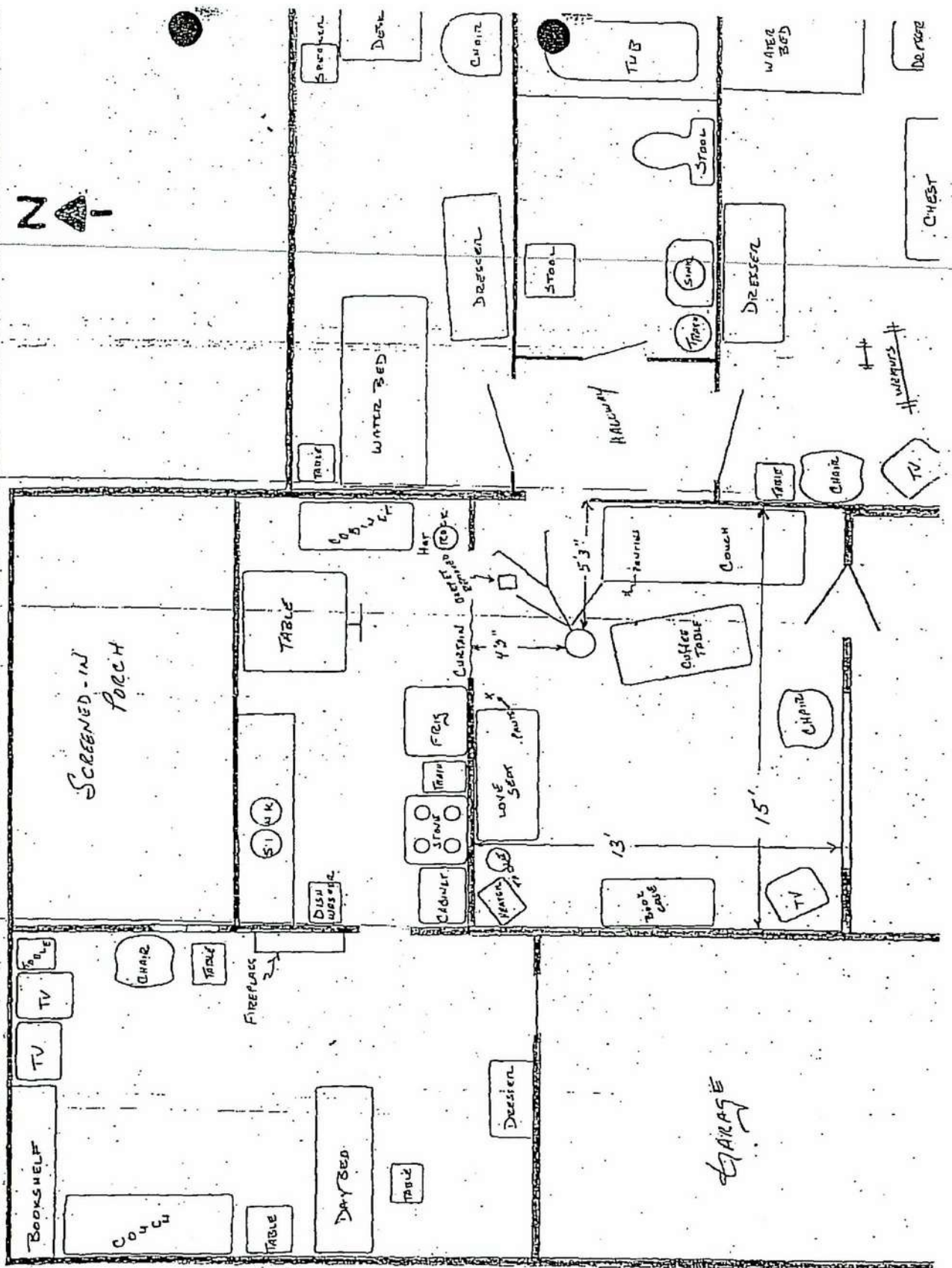
10-15 2

617 WESTFORD

COMP: EDNA FRANKLIN

ALL MEASUREMENTS ARE APPROXIMATE

Pg 1 of 1



Case Number 11113/1392 R

Date Tagged 10-16-92

Time 4:20 AM

Suspect Name

Compl./Owner EDNA FRANKLIN

Authorized By J. NORRIS Emp# 81421 Division HOMICIDE

Officer's Name JIM NORRIS Division HOMICIDE

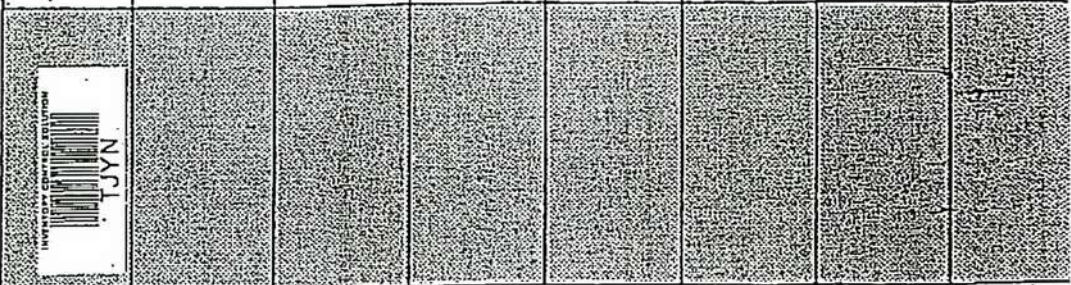
Offense CAPITAL MURDER Location 617 WESTFORD

