

1 Q. How about escape?

2 A. Yes, sir. That's misdemeanor escape from uh,  
3 uh,---

4 Q. Well, in order to be convicted of misdemeanor  
5 escape, you still have to escape.

6 A. Yeah. I pled guilty. I pled guilty. Was gone  
7 less than six hours.

8 Q. Stealing cars?

9 A. Yes, sir.

10 Q. Breaking into cars?

11 A. Yes, sir.

12 Q. Assault on a female?

13 A. Yes, sir.

14 MR. PANOSH: No further questions.

15 THE WITNESS: May I make a statement, Your  
16 Honor?

17 THE COURT: No. Just answer his questions.

18 MR. CRUMPLER: No, Your Honor. Excuse me.

19 THE COURT: Come down.

20 (Witness stood aside.)

21 MR. ZIMMERMAN: Have Mr. Hagler back up.  
22 Remind you you're still under oath, sir. If it please  
23 the Court?

24 THE COURT: Yes, sir.

25 **JOE HAGLER, being previously duly sworn, testified as**

1 follows during DIRECT EXAMINATION by MR. BUTCH ZIMMERMAN:

2 Q. I believe at some point in time I'd asked you if  
3 you were some kind of a counselor, and I believe you told  
4 me later on you were his resource teacher at school; is  
5 that right?

6 A. That's correct.

7 Q. And what school was that?

8 A. That was at Hunter School.

9 Q. All right. What grade was that?

10 A. I'm not sure. It was either third or fourth  
11 grade. I think at the time we were third, fourth, fifth  
12 and sixth grade one year. And then I think when Ted was  
13 there it was third and fourth grade.

14 Q. All right. And did you follow him as he got older  
15 in the school system?

16 A. I didn't until I bought a house over in the  
17 Glenwood section and bought some supplies from Mr. Lyles  
18 and noticed that I thought it was Ted working there. And  
19 then we sort of got reacquainted. I said how you doing,  
20 what are you doing in school, and then every now and then  
21 I would see him there when I bought materials.

22 Q. All right. Do you have any connection or contact  
23 with his dad and mother and that church?

24 A. No, sir. I'm not a member of that church. I need  
25 to go back to another question.

1 Q. Yes, sir.

2 A. After several years passed, Ted when he, uh, about  
3 the time he bought Lyles Building Supply, I did purchase  
4 some stuff from him and he built a roof for me at a place  
5 on the lake that I have.

6 Q. All right.

7 A. So, that was basically my last dealings with him.

8 Q. Have your dealings with Mr. Kimble all through the  
9 time that he was in the fourth or fifth grade or whenever  
10 all the way up to the time when you were buying or  
11 purchasing things from Lyles Building Supplies always  
12 been open and aboveboard?

13 A. Yes, sir.

14 Q. And what kind of young man did you find him to be  
15 when he was in grammar school?

16 A. He was very mannerly. Yes, sir; no, sir; that  
17 sort of thing.

18 Q. Did that opinion of him being mannerly, your  
19 opinion of his being mannerly ever change when you dealt  
20 with him at Lyles?

21 A. No. He was always very helpful and mannerly then.

22 Q. Do you have an opinion satisfactory to yourself as  
23 to this defendant's character and reputation in the  
24 community in which he lived?

25 A. Uh, yes.

1 Q. And what is that, sir?

2 A. Well, based on my experience with him, it was  
3 positive.

4 Q. All right. And you feel like this, what you've  
5 heard today, the allegations or the factual statements  
6 made by the solicitor for the State about this killing of  
7 his wife, you find that totally out of character with the  
8 young man you knew?

9 A. Based on the period that I knew him, yes, sir, I  
10 do.

11 Q. All right. Understand you don't condone what  
12 happened, but you just find it just doesn't match up with  
13 the young man you knew?

14 A. That's correct.

15 Q. All right.

16 MR. ZIMMERMAN: Cross-examine him, please.

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

18 Q. Do you know that during this period of time he was  
19 running Building Supply up there that he was stealing  
20 most of that, and he's pled guilty to 20-odd breaking and  
21 entries, thousands of dollars worth of property, stuff he  
22 was selling at the store?

23 A. I didn't know it at the time I did business with  
24 him, but I read it in the paper later.

25 Q. Now that you know that he's admitted to that kind

1 of conduct, you still think he's open and aboveboard?

2 A. Well, as I said before, up until -- during the  
3 time that I knew him, he was a real positive person. But  
4 I don't support the kind of behavior that I've heard  
5 about stealing and that sort of thing.

6 Q. Or murder?

7 A. Or murder, if that be the case.

8 MR. PANOSH: No further, thank you.

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

10 Q. Let me just ask you this.

11 A. Yes, sir.

12 Q. Mr. Hagler, as a matter of fact, you thought  
13 enough of him that when he was building this deck or  
14 whatever it was down there at the lake, you let him have  
15 the keys to your lake house to stay?

16 A. Yes, sir. He and his wife and another couple went  
17 up a couple weeks later for a few days.

18 Q. And you didn't have any reason to -- didn't find  
19 anything missing in there, didn't have any reason to  
20 think anything would be missing from your place, did you?

21 A. No. I couldn't even tell they had been there.

22 MR. ZIMMERMAN: All right. Thank you so  
23 much. You can come down.

24 (Witness stood aside.)

25 MR. ZIMMERMAN: All right, come around,

1 please, ma'am.

2 These witnesses who've testified on behalf of  
3 Mr. Kimble, if Your Honor please---

4 THE COURT: If there is no objection by the  
5 State, they may be released from subpoena.

6 MR. PANOSH: No objection.

7 MR. ZIMMERMAN: If Your Honor please, I need  
8 to step out on another matter.

9 THE COURT: Yes, sir.

10 (Mr. Zimmerman leaves the courtroom briefly.)

11 **EDNA KIMBLE, being first duly sworn, testified as follows**  
12 **during DIRECT EXAMINATION by MR. FRED CRUMPLER:**

13 Q. Mrs. Kimble, state your full name for the Court,  
14 please.

15 A. Edna Layton Kimble.

16 Q. And I believe, ma'am, that you're Ted Kimble's  
17 mother, are you not?

18 A. Yes, sir.

19 Q. Mrs. Kimble, Your Honor is going to have to pass  
20 judgment on your son when we conclude this hearing. And  
21 I ask you would you state to the Court matters that you  
22 think the judge may consider in your son's behalf by  
23 telling us about his past and things that you'd like the  
24 judge to consider.

25 A. I've raised my son, and I had little to no trouble