

1 Q. What have you been tried and convicted for in the
2 last 10 years, sir?

3 A. Excuse me?

4 Q. What have you been tried and convicted for? Tell
5 us what you're in prison for.

6 A. I mean that ain't got nothing to do with what I'm
7 in here for.

8 THE COURT: Just go ahead and answer the
9 question.

10 A. I mean I got locked -- I got convicted for murder.

11 Q. Yeah. Thank you.

12 A. Murder. I got convicted for murder. So, I mean
13 anything else you need to know what happened before that?
14 You need to know about any of the good things I did
15 before I got that murder charge? You need to know any of
16 that?

17 MR. PANOSH: I have no further questions.

18 THE WITNESS: Okay.

19 MR. CRUMPLER: I have no further questions,
20 Your Honor.

21 THE COURT: All right, that's all.

22 (Witness stood aside.)

23 MR. ZIMMERMAN: All right, call Mr. Homer
24 Wilson back.

25 THE COURT: Yes, sir. Mr. Wilson, come

1 around, please.

2 **HOMER WILSON, being previously duly sworn, testified as**
3 **follows during DIRECT EXAMINATION by MR. BUTCH ZIMMERMAN:**

4 Q. Remind you you're still under oath, Mr. Wilson.
5 Let me just ask you this, sir. Would you say that what
6 you've heard here is totally out of character with the
7 Ted Kimble that you know?

8 A. Yes, sir.

9 Q. You still have those same feelings about it as a
10 man of good character and reputation?

11 A. Absolutely.

12 MR. ZIMMERMAN: Cross-examine, sir.

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

14 Q. You said you knew Patricia?

15 A. Yes.

16 Q. What kind of person was she?

17 A. She was a sweet girl. I was with them probably
18 three or four times. That's how much I know her.

19 Q. And right after she was killed, his church took up
20 a collection for Mr. Kimble and they gave him some money,
21 and he went out and spent that on a new motorcycle; isn't
22 that true?

23 A. I don't know that.

24 Q. And he's admitted to killing his wife, and you
25 still think he's a fine person?

1 A. I don't know the circumstances under which he made
2 that plea. From what I -- the only thing I've seen of
3 Ted Kimble has been a fine upright young man.

4 Q. And we have a document in evidence here where he
5 plotted to kill eight witnesses in his own handwriting
6 with his fingerprints on it. You still think he's a fine
7 person?

8 A. It's hard to say what that means. I mean where
9 those come from and under the circumstances for which Ted
10 wrote that. I don't know the documents, haven't seen the
11 documents. But I can say this, if he's there and under
12 those conditions, I don't know what anybody would do
13 under those circumstances, especially if they thought
14 they were innocent.

15 Q. You think a fine person who thought he was
16 innocent would plot to kill some witnesses?

17 A. You don't know what they -- right. Now whether
18 anybody would go through with that would be a different
19 story. If a person went through with it, that would be
20 one thing. But who knows what people might do when
21 they're sitting locked up in a cell. Especially somebody
22 if they felt that their options were pretty limited at
23 that point.

24 Q. So, just asking to kill witnesses, that's all
25 right. To really kill them, that's not all right.

1 A. It's not all right.

2 MR. ZIMMERMAN: Well, objection, if Your
3 Honor please.

4 MR. PANOSH: No further questions.

5 THE COURT: Argumentative. Sustained.

6 MR. ZIMMERMAN: Thank you.

7 MR. PANOSH: No further.

8 THE COURT: Come down please.

9 (Witness starts to leave the stand.)

10 MR. ZIMMERMAN: Wait just a minute, sir.

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

12 Q. Now, say you knew Pat?

13 A. Uh, yes. We had been with them couple three times
14 at dinner.

15 Q. The times that you had been with them, did you see
16 any evidence of any marital discourse (sic) or
17 disagreements, any upset?

18 A. Exact opposite.

19 Q. You saw what, love and caring?

20 A. Yes.

21 Q. Did you ever hear any ill words between husband
22 and wife?

23 A. No.

24 Q. These questions that the solicitor asked you a
25 minute ago, that is Mr. Panosh, kind of hard to answer

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?