Officer's Signature & Emp.# [Signature] 81421

Incident Type: Evid Found Safe Keeping (Jail) Invest

Property Officer's Sign. & Emp.# [Signature] 73887

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)



ONE PIECE OF CUT CARPET (APPROX. 1'x1'); ONE PAIR OF BLUE STRETCH DENIM JEANS;
ONE PAIR OF BLUE PANTIES WITH BLOOD DROPS; LOOSE UNKNOWN HAIRS.

628

CURRENT INFORMATION REPORT NON PUBLISHED

HOUSTON POLICE DEPARTMENT
CURRENT INFORMATION REPORT

PAGE 1.001

Incident no. 112002892 0

Offense - CRIMINAL TRESPASS (YARD)
Miscellaneous - PRIVATE YARD

Weather - CLEAR

Location: Street no - 000316 Name - WAINWRIGHT
City - HOUSTON County - HARRIS

Map - 453L Dist - 3 Beat - 3810

Neighborhood code - 00224 Desc - MELROUSE NORTHLINE MALL; JEFFERSON; JANOWSKI & ROSEVELT

File date - TH 10/15/92 Time - 2015 End date - / / Time -

COMPLAINANT(S)

01 Name: Last - FRUITT First - HILLERY Middle - LEO
Race - W Sex - M Age - 57 Hispanic -
Address - 616 WAINWRIGHT, HOUSTON, TX
Driver license # - [REDACTED] SOCIAL SECURITY - [REDACTED]
Force used against complainant - N 008 - 03/25/35
Relation to susp - NONE

WITNESS(S)

REPORTER(S)

DETAILS OF OFFENSE

OP. OBSERVED LISTED SUSPECT CLIMBING HIS FENCE ONTO HIS PROPERTY

Officer 1: Name - D.D. SHIRLEY
Officer 2: Name - W.J. STEPHENS

Employee no - 047902 Shift - 1
Employee no - 071252 Shift - 1

Vision/Station # - HOM

Unit # - 1485

Call received: Date - / / Time -

Report made: Date - 10/17/92 Time - 1335

over →

THIS IS THE ACTUAL COMPLAINT THEY USE TO GET A
WARRANT TO ARREST ME FOR TRESPASSING!
This man Tennitt doesn't know me. I don't know
him.

BUT Tennitt didn't talk to someone. Got
out of the truck and went and had a face to
face conversation with this guy. Yet they didn't
call him to trial. Why the hell not? Then call
his brother law. Who at first described so much
Bissen & Toller gang. Who has nothing whatsoever
to do with the complaint Tennitt filed. There
was a reason why they didn't call the ~~same~~ man
who talked to someone, and who filed the
complaint is something that troubles me. Did he
see me on the news and realize I'm not the
man he saw & talked to? He was by far their
best witness. and as a rule you always put
your best witness forward. What did he tell them
to cause them not to call him? This bothers
me to no end like you ~~always~~ not believe.

SUSPECT(S)

01 Disposition-ARRESTED /CHARGED HPD-no-581339
 Name: Last-KABY First-CHARLES Middle-DOUGLASS
 Alias(Nickname)-CHARLES PERTEET
 Address-3014 CEDAR HILL/1201 E. 26TH/
 Race-W Sex-M Age-22-00 Hispanic-N Date of birth-03/22/70
 Height-507 To- Weight-155 To-
 Hair: Color-LST. BRN Type-UNCOMBED Length-MED
 Speech/Accent- Eye color-BLU
 C-CHARGED WITH MURDER.....248TH DC.....25000 BOND.....

M..D.. SUMMARY

ated cases-111371392/

000000000

ort entered by-D.O. SHIRLEY

Employee number-067902

atus: Open-X Cleared- Inactive- Unfounded-

ork reviewed by-

NARRATIVE

RODUCTION:

10-15-92 SGTs. WERE ASSIGNED TO INVESTIGATE THE CAPITAL MURDER
 (WH OCCURRED AT 617 WESTFORD. THE MURDER CASE IS DETAILED UNDER
) CASE# 111371392-R. IN THAT CASE THE COMP. (EDNA FRANKLIN) WAS
 JNO MURDERED IN HER RESIDENCE AT 617 WESTFORD. THE LOCATION OF
 E MURDER IS DIRECTLY BEHIND THE HOUSE AT 616 WAINWRIGHT WHICH IS
 E LOCATION OF THIS CRIMINAL TRESPASS.

