

1 MR. ALEXANDER: No questions, Your Honor.

2 THE COURT: You may step down, Mrs. Harris.

3 Thank you.

4 MS. DICKEY: Heath Stocks.

5 (WHEREUPON, HEATH STOCKS, HAVING FIRST BEEN DULY  
6 SWORN TO TELL THE TRUTH, THE WHOLE TRUTH AND NOTHING  
7 BUT THE TRUTH, TESTIFIED AS FOLLOWS, TO-WIT:)

8 DIRECT EXAMINATION

9 BY MS. DICKEY:

10 Q. State your name for the record.

11 A. Heath Stocks.

12 Q. How old are you, Heath?

13 A. Twenty-one.

14 Q. How old were you the first time you met Jack Walls?

15 A. I was eight or nine the first time we met. My parents  
16 knew the Knoxes, and they lived across the street. They were  
17 friends with them. There was times that I saw him, but I  
18 didn't actually know him. I'd met him before, though.

19 Q. But your earliest memories is when you were eight or nine  
20 years of age.

21 A. Yes, ma'am.

22 Q. You were in Jack Walls's Boys Scout troop, were you not?

23 A. Yes, ma'am.

24 Q. How old were you then?

25 A. Twelve -- eleven or twelve years old. A lot of the Boys

1 Scout camp outs we had sometimes were mixed age groups. The  
2 younger guys would be out there with the older guys. And we'd  
3 separate there at night, and we'd kind of go off to ourselves.

4 Q. What kind of activities are you talking about within the  
5 Boy Scouts? What did y'all do while Jack was your leader? As  
6 far as the scouting activities.

7 A. Went to -- went out to the Walls Farm and went camping.  
8 He took us to -- up to where we got our merit badges, and we  
9 camped out up there. We always had a good time. Got real  
10 drunk.

11 Q. You always --

12 THE COURT: I'm sorry.

13 Q. -- got drunk?

14 THE COURT: I'm sorry. I did not hear the last  
15 thing you said.

16 THE WITNESS: Got drunk.

17 Q. (Resumed by Ms. Dickey) You always got drunk at these  
18 Boys Scout outings?

19 A. Yes, ma'am.

20 Q. Who first introduced you to alcohol?

21 A. Jack Walls.

22 Q. How old were you at that time?

23 A. Eleven or twelve or thirteen, approximately. I'm not  
24 sure.

25 Q. What was your relationship with Jack Walls at that time?

1 How did you feel about him?

2 A. A friend, mentor. I looked up to him. Somebody I'd want  
3 to be like.

4 Q. You were -- at some point in time, he referred to you as  
5 the son he never had?

6 A. I called him Father.

7 Q. You called him Father?

8 A. Me and Dad, we got along, but we had a hard relationship.  
9 I had a learning disability, and it kind of put a strain at  
10 home. And Jack was somebody who always complimented me. Gave  
11 me compliments and told me I was worth something, and he loved  
12 me.

13 Q. And you loved him.

14 A. With all my heart.

15 Q. And you loved him better than you loved your family.

16 A. I would have died for him if it meant protecting him.

17 Q. Let me ask you how old you were the first time Jack raped  
18 you.

19 A. Twelve. Eleven, twelve.

20 Q. Where were you?

21 A. We went to the merit badge camp. I'm not sure exactly  
22 where it is.

23 Q. Would that be at Damascus?

24 A. Damascus.

25 Q. In northern Arkansas?

1 A. Yes, ma'am. And Jack brought some -- all the guys were  
2 out there. Jack had brought some wine, and we built a  
3 campfire.

4 Q. Were there not other scout leaders around to see the  
5 alcohol that Jack brought?

6 A. Not that I could see. It was just older scouts. A lot of  
7 older scouts. Some guys that I don't even know, that were  
8 scouts at the time. They were just affiliated with the scouts.

9 Q. So, the first rape started at Damascus when you were  
10 eleven or twelve. When did it stop? When did that sexual  
11 relationship stop?

12 A. When I got arrested.

13 Q. You saw or participated in different types of rape, did  
14 you not?

15 A. Yes, ma'am.

16 Q. Oral?

17 A. Oral.

18 Q. Anal?

19 A. Yeah.

20 Q. Group?

21 A. Guys taking turns on each other. Jack doing things to  
22 them and doing things to each other. Him wanting to watch.  
23 We'd masturbate and he'd watch. He'd --

24 MR. ALEXANDER: Judge, I'm going to object to  
25 this. I thought that was pretrial directions, not to

1 get into this.

