

ASP-116
Rev. 4-94

YOUR RIGHTS

NAME: Heath Stock PLACE ASP. HP
DATE 1. 18. 97
TIME 705 pm

Before we ask you any questions, you must understand your rights.

1. Do you understand that you have the right to remain silent?

Response yes. HCS

2. Do you understand that anything you say can and will be used against you in court?

Response yes HCS

3. Do you understand that you have the right to talk to a lawyer for advice before we ask you any questions and to have him with you during questioning?

Response yes. HCS

4. Do you understand that if you cannot afford a lawyer, one will be appointed for you before any questioning if you wish, at no cost to you?

Response yes. HCS

5. Do you understand that if you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time? You also have the right to stop answering at any time until you talk to an attorney.

Response yes. HCS

WAIVER OF RIGHTS

I have read this statement of my rights and I understand what my rights are. I am willing to make a statement and answer questions. I understand and know what I am doing. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.

SIGNED

Heath Carlton Stokes

WITNESS Mr. M. Hall

WITNESS Law. Steve Smith

CRIMINAL INVESTIGATION DIVISION

TYPED	1-24-97 PL
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ASP-3-A

DATE: 1-23-97
DICTATED BY: INV MARK HOLLINGSWORTH, #270
DATE TYPED: 01-24-97 RLS
COPIES TO: INV MARK HOLLINGSWORTH
INV STEVE FINCH, LONOKE CO. SHERIFF'S OFFICE

INTERVIEW OF SUSPECT

HEATH C. STOCKS
W/M, DOB: 11-12-76
771 JOHNSON ROAD
LONOKE, AR
NO PHONE

On 1-18-97, HEATH STOCKS was interviewed by Inv MARK HOLLINGSWORTH, ASP-CID, beginning at 7:05 p.m., at the Arkansas State Police Headquarters in Little Rock, Arkansas. Also present during the interview was Inv STEVE FINCH, Lonoke County Sheriff's Office.

HEATH STOCKS was advised of his rights as set out on the ASP-116, his response is recorded on that form, with each of the responses initialed by STOCKS after he reviewed the form. The form was then signed by STOCKS. Copies of the ASP-116, will be made part of the master investigative file with the original being maintained by this Investigator.

The statement given by STOCKS was taped and will be transcribed and submitted to the master investigator file. The tape will be maintained by this Investigator.

FILE NUMBER: 04-074-97

CRIME: CAPITAL MURDER

000230

LIVE INTERVIEW
HEATH CARLTON STOCKS
W/M, DOB: 11-12-76
FILE NUMBER 04-074-97

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Interviewed by: MARK HOLLINGSWORTH
Transcribed by: RLS

The following is a taped interview being conducted by the Arkansas State Police Criminal Division and Investigator STEVE FINCH, Lonoke County Sheriff's Department Criminal Division. The date is 1-18-97, time is approximately 7:08 p.m., present is HEATH STOCKS, W/M, DOB: 11-12-76. He is being interviewed reference to a homicide that has occurred in Lonoke County during the late hours of January 17, 1997. Before we proceed with this interview, I'm going to go back over the statement of rights that was read to HEATH earlier today and have the Statement of Rights on tape before the statement is continued.

Hollingsworth: Heath, this is a statement of rights just like I read to you this morning. I want to go back over it and explain to you and make sure that you understand that what your rights are before we take your statement, okay? Alright. I need you to speak up for me, okay? Now, if you would, state your name for me please.

HEATH: HEATH CARLTON STOCKS.

HOLLINGSWORTH: Okay. Say it again, please.

HEATH: HEATH CARLTON STOCKS.

HOLLINGSWORTH: Okay, let the record reflect it 'HEATH CARLTON STOCKS'. HEATH, What's your date of birth?

HEATH: November 12, 1976.

HOLLINGSWORTH: November 12, 1976. Okay, HEATH, what I'm going to do is I'm gonna go down the Statement of Rights and ask you for your response, if you understand, if you would respond an affirmative with 'yes' and if you don't understand, the response is a 'no' and we'll try to explain it to you, okay?

HEATH: (inaudible)

HOLLINGSWORTH: (inaudible) Alright, here we go... Heath, do you understand that you have the right to remain silent?