CALLS OF OFFENSE:

A RESULT OF THE INVESTIGATION OF THE MURDER CASE, SGTs. W.L. STEPHENS,
 JENDELE AND D. SHIRLEY LEARNED THAT THE SUSPECT IN THIS CASE HAD BEEN
 EN BY THE COMP. AND OTHER WITNESSES, CLIMBING THE FENCE FROM THE YARD
 617 WESTFORD. THE SUSPECT HAD CLIMBED THE FENCE INTO THE YARD OF
 PLAINANT AND THEN TOOK OFF WALKING EAST ON WAINWRIGHT. COMP. HAD
 EN GOTTEN INTO HIS VEHICLE AND FOLLOWED THE SUSPECT. COMP. STATED THAT
 WAS AFRAID THAT THE SUSPECT HAD A GUN AND THAT THE SUSPECT WAS
 RY CAUTIOUS AND APPEARED SUSPICIOUS. COMP. STATED THAT THE SUSPECT
 PEARED TO BE KEEPING HIS FACE TURNED TO PREVENT COMP. AND WITNESSES FROM
 FTING A GOOD LOOK AT HIM.

STATED THAT THE SUSPECT WAS WEARING A DARK COLORED JACKET, DARK
OR T-SHIRT AND DARK JEANS. COMP. STATED THAT HE YELLED AT THE
AND ASKED HIM WHAT HE WAS DOING IN HIS YARD. THE SUSPECT HAD BOTH
IN HIS JACKET POCKETS. THE SUSPECT THEN STATED THAT HE WAS JUST
ING ACROSS HIS YARD BECAUSE "THERE HAD BEEN AN ACCIDENT" ON THE NEXT
ET. COMP. THEN STATED THAT THE SUSPECT SWUNG OPEN HIS JACKET WHILE
ING HIS HANDS IN THE POCKETS AND THE SUSPECT STATED, "SEE MAN, I DON'T
E ANYTHING." COMP. STATED THAT HE DID NOT CONTINUE THE CONVERSATION
AUSE HE AFRAID THE SUSPECT WAS ARMED.

COMP. IN THE ABOVE MENTIONED MURDER CASE (EDNA FRANKLIN) HAD BEEN
ND WITH SOME FOREIGN HAIRS CLUTCHED IN HER HAND. BECAUSE OF THIS
AS DECIDED TO OBTAIN AN ARREST AND SEARCH WARRANT FOR THE SUSPECT
THE CRIMINAL TRESPASS (CHARLES RABY). ON 10-16-92 SGTs. SHIRLEY
STEPHENS DISCUSSED THIS CASE WITH ASSISTANT DISTRICT ATTORNEY TED
SON WHO PREPARED THE PROBABLE CAUSE STATEMENT. SGTs. MADE CONTACT
H. DISTRICT COURT JUDGE ACKERMANN WHO REVIEWED THE WARRANT AND
NEO IT AT APP. 07:15 PM ON 10-16-92.

TED:.....(PROBABLE CAUSE ARREST WARRANT AND SEARCH WARRANT)

ROE: CRIMINAL TRESPASS

THE NIGHT OF 10-16-92 SGTs. WENDELL, STEPHENS, AND SHIRLEY WENT TO
6 CEDAR HILL WHICH IS THE HOME ADDRESS OF THE SUSPECT IN THIS CASE.
IN RIVAL SGTs. SPOKE WITH THE SUSPECT'S MOTHER, BETTY PERTEEN WEINSTART.
SUSPECT'S MOTHER STATED THAT HER SON WAS NOT THERE BUT WAS OVER AT
GIRLFRIENDS HOUSE ON E. 26TH STREET. SHE PROVIDED THE PHONE NUMBER TO
S.

S. THEN CONTACTED THE HOMICIDE OFFICE IN AN ATTEMPT TO GET SOMEONE TO THE
RESS AT 1201 E. 26TH STREET BEFORE THE SUSPECT'S MOTHER COULD CALL AN
IN HIM. SGTs. STALLED AS LONG AS PRACTICABLE AND THEN PROCEEDED TO
D. E. 26TH STREET. SGTs. A. HERMANN AND BRYAN FOSTER HAD ALREADY
IN ENROUTE TO THE LOCATION BUT HAD DIFFICULTY IN LOCATING THE
IDENCE.

S. WENDELL, STEPHENS, AND SHIRLEY LOCATED THE RESIDENCE AND UPON
LIVAL MET WITH AN HISPANIC MALE IN THE FRONT YARD WHO IDENTIFIED
ISELF AS "RAY ESPARZA" WHO RESIDES AT 820 E. 27TH STREET. MR.
ARZA STATED TO SGTs. THAT THE SUSPECT WAS INSIDE THE HOUSE WITH
S GIRLFRIEND, MARY ALIZE GOMEZ. SGTs. WENT INTO THE RESIDENCE AND
ARNED FROM MR. GOMEZ THAT THE SUSPECT HAD TAKEN OFF RUNNING OUT THE
CK DOOR WHEN SGTs. PULLED UP IN FRONT OF THE HOUSE AND THAT HE HAD
EN WARNED OF SGTs. ARRIVAL BY HIS MOTHER WHO HAD JUST CALLED ON THE
ONE.