2 THE COURT: Well, I don't think it's necessary  
3 to go into --

4 MS. DICKEY: I'm sorry. I did not ask for that  
5 response except as to the different types of rape  
6 because this is not a single incident and it is not a  
7 single --

8 THE COURT: I understand. That's --

9 MS. DICKEY: -- and that is all I was trying to  
10 elicit, and I apologize to the Court.

11 THE COURT: Let's move forward.

12 Q. (Resumed by Ms. Dickey) Preceding these different types  
13 of rape, there were some preliminaries, some things such as the  
14 alcohol that you referred to that Jack gave y'all. What else?

15 A. (No response)

16 Q. Literature?

17 A. Books and magazines. Books.

18 Q. Such as what?

19 A. Books like -- books that were pornographic material.

20 There weren't any pictures. They were just words. You know,  
21 something that we'd read. Do I get into that?

22 Q. No, we don't want to get into what you read except the  
23 different --

24 A. We read it, and that was kind of the -- what he used to  
25 get us excited, you know, to turn us on, to get us in the mood

1 | so he could do those things, I guess you could say.

2 | Q. Pornographic videos?

3 | A. At times.

4 | Q. Where?

5 | A. His house. I had pornographic videos myself that I took  
6 | over to his house, and he borrowed later on. He had  
7 | pornographic material that was like -- supposed to be brother  
8 | and sister and things, animals, things like that.

9 | Q. In addition to the sex that occurred on these scout  
10 | outings, there were -- there was some training as far as the  
11 | use of weapons, was there not?

12 | A. Guns.

13 | Q. Did he teach you how to shoot a gun?

14 | A. Better. I knew how to shoot a gun. I'd shot on the fish  
15 | farm and things, but it was a different kind of shooting.

16 | Q. Did he give you gifts?

17 | A. Bullets. Whenever I needed bullets. Human targets.

18 | Q. Did he give -- did he teach you, on these scout outings,  
19 | anything else about weapons or ammunition or dynamite or pipe  
20 | bombs?

21 | A. Oh, we talked about ballistics on bullets, especially when  
22 | it referred to killing people. Sniping. Just --

23 | Q. Did he talk to you about killing people?

24 | MR. ALLEN: May it please the Court, can we  
25 | approach the bench?

1 THE COURT: Yes.

2 (AT THE BENCH)

3 MR. ALLEN: Your Honor, there were solicitation  
4 of murder charges filed. Those have been dismissed.  
5 Any victim impact has nothing to do with the  
6 solicitation of murder because those have been  
7 dismissed, and we did not plead guilty to those.

8 MS. DICKEY: The effects of the rape as  
9 testified by Dr. Henderson, as far as a pedophile  
10 profile, indicates that it is a manipulation,  
11 control, power, and he was programming them to do  
12 this. That is a part of the rape and the control.

13 MR. ALLEN: Now, if he's going to say that -- if  
14 they're going to -- you know, I'd like to make a  
15 motion in limine that he be precluded from saying  
16 that he --

17 THE COURT: This is a victim. This is not a  
18 grandmother or a mother or a father. This is a  
19 victim.

20 MR. ALLEN: Yes, sir.

21 THE COURT: I assume that you're going to show  
22 how this has affected him.

23 MS. DICKEY: Absolutely.

24 MR. ALLEN: Are you talking about the  
25 solicitation of murder?

1 THE COURT: I'm talking about how this has  
2 affected him and how this has impacted his life.  
3 MR. ALLEN: You're talking about the rapes.  
4 THE COURT: I'm talking about whatever Mr. Walls  
5 did to this young man.  
6 MS. DICKEY: Rape is part of the --  
7 MR. ALLEN: So, we're going to be able to go  
8 into the charges that were dismissed that we didn't  
9 plead guilty to.  
10 MS. DICKEY: Your Honor, the --  
11 THE COURT: I don't know. She has not asked  
12 about solicitation of murder, and you're talking  
13 about Mr. Hogan.  
14 MR. ALLEN: That's where this --  
15 MS. DICKEY: Your Honor, I'm talking two  
16 different --  
17 MR. ALLEN: That's where this is going.  
18 MS. DICKEY: -- matters. No, sir. I'm talking  
19 about two different circumstances.  
20 While we're not -- he is not charged with --  
21 they cannot plead surprise. They knew he was charged  
22 with that. They knew that there is testimony. These  
23 are part of the circumstances. This is a part of the  
24 effects on him. That he was told to do this by a  
25 rapist with power and control and manipulation over



1 him is a part of the whole scenario.

