

1 because you haven't ever been in that situation; isn't  
2 that right?

3 A. Exactly.

4 MR. ZIMMERMAN: Thank you. Come down.

5 (Witness stood aside.)

6 MR. ZIMMERMAN: Carl Foust, come around.

7 **CARL FOUST, being first duly sworn, testified as follows**  
8 **during DIRECT EXAMINATION by MR. BUTCH ZIMMERMAN:**

9 Q. Mr. Foust, and that's F-O-U-S-T, isn't it?

10 A. Right.

11 Q. Where is your home, sir?

12 A. Pleasant Garden.

13 Q. Out on Steeple Chase Road; is that right?

14 A. Yes, sir.

15 Q. How long have you lived there?

16 A. Uh, 30 years.

17 Q. All right. Are you retired or do you work at some  
18 gainful employment?

19 A. I'm working American General Life Insurance.

20 Q. All right. What's your job with them?

21 A. Uh, selling. Salesman.

22 Q. All right. General agent?

23 A. Yeah.

24 Q. All right. And what kind, is it life insurance,  
25 you say?

- 1 A. Yes, sir.
- 2 Q. All right. How old are you, sir?
- 3 A. Sixty.
- 4 Q. Married?
- 5 A. Yes.
- 6 Q. Family?
- 7 A. Yes.
- 8 Q. Live at home with your wife and family?
- 9 A. Well, I live at home with my wife. Kids are gone.
- 10 Q. Everybody -- kids are all grown up. All right.
- 11 Now how long would you say you've known Ted Kimble and
- 12 his mom and dad?
- 13 A. Since 1984.
- 14 Q. All right. And what's the occasion for knowing
- 15 the mother and father, first?
- 16 A. Going to church.
- 17 Q. All right. And you go to his father's church?
- 18 A. Yes, sir.
- 19 Q. Do you participate in the church worship and the
- 20 church goings on and functions there?
- 21 A. Yes, sir.
- 22 Q. And what's the occasion knowing this young man,
- 23 here, Theodore Mead Kimble?
- 24 A. I met him at church.
- 25 Q. All right. Did you know his wife, Pat?

1 A. Yes. Vaguely. Just met her.

2 Q. All right. In other words, you're not socially  
3 inclined to be with Ted and his wife; is that right?

4 A. Well, we just didn't -- I've eat lunch with them  
5 at the pastor's house a few times. But other than that  
6 just, you know.

7 Q. Didn't see them on any social occasions other than  
8 that?

9 A. Right.

10 Q. All right. Tell me what you know about this young  
11 man right here.

12 A. Uh, been a fine boy since I've known him.

13 Q. You got an opinion satisfactory to yourself as to  
14 his general character and reputation in the community in  
15 which he lived?

16 A. Yes.

17 Q. What is that?

18 A. Well, he's always been mannerly, hard worker, and  
19 when he's been around me, it's nothing but yes, sir; no,  
20 sir, that type.

21 Q. Always been polite to you and your wife?

22 A. Right.

23 Q. This incident that you've heard about and these  
24 accusations and what that Mr. Panosh, the solicitor for  
25 the State, has said about these things totally out of

1 character of the Ted Kimble you know?

2 A. Yes.

3 Q. Did you ever see any marital discord between him  
4 and his wife, Pat?

5 A. No. Every time I was with them they were fine.

6 Q. Seem to be a loving couple?

7 A. Yes.

8 MR. ZIMMERMAN: Cross-examine, sir.

9 **CROSS EXAMINATION by MR. RICHARD PANOSH:**

10 Q. Are you saying, sir, that none of the facts you've  
11 heard about him killing his wife and getting his brother  
12 involved in killing his wife and plotting to kill these  
13 witnesses, none of that changes your opinion?

14 A. I don't know that all that happened.

15 Q. So--- never mind.

16 MR. PANOSH: No further.

17 **REDIRECT EXAMINATION by MR. BUTCH ZIMMERMAN:**

18 Q. You weren't there, of course, were you?

19 A. No, I wasn't.

20 MR. ZIMMERMAN: Thank you. Come down.

21 (Witness stood aside.)

22 MR. ZIMMERMAN: Mr. Joe Hagler.

23 **JOE HAGLER, being first duly sworn, testified as follows**  
24 **during DIRECT EXAMINATION by MR. BUTCH ZIMMERMAN:**

25 Q. Tell His Honor and the court reporter your name.