

INTRO:

On June 15 of last year at approximately 11:00 P.M. Walter Thompson was robbed at knife point in the 1900 block of Clark Street. The robbery occurred on the sidewalk in the middle of the block at the entrance of an alley.

Prosecution Questions:

1. Are you one of the officers who spoke to Walter Thompson the night of the robbery?

Officer O'Leary: Yes

2. Office O'Leary when you spoke to Mr. Thompson what did he state occurred?

Officer O' Leary: Mr. Thompson stated that he was robbed by knife point on Clark Street. He then proceeded to describe the knife used to rob him.

3. Is the man accused of the robbery here in Court?

Officer O'Leary: Yes

Officer O'Leary can you point him out.

(POINTS OUT AT AUDIENCE)

Let the record show Office O'Leary pointed to the defendant Marshall Harris

4. Can you state how Mr. Thompson described the knife?

Officer O'Leary: He described the knife has a small silver-colored pocket knife with a blade about two-inches long.

(That is when we would bring out the knife- the knife should be placed in a plastic bag and on the outside of the bag it should be marked as Exhibit 1)

5. Do you recognize exhibit 1?

Officer O'Leary: Yes

6. What do you recognize this exhibit to be?

Officer O'Leary: It is the knife I found the night Mr. Thompson was robbed.

7. Where did you find the knife?

Officer O'Leary: I found it in an open trash barrel in the alley, it was about 30 feet down the alley from the sidewalk where Thompson was robbed.

8. Is this exhibit in the same or substantially same condition as when you found it?

Officer O'Leary: Yes

No Further Questions. END

DEFENSE QUESTIONS:

1. Officer O' Leary when you found the knife what did you do with it?

Officer O' Leary: I showed the knife to Mr. Thompson to verify if it was the knife used.

2. After you showed the knife to Mr. Thompson what did you do next with the knife?

Officer O' Leary: I kept it in my locker which has been locked at the police station.

3. Why was the knife not tagged?

Officer O' Leary: At the time I did not think of tagging it and ended up placing it in my locker.

4. Is it normal Police procedure to lock evidence in an officer's personal Locker?

Officer O' Leary: No

5. How long was the Knife in your locker ?

Officer O'Leary: From the night of the robbery till now

6. So from the time you locked the knife in your locker until the trial you will have the court to believe you never accessed your locker?

Officer O'Leary: Yes

7. Who besides you has access to your locker?

Officer O' Leary: No one except me.

8. Do you have a separate locker for evidence aside from your personal locker?

Officer O'Leary: No

9. Have you used your locker since you put the knife in it?

Officer O'Leary: No

NO FURTHER QUESTIONS

Walter Thompson would be called for questioning

1. Mr. Thompson when Officer O' Leary showed you the knife he found the night you were robbed what did you state?

Mr. Thompson: That it looked just like the one used to rob me but I could not say for certain that it was the exact same one.

No Further Questions. END