2 MR. ALLEN: So, they --

3 MS. DICKEY: We can go into other bad acts in a  
4 victim impact statement. He was not charged with  
5 those. He won't be sentenced for those. But this is  
6 a part of the effect on this victim. We're entitled  
7 to proceed on that.

8 MR. ALLEN: Well, if you're going to consider  
9 those things, then we should have -- we could have  
10 pled guilty to everything. Because, if you're going  
11 to consider solicitation of murder that we were --  
12 that we didn't plead guilty to, then --

13 THE COURT: Mr. Allen, you are assuming that  
14 this Court would then, in sentencing, include charges  
15 that have been dismissed, and that's not going to  
16 happen.

17 But I am entitled to know the mind-set of these  
18 people. I am entitled -- I mean, I -- if you choose,  
19 I'm entitled to know the mind-set of your client.  
20 But the fact that he doesn't want to say anything has  
21 absolutely no bearing on me.

22 But if these people are going to testify to  
23 things she can relate up to how it has impacted them,  
24 I'm going to allow it.

25 MR. ALLEN: Okay.

1 MS. DICKEY: Thank you, Your Honor.

2 (BENCH CONFERENCE CONCLUDED)

3 Q. (Resumed by Ms. Dickey) As I was saying, part of your  
4 training as a Boy Scout was how to use weapons, part of your  
5 training was how to use different types of ammunition,  
6 different types of instruments of destruction, was it not?

7 A. To kill people.

8 Q. Pardon me?

9 A. To kill people.

10 Q. To kill people?

11 A. (Nods affirmatively)

12 Q. Did he tell you that he was -- that he would or was or  
13 wanted to train you to kill people? That's three questions.  
14 Did he tell you to -- did he talk to you about killing people?

15 A. Yes. He said that --

16 Q. Did he talk to you about --

17 A. -- you.....(Not audible).....mentally prepared.....(Not  
18 audible)

19 THE COURT: I'm sorry. You're going to have to  
20 repeat that.

21 Q. (Resumed by Ms. Dickey) You're going to need to speak up,  
22 Heath.

23 A. He said that you had to be mentally prepared to be a  
24 killer.

25 Q. Why did he say -- why did he pick you out?

1 A. Because I had so much hate, so much rage built up inside  
2 of me, I couldn't love. It got to the point where the only way  
3 I knew how to love was to have sex with somebody, and you can't  
4 have sex with your mom or sister or your dad.

5 So, if you don't know how to love them, it makes you hate  
6 them more. You hate yourself. You hate them because you can't  
7 love them. You can't feel. I couldn't feel pain. I didn't  
8 feel love.

9 Q. Did Jack tell you he could make you an assassin?

10 A. Various times.

11 Q. Did Jack tell you to kill Cledis or Doug Hogan?

12 A. "If you've got a problem, kill it."

13 Q. You're going to need to explain that. What did you say?

14 A. If you have a problem, kill it.

15 Q. Was that your statement?

16 A. Jack's.

17 Q. Is that what Jack told you?

18 A. (Nods affirmatively)

19 Q. Did Jack -- what was the problem with Cledis and Doug  
20 Hogan?

21 A. Doug wanted to step forward and tell the truth.

22 Q. And you were going to testify on Jack's behalf, were you  
23 not?

24 A. Yeah.

25 Q. Why?

1 A. Because I loved him. I loved him more than my own family.  
2 I loved him more than anybody.

3 Q. What specific steps did Jack take as far as telling you to  
4 kill Cledis or Doug?

5 A. First, it was cut his brake lines. He had wrote a letter  
6 at first, wrote it and sent it to Cledis Hogan. He asked me to  
7 read it and see if it, by any ways, indicated that he had done  
8 something or made him look guilty. He was worried about that.

9 It just -- as time went on, he wanted to kill them. The  
10 killing part was more gruesome, more like -- it started out  
11 that we would cut his brake lines where he'd have a wreck. And  
12 then it went to taking a stun gun and shocking them and burning  
13 them up in a car. Then it went to --

14 Q. Did he tell you to do all these things?

15 A. He gave us a list of -- he gave me a list and two other  
16 scouts, maybe more, a list of --

17 THE COURT: A list of -- I'm sorry. A list of  
18 what?

19 Q. (Resumed by Ms. Dickey) It's hard to hear you, Heath.

20 A. A list. He gave me a list of all their license plates and  
21 all their cars, places that Doug hung out, places he went. I  
22 hunted them.