TS. CONTACTED THE POLICE DISPATCHER AND HAD SEVERAL PATROL UNITS
LIST IN SEARCHING THE NEIGHBORHOOD BUT COULD NOT LOCATE THE
SPECT. SGTs. SPOKE WITH SEVERAL PERSONS IN THE NEIGHBORHOOD WHO

USED THAT THE SUSPECT WAS SEEN RUNNING DOWN THE STREETS AND THROUGH
EYES IN HIS FLOBIT TO AVOID INVESTIGATORS.

IF THIS SUSPECT IS ARRESTED, PLEASE CONTACT THE HOMICIDE
IMMEDIATELY.

INVESTIGATION TO CONTINUE

SUPPLEMENT(S)

0003

Offense- CRIMINAL TRESPASS (YARD)

Street location information

Address- 616 Name-WAINWRIGHT Type- Suffix-
Name-HELMERS Type- Suffix-
Date of offense-10/15/92 Date of supplement-10/20/92
Appl(s) Last-FRUIT First-HULLERY Middle-LEO
Last-

Recovered stolen vehicles information

by- Phil- (000) 000-0000
Officer 1-W J STEPHENS Emp#-071252 Shift-1 Div/Station-HOMICIDE
Officer 2-D D SHIRLEY Emp#-047902 Shift-1

SUPPLEMENT NARRATIVE

SUSPECT IN THIS CASE WAS ARRESTED ON 10-19-92 AND WAS CHARGED
IN THE MURDER OF EDNA FRANKLIN. SEE CASE NUMBER 11371392 FOR
FACTS OF THE ARREST.

SEE DISPOSITION (MARK ONLY ONE CATEGORY) ANY SUSPECTS MUST BE LISTED ON PAGE 9
ARRESTED AND CHARGED IN THIS CASE (INCLUDES JUVENILES ARRESTED AND REFERRED)
ARRESTED AND CHARGED IN OTHER CASES (BUT NOT THIS CASE)

EXCEPTIONAL CLEARANCES -- MUST HAVE THE FOLLOWING CONDITIONS IN NARRATIVE:

IDENTITY OF OFFENDER IS ESTABLISHED, AND ENOUGH INFORMATION EXISTS TO
SUPPORT AN ARREST, CHARGE, AND PROSECUTION, AND EXACT LOCATION OF THE
OFFENDER IS KNOWN, AND THERE IS SOME REASON BEYOND LAW ENFORCEMENT CONTROL
THAT PROHIBITS THE ARREST AND/OR CHARGING OF THE OFFENDER (MARK ONLY ONE).

- LACK OF PROSECUTION BY BY D. A. FOR NON-EVIDENTIARY REASON
- LACK OF PROSECUTION BY COMPLAINANT - ORAL CONFESSION WITH MINIMAL EVIDENCE
- MINOR OFFENSE (JUVENILE ONLY) - DEATH OF DEFENDANT
- OTHER

UNFOUNDED INACTIVE CLEARED BY INVESTIGATION (INVESTIGATION CASES ONLY)
OPEN AND ACTIVE INVESTIGATION CONTINUING



CITY OF HOUSTON

Houston Police Department

1200 Travis Houston, Texas 77002-6000 713/247-1000

Lee P. Brown, Mayor

CITY COUNCIL MEMBERS: Bruce Tatro Carol M. Galloway Mark Goldberg Ada Edwards Addie Wiseman Mark A. Ellis Bert Keller Gabriel Vasquez
Carole Alvarado Annise D. Parker Gordon Quan Shelley Sekuta-Rodriguez, M.D. Michael Berry Carol G. Robinson CITY CONTROLLER: Sylvia R. Garcia



C. O. "Brad" Bradford
Chief of Police

September 9, 2002

Sarah M. Frazier
King & Spalding
1100 Louisiana Street, Suite 4000
Houston, Texas 77002-5213

Dear Ms. Frazier:

On July 23, 2002, you submitted a Public Information request for a copy of "inspection of the physical evidence collected during the investigation of the murder of Edna Franklin. We are providing you with these documents of the investigation. Ms. Frazier, you may want to coordinate viewing of evidence, if any, with the Houston Police Department's, Homicide Division at 713-308-3600.

Also enclosed you will find two invoices. Please return one invoice along with your payment by check or money order made payable to the City of Houston, to the Houston Police Department; Records Division; Attn: Carmen Flores; 1200 Travis, Houston, Texas 77002. You may also pay for the material in person in the Records Division on the 23rd floor of the Houston Police Station at 1200 Travis.

If you have any questions about the enclosed material, please contact Mary Haisten of the Media Relations Division at (713) 308-1800.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert C. Hurst".

Robert C. Hurst, Director
Media Relations Division

RCH/ma
QR #12947



JOSEPH A. JACHIMCZYK, M.D., J.D.