000233

HEATH: Yes.

HOLLINGSWORTH: Heath, do you understand that anything we say can and will be used against you in court?

HEATH: Yes.

HOLLINGSWORTH: Heath, do you understand that you have the right to talk to a Lawyer before we ask any questions and have him present with you during questioning?

HEATH: (Crying) Yes.

HOLLINGSWORTH: Heath, do you understand that if you cannot afford a lawyer, one will be appointed for you before any questions if you wish at no cost to you?

HEATH: Yes.

HOLLINGSWORTH: Heath, understand that if you decide to answer questions now without a lawyer present, you still have the right to stop answering at any time?

HEATH: Yes.

HOLLINGSWORTH: And you also have the right to stop answering at any time until you talk to an attorney?

HEATH: Yes.

HOLLINGSWORTH: Okay, Heath, all your responses to the questions were yes, if you would, as I refer to the Statement of Rights, I'm showing to you now, would you place your initials beside each of these responses and indicate those are your responses, okay?

HOLLINGSWORTH: Let the record reflect that Heath is placing his initials beside each of the five responses that he placed on the statement of rights. Heath, I'm now going to read you a Waiver of Rights that states that you have read the above statement of rights and you understand what your rights are, you are willing to make a statement and answer questions, you understand and know what you are doing, no promises or threats have been made to you and no pressure or coercion of any kind has been used against you. If you agree to give us a statement and waive your rights, Heath, I need you to place your signature right here. Do you agree to give us a statement?

HEATH: Yes.

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HOLLINGSWORTH: Okay. If you would place your signature right there, please.

HOLLINGSWORTH: Okay. Let the record reflect that approximately 7:12 p.m. , Heath Stocks signed the Waiver at the bottom of the Rights Form and Inv Hollingsworth is signing as a Witness along with Inv FINCH. Heath, what I want you to do now is I want you to take me back to the afternoon of January 17, 1997, yesterday afternoon, okay? I want you to take me back to your house yesterday afternoon and I want you to tell me and I want you to tell Inv FINCH what took place out at your house yesterday afternoon and into the evening. Okay, can you do that for me?

HEATH: (No verbal response)

HOLLINGSWORTH: Okay, I need you to speak up Heath, Okay? I know it will be difficult for you, but I need you to speak up so this can be as clear as it can, okay?

HEATH: (Sigh) I came home and Mama was cooking at the stove, she was cooking some steak and was going to put them in a crock pot with some mushrooms, I guess for us to eat today. (Sniffles) And Heather was getting ready to go, both of them were getting ready to go to a ball game. And Mom said that she'd left me a note saying that Grandmother and Grandfather and everybody and Uncle J wanted me to go out and eat with them 'cause he was going back to California today.

HOLLINGSWORTH: Okay, what time in the afternoon was this Heath?

HEATH: (Sniffles) 4:30.

HOLLINGSWORTH: About 4:30 in the afternoon?

HEATH: Yes Sir.

HOLLINGSWORTH: Okay, go ahead.

HEATH: I left and went to Grandmother's house at about (crying)...

HOLLINGSWORTH: Take your time Heath, okay buddy. Take your time.

HEATH: About 5:30 and we went out to eat at Western Sizzlin'...

HOLLINGSWORTH: Where at?

HEATH: In Jacksonville. And...we ate supper and Grandpa needed a funnel for a heater in his trailer and we went to Wal Mart to get it and he was having problems

breathing and we picked him up and we went home and then I went home at about 8:00. I was just watching T.V. (inaudible) I just got so mad.

HOLLINGSWORTH: What were you mad about, Heath?

HEATH: (Crying) My dad.

HOLLINGSWORTH: What about your dad, Heath?

HEATH: I was never good enough. I wasn't like Heather. Flunked out of college...DWI...wasn't smart...wasn't ever good enough for him. No matter what. (crying)

HOLLINGSWORTH: Take your time, Heath.

HEATH: I remember getting the gun, I was, I was just mad.

HOLLINGSWORTH: Okay, where did you get the gun at, Heath?

HEATH: Bottom drawer of the gun cabinet.