23 Q. You did?

24 A. (Nods affirmatively) Because --

25 Q. And what did --

1 A. -- Jack said they were going to hurt him.

2 Q. Well, this was after the trial where Doug Hogan had  
3 alleged that Jack had tried to molest him.

4 A. Right.

5 Q. And why didn't you kill them?

6 A. I came to prison. He was -- he'd taken an old military  
7 rifle, and he was going to rebuild it to shoot a forty-five  
8 caliber bullet, which is very accurate. And he was going to  
9 get a silencer put on it. And he was going to take me to their  
10 house, and I was going to walk in and shoot them and come back  
11 out, and he'd bring me back like nothing ever happened.

12 Q. Did you give Jack the money to buy that silencer?

13 A. Yes.

14 Q. I want to ask you about your relationship with your  
15 family. With Heather?

16 A. I loved her. I loved all of them. I just didn't know how  
17 to --

18 Q. Did Jack ever tell you that your dad didn't love you?

19 A. More than once.

20 Q. And how did he say that? Who loved you?

21 A. He did. Only him.

22 Q. Jack loved --

23 A. I'd go to him with all my problems, no matter what it was.  
24 Anything about home, problems at home, going out on dates, sex,  
25 sexual acts. Anything and everything. Things that you turn to

1 a father, you know, to talk about, like advice. He was my  
2 father. I had no one else. There was no one.

3 Q. Jack went with you to Philmont Boy Scout camp at New  
4 Mexico under an assumed name, did he not?

5 A. Yes.

6 Q. When was that?

7 A. I think in Ninety-Three.

8 Q. And what assumed name did he go under?

9 A. My father.

10 Q. Joe Stocks.

11 A. Joe Stocks.

12 Q. And y'all all knew that, that he was there under an  
13 assumed name.

14 A. Yes, ma'am.

15 Q. Why didn't he go under his own name?

16 A. Because of the Doug Hogan and Cledis Hogan incident. Even  
17 though he wasn't found guilty, they kicked him out of the  
18 scouts because they wanted to try to protect scouts. And what  
19 they didn't realize is, no matter what they did, he would have  
20 found a way to get back.

21 Q. I want to ask you about the events leading up to the death  
22 of your family. Barbara Stocks confronted you about your  
23 sexual relationship with Jack, did she not?

24 A. Yes.

25 Q. When was that?

- 1 A. Right after Christmas of Ninety-Seven. Around Christmas-  
2 time of Ninety-Seven.
- 3 Q. In January of Ninety-Seven, or are you saying in  
4 December --
- 5 A. December of Ninety-Six.
- 6 Q. -- of Ninety-Six?
- 7 A. December of Ninety-Six.
- 8 Q. And did you admit --
- 9 A. I told her the things he had done to me. They were more  
10 worried about me because me and Mom and Dad, we couldn't talk.  
11 I couldn't talk to them about my problems or school or  
12 anything. And I would get these rages and stuff like -- you  
13 know, it wasn't me. I wasn't normally like that.
- 14 Q. Did --
- 15 A. It was just -- I couldn't control it.
- 16 Q. Did Barbara and Heather see that rage in you sometime  
17 between Christmas and New Year's?
- 18 A. It was building. It was constantly building.
- 19 Q. And so you admitted to your mother and your sister about  
20 your relationship with Jack?
- 21 A. Yes.
- 22 Q. And then did you go back and tell Jack that you had told?
- 23 A. Yes, I did.
- 24 Q. Where was your father at that time?
- 25 A. I'm not sure. I know that my -- afterwards, when I talked

1 to the family, they said that my mother was real scared telling  
2 my father. I think it was more that they were scared that Dad  
3 would try to kill Jack as so much as him trying to kill them.

4 Or I --

5 Q. When you -- excuse me.

6 A. I said I don't think it was so much Dad trying to kill  
7 Jack before he did, than me trying to kill them to protect Jack  
8 because I --

9 Q. When you told Jack that you had admitted to your mother  
10 and your sister that y'all had a sexual relationship, what did  
11 Jack tell you to do?

12 A. Take care of the problem.

13 Q. What does that mean?

14 A. If you've got a problem, kill it.

15 Q. The last --

16 A. He made me feel guilty. Guilty for what I had done.

17 Q. What was that that Jack made you feel guilty for?

18 A. Telling. Saying what we were. I felt so guilty inside.  
19 I felt like a homosexual because I -- it wasn't that I liked  
20 it, but it was the only way that I felt loved. Like I was  
21 worthy of anything.