FORENSIC PATHOLOGIST

ATTORNEY AT LAW

CHEF MEDICAL EXAMINER



(713) 796-9292
(713) 796-6815
FAX: (713) 796-6838



OFFICE OF THE MEDICAL EXAMINER OF HARRIS COUNTY

JOSEPH A. JACHIMCZYK FORENSIC CENTER

1885 OLD SPANISH TRAIL

HOUSTON, TEXAS 77054-2098

TOXICOLOGY REPORT

MEDICAL LEGAL #: 92-6802

DATE: 10/20/92

NAME: Edna Mae Franklin

LABORATORY RESULTS

ALCOHOL: Blood = Negative
Cerebrospinal Fluid = Negative

BLOOD GROUP: B Negative

DRUG SCREEN: Stomach Content = Caffeine trace
Bile = Negative

THE STATE OF TEXAS

RETURN AND INVENTORY

COUNTY OF HARRIS

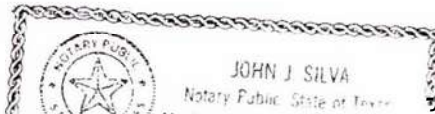
The undersigned affiant, being a Peace Officer under the laws of Texas and being duly sworn, on oath certifies that the foregoing warrant came to hand on the day it was issued and that it was executed on the 19th day of October, A.D., 1992, by making the search directed therein and seizing during such search the following described property:

1 - vial of blood from Charles Raby

McMendel 41494 Horn Div.
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, the undersigned authority, on this the 19th day of OCTOBER, A.D., 1992.

[Signature]
NOTARY PUBLIC in and for
THE STATE OF TEXAS



Incident No. 111321322 R

OFFENSE REPORT

PAGE 1.002

BE COMPARED TO THE HAIR OF CHARLES DOUGLAS RABY. A DNA COMPARISON ON THE HAIR
IS ALSO REQUESTED.

TWO COPIES OF THIS SUPPLEMENT HAVE BEEN SENT TO LAI ON THIS DATE, 10-19-92 AT
1236 HOURS.

INVESTIGATION TO CONTINUE

Supplement entered by # 71252

292-10278

Raby 37

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

Occident no. 111371392

SUPPLEMENT(S)

No-0013

Offense- CAPITAL MURDER

Number- 412 Name-MENIFORD Street location information
Apd no- Name-HELPER Type- Suffix-
Date of offense-10/18/92 Date of supplement-10/29/92
Compl (s) Last-FRANKLIN First-EDNA Middle-MATTON
Last-

Stored- Recovered stolen vehicles information
Officer- W.O. ALLEN, SGT. by- P#- (000) 000-0000
Emp#-05105 Shift-D Div/Station-HOMICIDE

SUPPLEMENT NARRATIVE

L92-10848

PROGRESS REPORT

THIS REQUEST IS TO THE CRIME LAB TO RECOVER THE SUSPECT'S CLOTHING FROM THE PROPERTY ROOM AND EXAMINE THE CLOTHING FOR BLOOD AND HAIR SAMPLES. THE SUSPECT IN THIS CASE IS CHARLES RABY, WHITE MALE 22 YEARS OF AGE. RABY WAS ARRESTED ON MONDAY, OCTOBER 19, 1992. RABY SIGNED A CONSENT FOR BLOOD AND HAIR AND BOTH WERE COLLECTED BY THE CRIME LAB.

PRIOR EVIDENCE HAS BEEN SUBMITTED IN THIS CASE. A SEXUAL ASSAULT KIT, BLOOD AND HAIR FROM THE MORGUE SHOULD HAVE BEEN FORWARDED TO THE CRIME LAB. WE ARE REQUESTING SWABS BE EXAMINED FOR ANY EVIDENCE OF SPERM. PHYSICAL EVIDENCE AT SCENE INDICATED A POSSIBLE SEXUAL ASSAULT. THE COMPLAINANT WAS NUDE FROM THE WAIST DOWN AND HER TURNED INSIDE OUT. THE COMPLAINANT'S PANTIES WERE TORN OFF OR CUT OFF HER BODY.

PLEASE COMPARE HAIR SAMPLES FROM THE SCENE TO THE HAIR COLLECTED FROM RABY AT THE HOMICIDE OFFICE. PLEASE CHECK FINGERNAIL SCRAPINGS COLLECTED AT THE MORGUE

WE ARE REQUESTING D.N.A. BE DONE IF POSSIBLE IN THIS CASE. PLEASE ADVISE SERGEANTS ALLEN AND WENDEL OF THE RESULTS. 242-3128.

Supplement entered by = 51105
Date cleared- 10/19/92

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT

PAGE 3.00

OFFENSE REPORT

Incident no. 111321392

SUPPLEMENT(S)

L92-10848
JHC

Mo 0000

Offense- CAPITAL MURDER

Street Location Information

Number-	617	Name- WESTFORD	Type-	Suffix-
Appl. no-		Name- HELMERS	Type-	Suffix-
Date of offense-	10/15/92		Date of supplement-	10/17/92
Compl(s) Last-	RANKLIN	First- EDNA	Middle- NATTODN	
	Last-			

Recovered stolen vehicles information

Stored-	by-	PH#- (000) 000-0000
Officer1- W J STEPHENS	Emp#- 071252	Shift- 1 Div/Station- HOMICIDE
Officer2- W C WENDELL	Emp#- 04194	Shift- 1

SUPPLEMENT NARRATIVE

OCTOBER 19, 1992.....MONDAY***

THIS SUPPLEMENT IS GENERATED FOR THE CRIME LAB AND IS TO BE USED FOR THE EXAMINATION OF THE EVIDENCE COLLECTED IN THIS CASE.....