HOLLINGSWORTH: Okay, what kind of gun was it, Heath?

HEATH: A .45.

HOLLINGSWORTH: Was it an automatic or a revolver?

HEATH: Automatic. And it was loaded, I loaded it before...I thought about it before and just I couldn't do it.

HOLLINGSWORTH: When did you think about doing it before, Heath?

HEATH: When we got in a big fight.

HOLLINGSWORTH: Do you know when that was?

HEATH: We always got into fights...(still crying)

HOLLINGSWORTH: Do you fight quite a bit with your dad? ...Okay, go ahead.

HEATH: (crying) Everytime, he hit me or pulled down my pants and underwear and whipped me until I couldn't sit down, punched me, I just really couldn't take it...I just got madder and madder and madder and then Heather got home and I'd try to make her go away and she (crying) wouldn't go...

HOLLINGSWORTH: Why'd you want her to go away, Heath?

HEATH: (Crying) 'cause I didn't want her to get hurt...

HOLLINGSWORTH: What were you planning on doing, Heath?

HEATH: (Crying) I didn't want Dad hurting me no more...

HOLLINGSWORTH: What were you planning on doing to your dad, Heath?

HEATH: I wanted to kill him. (crying) I hate him so much...(crying) and I tried to love him, but I just couldn't do it. I just, I wanted to kill myself and I tried, I walked into the room and I tried to get Heather to go and she, she tried to call, and I told her to hang up...

HOLLINGSWORTH: Who'd she try to call, Heath?

HEATH: 911

HOLLINGSWORTH: Why was Heather going to call '911'?

HEATH: Because I told her somebody broke her into the house...

HOLLINGSWORTH: Why did you tell her somebody broke into the house?

HEATH: Because she asked why all the drawers were pulled out.

HOLLINGSWORTH: Why were all the drawers pulled out?

HEATH: I got mad, I was just walking around and just, was so mad...

HOLLINGSWORTH: Were you walking through the house doing this?

HEATH: I was just so mad, I just...(breathing heavily) and then Mom and Daddy got home, and I just see him and I wanted him to just stay away...

HOLLINGSWORTH: What happened when your mom and dad got home, Heath?

HEATH: (Crying)

HOLLINGSWORTH: Take your time, Heath.

HEATH: He tried, he tried to call '911'.

HOLLINGSWORTH: Your dad tried to call '911'?

HEATH: And then he saw me, and he looked at me...(crying) I just started shooting at things. I didn't want just to hurt...I didn't Mom and Heather to get hurt...and I just...I just got so mad, I was just...(inaudible)then I tried to get them back and they wouldn't come back and then I tried to shoot myself and I couldn't do it.

HOLLINGSWORTH: You say you tried to get who back, Heath?

HEATH: (crying) Mom, Heather and Daddy, I wanted them all back, I didn't care...I, I didn't want them to die...I just wanted him to ...

HOLLINGSWORTH: Heath, did you shoot your Daddy?

HEATH: Yes.

HOLLINGSWORTH: What happened with your mom and Heather?

HEATH: I don't...I just saw him and I just shot and ...then they got hit...

HOLLINGSWORTH: And then they got (inaudible)...

HEATH: (Crying) I love them...

HOLLINGSWORTH: Take your time.

HEATH: I love them so much...(crying)

HOLLINGSWORTH: Heath, what happened after you shot them?

HEATH: I tried to shoot myself, but I couldn't.

HOLLINGSWORTH: Why couldn't you?

HEATH: I wanted to, but I just couldn't do it.

HOLLINGSWORTH: Heath, did you shoot your dad while he was on the ground?

HEATH: I don't know. I just, I just shot, just shot...I was so scared.

HOLLINGSWORTH: What happened after the shooting stopped, Heath?

HEATH: (crying) I tried to get them back.

HOLLINGSWORTH: What do you mean, you tried to get them back?

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HEATH: I asked God to bring them back.

HOLLINGSWORTH: Did you pray?

HEATH: (crying) But he wouldn't. Now, I can't get 'em back. So, I ran, I was so scared...

HOLLINGSWORTH: Did you take anything from the house, Heath?

HEATH: I took lots of jewelry...

HOLLINGSWORTH: Why'd you do that, Heath?