THE COMPL IN THIS INCIDENT IS A 71 YEAR OLD WHITE FEMALE. SHE WAS FOUND ON THE FLOOR OF HER RESIDENCE STABBED TO DEATH. SHE HAD MULTIPLE STAR WOUNDS TO HER CHEST AND BACK, DEFENSIVE WOUNDS ON HER ARM, AND TWO SLICING WOUNDS TO HER NECK. SHE WAS CLOTHED IN A WHITE AND PURPLE NIGHTGOWN TOP AND SHE WAS NUDE FROM THE WAIST DOWN. IT IS POSSIBLE THAT SHE WAS SEXUALLY ASSAULTED. SWABS AND SMEARS WERE DONE BY THE MEDICAL EXAMINER. HAIR SAMPLES WERE ALSO OBTAINED FROM THE COMPL, AS WELL AS FINGERNAIL CLIPPINGS AND HAIR SAMPLES COLLECTED FROM THE COMPL'S CLINCHED HANDS.

THE SUSPECT IN THIS CASE IS A WHITE MALE, AGE 22. HE HAS BROWN HAIR AND BLUE EYES. A BLOOD SAMPLE AND A HAIR SAMPLE WAS TAKEN FROM THIS SUSPECT, CHARLES DOUGLAS RABY, 3-22-70.

ALSO COLLECTED WAS RABY'S BLACK LEATHER JACKET, A PAIR OF BLUE JEANS, AND A BLACK T-SHIRT. THIS CLOTHING SHOULD BE CHECKED FOR THE COMPL'S BLOOD. A SAMPLE OF HER BLOOD IS IN THE MORGUE KIT.

PLEASE CHECK THE VAGINAL, URAL, AND ANAL SMEARS AND SWABS FOR SEMEN AND A DNA COMPARISON. THE SAME FOR ANY BLOOD FOUND ON THE CLOTHING OF THE SUSPECT.

THE CLOTHING OF THE SUSPECT IS IN THE HOMICIDE EVIDENCE CLOSET AND WILL BE LOGGED IN THE PROPERTY ROOM ON 10-20-92. THE MORGUE EVIDENCE IS IN THE PROPERTY ROOM UNDER THIS CASE NUMBER.

THE HAIR SAMPLES ARE ON HAND IN THE CRIME LAB AS THEY WERE LABELED ON 10-14-92. THESE AND THE REST OF THE HAIR OBTAINED DURING THE AUTOPSY SHOULD

CLOSED

Date: 1/29/93 FRANKLIN

Case Number 1113713922 Compl./Owner EDNA MATTEON

Suspect Name FRANKLIN Officer's Name F.L. HALE Division CSU

Authorized By ME Emp# 51247 Officer's Signature & Emp.# [Signature] 51247

Offense MURDER Location 417 WEST FORD Property Officer's Sign. & Emp.# [Signature] 9871

Incident Type: Evid Found Safe Keeping (Jail) Invest

JAN 29 1993 2 Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)

FZ-188 ME 101

(2) PLASTIC CUPS - CONTAINING FINGER NAILS permanently out of Division

(3) SWABS, VAGINAL, ORAL, RECTAL Homicide 06-05-94

(3) PLASTIC BAGS, CONTAINING HAIRS



Date Tagged 8 SEP 93 Time 0831

Compl./Owner Edna Franklin Division Crime Lab
Officer's Name R.M. Hillman
Officer's Signature & Emp.# *Ruben Hillman* *9834p*
Property Officer's Sign. & Emp.# *R.M. Hillman* *9834p*

Case Number 111371392
Subject Name Charles Raby
Authorized By W.L. Stephens Emp# 71252 Division Homicide
Offense Murder Location 617 Westford

Evident Type: Evid Found Safe Keeping (Mail) Invest

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)
loose and pulled head hairs of Lee Rose; loose and pulled head hairs of Eric Bengt
loose and pulled head and pubic hairs of Charles Raby 06-05-94 192-10848 RA
hair from complainant's right hand
connected with the Division - Homicide



ME 108

Time 0900 HRS

Date Tagged 18 MAY, 1993

Case Number 111 371392 A

Suspect Name UNKNOWN

Authorized By Sgt. Frank Emp # 1589Z Division Homicide

Offense Csp. Murder Location CA? Washoe

Incident Type: Evid Found Safe Keeping (Jail) Invest

Compl./Owner FRANKLIN, BRUNN

Officer's Name WC Sheldon Division ID

Officer's Signature & Emp. # WC Sheldon 38788

Property Officer's Sign. & Emp. # O.E. CHEN/PRR97124

L/L# 7605-92

Bar Code Sticker

Description (Quantity, Make, Model, Serial #, Any Damage, etc.)