HEATH: I don't remember, I just...

HOLLINGSWORTH: Were you afraid?

HEATH: I didn't want to die...I didn't want them to die...I just wanted him to feel the pain he made me feel...'Cause I wasn't ever good enough for him...(crying)

HOLLINGSWORTH: Heath, where did you go after you left your house?

HEATH: To Arkadelphia.

HOLLINGSWORTH: Why'd you go to Arkadelphia, Heath?

HEATH: I wanted to see Jan.

HOLLINGSWORTH: Is Jan your girlfriend?

HEATH: Yes.

HOLLINGSWORTH: What happened when you got to Arkadelphia?

HEATH: I threw the gun out in the river.

HOLLINGSWORTH: Okay, what river did you throw the gun out into.

HEATH: The Ouachita, by the bridge.

HOLLINGSWORTH: Okay. About what, about what time did you get down there, Heath?

HEATH: 11:30 maybe...

HOLLINGSWORTH: Maybe 11:30 at night? You went straight there?...Is there anything else you had with you that you got rid of?

HEATH: Gloves. I had on some gloves.

HOLLINGSWORTH: You had some gloves on? Were you wearing them when the shooting took place?

HEATH: (Nonverbal)

HOLLINGSWORTH: Is that yes?

HEATH: Yes.

HOLLINGSWORTH: What did you do with the gloves, Heath?

HEATH: I threw them in the trash...

HOLLINGSWORTH: Where at?

HEATH: On Feaster Trail.

HOLLINGSWORTH: On Feaster Trail?

HEATH: (crying) I didn't want them to die.

HOLLINGSWORTH: Heath, what else did you throw out on Feaster Trail, anything or just the gloves.

HEATH: The casings of the bullets.

HOLLINGSWORTH: The bullet cartridges?

HEATH: Yes.

HOLLINGSWORTH: Why did you have those?

HEATH: I just picked them up, and I ... (inaudible) I was just so scared...(crying) I was just so scared.

HOLLINGSWORTH: Heath, was there anything else that you had with you that you got rid of or threw away?

HEATH: Not that I can remember.

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HOLLINGSWORTH: Okay, did you take some jewelry with you from your house? Did you keep it?

HEATH: No, I threw it in the trash.

HOLLINGSWORTH: Where, where did you throw the jewelry in the trash at, Heath?

HEATH: By Pizza Hut, in Arkadelphia.

HOLLINGSWORTH: By Pizza Hut in Arkadelphia...in their trash.

HEATH: There's a big, there was a big dumpster out there in the middle of the parking lot and I just threw it there.

HOLLINGSWORTH: Okay.

HEATH: And I could just hear her saying that (inaudible due to crying)

HOLLINGSWORTH: What, Heath?

HEATH: I can just hear her saying 'I love you, Bubba.'

HOLLINGSWORTH: Who said that, Heath?

HEATH: My sister. I love her so much...I miss her. (crying) I didn't want her to die.

HOLLINGSWORTH: Heath, why didn't you tell us about this, this morning when we talked to you?

HEATH: 'Cause I was so scared. I was just scared...I didn't want to die, I was just scared.

HOLLINGSWORTH: Do you realize what you're doing now by telling us?

HEATH: (inaudible)

HOLLINGSWORTH: Is there anything else you can tell us about what happened...that you remember?

HOLLINGSWORTH: Is there anything else you'd like to say, Heath?

000241

HEATH: Lord, forgive me. Mom and Dad and Heather, forgive me 'cause I didn't mean to...I just wanted him to hurt...(inaudible) because Heather was gonna go somewhere nice college...I was just so proud of her ...'cause she was just so smart. (crying harder)

HOLLINGSWORTH: Steve, have you got anything else you'd like to ask?

STEVE: No, Sir.

HEATH: I'm sorry, I didn't mean to...

HOLLINGSWORTH: It is now approximately 7:29 P.M., the date is still the same, 1-18-97. No further statements to be made by Heath Stocks, no questions to be asked by either Inv Finch, myself, Investigator Hollingsworth, and this will conclude the interview, again the time is approximately 7:29 P.M. the date is 1-18-97 and this will conclude the interview.

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