(1) KNIFE



(1) Screw Driver



(1) PLASTIC TRAY



(1) PAPER CONTAINING BALON LISTED ITEMS

ASST. CREDIT CARDS

ASST. Paper Artifacts

Permanent out of Division Homicide 6-05-94

DATE MAR 28 1994

PROPERTY PACKAGE OPENED FOR

BY [Signature]

DATE

Number 111371392R Date Tagged 4-13-93 Time 0800
 Object Name UNKNOWN Compl./Owner EDNA FRANKLIN
 Authorized By SGT FRANKLIN Division HOMICIDE Officer's Name N. CARMAN Division Hom/CSU
 Case MURDER Location 617 WESTFORD Officer's Signature & Emp.# N. Carman 80355
 Ident Type: Evid Found Safe Keeping (Jail) Invest Property Officer's Sign. & Emp.# O.E. CHUKUANI/PR097124

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)



(1) WHITE PRINT BLOUSE
 PROPERTY PACKAGE OPENED FOR SEARCH BY ADAM A. GROSSO DATE MAR 28 1994
Permanent out for
Sanjour Homicide
Assistant A # 06-05-94

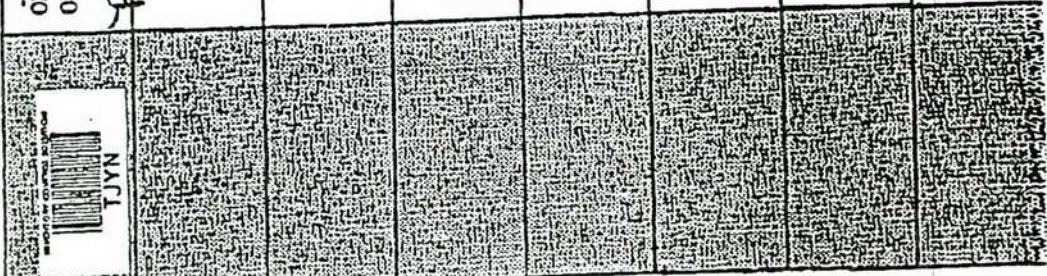
12236

Case Number 111371392 R **CLOSED UN** Date **CLOSED** Time 4 20 ml

Compl./Guestor EDNA FRANKLIN.
Officer's Name JIM NORRIS Division HOMICIDE
Officer's Signature & Emp.# [Signature] 81421
Property Officer's Sign. & Emp.# [Signature] 7387

Authorized By J. NORRIS Emp# 81421 Division HOMICIDE
Offense CAPITAL MURDER Location 617 WESTFORD
Invest
Safe Keeping (Jail)
Evid Found

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)
ONE PIECE OF CUT CARPET (APPROX. 1'x1'): ONE PAIR OF BLUE STRETCH DENIM JEANS:
ONE PAIR OF BLUE PANTIES WITH BLOOD DROPS; LOOSE UNKNOWN HAIRS.
permanently out to division 6-05 [Signature] Ass. Sgt. D.A.
PROPERTY PACKAGE OPENED FOR [Signature] DATE MAR 28 1994
BY [Signature] # 9370



028

Date Tagged 10/20/92 Time 9:15 AM

Compl./Owner FRANKLIN, EDNA M

Officer's Name SAME Division SAMB

Officer's Signature & Emp.# *[Signature]* PR#41494

Property Officer's Sign. & Emp.# BANKS *[Signature]* PR#98133

Case Number 1113-713-92

Subject Name RABY, CHARLES D. N/M (22)

Authorized By SGT WENDEL Emp# 41494 Division HOMICIDE

Offense MURDER Location 617 WESTFORD

Evidence Type: Evid Found Safe Keeping (Jail) Invest

Bar Code Sticker Description (Quantity, Make, Model, Serial #, Any Damage, etc.)

permanently out to division
SUSPECTS ASSORTED CLOTHING - Homicide -



06-05-94

[Signature] Assistant D.A.

PROPERTY PACKAGE OPENED FOR MAR 28 1994

BY *[Signature]* DATE

1113-713-92

CRIMINALISTIC EXAMINATION SHEET

LAB. # L92-10898

DATE 12 Nov 92

ANALYST RH

Description: one cardboard box & one plastic bag & blue panties
 one plastic bag & one pair blue pants
 one plastic bag & one piece of carpet
 one plastic bag & glassine envelope &

Origin:

Prof's Room -

hair from compl.'s left hand

Analysis requested:

Hair comparison

EXAMINATION:

- Blue panties - slide ① - three animal hairs, one human body hair unsuit. for comp. purp. slide ② - sev. animal hairs one Caucas. head hair micro. cons. with known head hairs of E. Franklin

Blue pants (stretch) - flea infested - fleas killed with dry ice (cons) one slide - two head hairs micro. cons. with known head hair of E. Franklin - one fragment unsuit. for comp. purposes

Carpet - many animal hairs (not collected) slide ① - ~~three~~ animal hairs slide ② two animal hairs, one grey featureless hair unsuitable for comparison purposes, one head hair microscopically cons. with the known of E. Franklin

CONCLUSION:

Left hand - slide ① two animal hairs - one hair fragment unsuitable for comparison purposes (pinched off at tip) slide ② one body hair unsuitable for comparison purposes, animal hairs, hair fragment unsuit. for comp. purposes.

CRIMINALISTIC EXAMINATION SHEET

LAB. # 197-10848

DATE 16 October 92

ANALYST RH

Description: one mylar bag & one piece of paper & hairs from compl's right hand

Origin:

Sgt. Thomas → R.H

Analysis requested:

Comparison with Knowns

EXAMINATION:

Hairs from hand - three slides

slide ① - two animal hairs and two head hair fragments unsuitable for comparison purposes.

slide ② - one head hair merid. cons. with the known head hair of E. Frank
*one head hair dissimilar to knowns of C. Ruby and E. Franklin, body hair unsuitable for comparison, animal hairs

slide ③ - animal hairs; fibers

10/21/93

→ consistent with the head hairs of Eric Benz

CONCLUSION:

SUPPLEMENT(S)

No-0014

Offense- CAPITAL MURDER

Street location information

Number- 617 Name-MESFORD Type- Suffix-

Apt. no- Name-HELMERS Type- Suffix-

Date of offense-10/15/92 Date of supplement-10/30/92

Coapl(s) Last-FRANKLIN First-EDNA Middle-MATTON

Last-

Recovered stolen vehicles information

Stored- by- PH#- (000) 000-0000

Officer-F.L. HALE Emp#- Shift-1 Div/Station-CSU/HOMICIDE

SUPPLEMENT NARRATIVE

MORGUE INVESTIGATION

INTRODUCTION

ON FRIDAY, OCTOBER 30 1992, I, OFFICER F.L. HALE BEING ASSIGNED TO THE CRIME SCENE SECTION COMPLETED THE MORGUE INVESTIGATION ON THE COMPLAINANT IN THIS CASE EDNA FRANKLIN 92-6802. I OBTAINED THE FOLLOWING EVIDENCE.

(2) PLASTIC CUPS, CONTAINING FINGERNAILS.

(3) SWABS, ORAL, VAGINAL, RECTAL.

(3) PLASTIC BAGS CONTAINING HAIRS.

THE EVIDENCE WAS RECOVERED AND KEPT IN OFFICER'S CARE, CONTROL AND CUSTODY UNTIL LABBED IN THE POLICE PROPERTY ROOM.

NO OTHER EVIDENCE RECOVERED BY THIS OFFICER.

Supplement entered by #

Date cleared- 10/31/92

ORIGINAL INFORMATION REPORT NON-PUBLIC

HOUSTON POLICE DEPARTMENT
OFFENSE REPORT

PAGE 1.00

Incident no. 111471392

SUPPLEMENT(S)

No-0015

Offense- CAPITAL MURDER

Street location information

Number--	617	Name--WESTFORD	Type--	Suffix--
Apt. no--		Name--HELMERS	Type--	Suffix--
Date of offense--	10/15/92		Date of supplement--	12/17/92
Compl(e) last--	FRANKLIN	First--EDNA	Middle--MATTHEW	
	Last--			

Recovered stolen vehicles information

stored	by--	PH#--	(000) 000-0000
officer J-CHU	Emp#--093070	Shift--	Div/Station--CRIME LAB

SUPPLEMENT NARRATIVE

SUSPECT : CHARLES RABY
REFERENCE : 192-10878

ON OCTOBER 15, 21, NOVEMBER 04, AND DECEMBER 24, 1992, AT THE REQUEST OF SERGEANT, EMP# 51105, THE FOLLOWING ITEMS WERE RETRIEVED FROM THE PROPERTY ROOM OF TAKEN FROM MR. CHARLES RABY :

CARTON BOX (BAR CODE# 13Y0) CONTAINING
PANTS
CARPET
PANTIES

CARTON BOX (BAR CODE# 1K00) CONTAINING
CAP
T-SHIRT
JACKET
PANTS (JEANS)

ENVELOPE (BAR CODE# SW00) CONTAINING
SWABS - VAGINAL, RECTAL, ORAL (M152-4302)
HAIRS
FINGERNAILS - RIGHT INDEX

FROM MR. CHARLES RABY :
CLAB OF BLOOD
SWAB WITH SALIVA

Raby 12

AN ANALYSIS OF THE ABOVE ITEMS REVEALED :

NO SEMEN WAS DETECTED ON THE CARPET, PANTS, PANTIES, JEANS OR SWABS.
BLOOD WAS INDICATED ON THE CAP. BUD SAMPLE WAS INSUFFICIENT FOR FURTHER ANALYSIS.
LUCIFERASE BLOOD HAVING (INCONCLUSIVE TYPING RESULT) WAS DETECTED ON THE FINGERNAILS

Incident no. 111371392 R

OFFENSE REPORT

PAGE 1,00

MR. CHARLES RABY WAS DETERMINED TO HAVE TYPE "O" BLOOD.

ALL ABOVE EVIDENCE WILL BE RESUBMITTED TO THE PROPERTY ROOM, AFTER ANALYSIS.

Supplement entered by = 93070
Date cleared- 10/19/92

JhC

L92-10848

Raby 43