22 And I did a lot of things that -- sex was it. I couldn't  
23 love women. Jack would talk to me about women. I wasn't  
24 supposed to feel. I wasn't supposed to love. To be a hit man,  
25 you can't have any strings, no attachments. Because, if you



1 | love somebody, it means you're weak. If you care for somebody,  
2 | it means you're weak.

3 | I tried to love, and I got hurt and -- like, in my senior  
4 | year, I went out with Tosha Belford, and we went out for six  
5 | months, and then we broke up because we got too serious. And  
6 | he pushed that on me. "See what I told you. You know, when  
7 | you love somebody and you care about them, all they're going to  
8 | do is hurt you. Instead, just find somebody and use them for  
9 | sex and not care about them."

10 | And my first semester of college after I met Kelly, I  
11 | loved her and I knew this was something different. She didn't  
12 | like me for the way I dressed or being muscular or driving a  
13 | nice car. She liked me for me. And nobody had ever done that  
14 | before. And I told her that Jack was wanting me to be a hit  
15 | man and kill people for money. Ten grand a head for men,  
16 | Fifteen grand a head for hitting women and children. And she  
17 | cried.

18 | I told Jack about it. I told him that I was opening up to  
19 | her and, you know, he didn't like that. He didn't like me  
20 | opening up to somebody else. I was supposed to come to him and  
21 | tell him all my problems so he could tell me what to do with my  
22 | life. Every minute of it.

23 | And the anal sex, he was very open with me about that, you  
24 | know, about doing it with -- he talked about with certain --

25 | MR. ALLEN: Your Honor, I --

1 Q. Heath --

2 A. Okay.

3 Q. -- we can't go into that.

4 A. I'm sorry. But --

5 Q. Let me --

6 A. -- it affected my sexual relationship because I had tried  
7 it, and it made me feel terrible because I felt like I was  
8 using -- or I would make her feel like I'd felt for the past  
9 ten years and --

10 Q. Let me ask you to go back to the last night before your  
11 parents died. You had dinner with your Grandmother Stocks.

12 A. Yes.

13 Q. And then what happened?

14 A. I came home.

15 Q. And what was your intention to do then?

16 A. I just turned on the TV. I was just sitting there  
17 watching TV.

18 And I had talked to the family about me getting a D.W.I.,  
19 and I had a terroristic threatening charge, and we talked about  
20 I might get time over it. I had all kinds of tickets on my  
21 motorcycle, drinking and driving and this and that. I couldn't  
22 go into the army. I'd been looking for a job and couldn't find  
23 one. I was having a lot of problems at home because I had to  
24 drop out of college because of my alcohol problem and drug  
25 problem.

1           And I tried to shoot myself, but I just couldn't pull the  
2 trigger. I wanted to die. I knew what was inside of me. I  
3 was just so full of hate, and I was getting to where I couldn't  
4 control it. I would just black out and get in these rages and  
5 I would hurt people in fights at college, or say things I  
6 didn't mean, and it scared me. And I thought I could shoot  
7 myself, but I couldn't.

8           Heather came home --

9           Q. Let me ask you to go to the next day -- or when you were  
10 in jail, and when you first see Jack again after your father  
11 and your mother and your sister are dead. What was Jack's  
12 first comment to you?

13          A. "I was right. You don't have a conscience." He acted  
14 proud about what I had done or what he had made me be.

15          Q. Did you tell anyone about Jack?

16          A. Edgar Thompson.

17          Q. Did you tell your minister?

18          A. I don't remember telling him.

19          Q. Why didn't you tell them about the molestation? Why  
20 didn't you tell them about Jack's sexual -- or did you tell  
21 that to your attorney?

22          A. I told that to Edgar Thompson. He was one of them. But  
23 he told me to keep that under my hat.

24          Q. Did you tell your attorney that Jack told you to kill  
25 them?

1 A. No.

2 Q. Tell me how you feel about Jack now.

3 A. Words can't describe it.

4 THE COURT: Words what?

5 A. Words can't even describe it. For the past ten years,  
6 I've suffered. My family would try to love me. I mean, my  
7 aunt, you know, would do little things like pat me on the butt,  
8 and I was ready to stab them with something because it'd just -  
9 - made me so enraged. I didn't like them touching me. And,  
10 you know, the little kids that I used to play with in church,  
11 it got to where I felt conscience about even playing with the  
12 kids. Like I was touching them in the wrong way. And no  
13 matter how hard I tried to love somebody, it just always seemed  
14 to hurt me more. It just made me feel just more empty, more  
15 angry, more rage.

16 Q. And yet, do you still, in some way --

17 A. I still love him.

18 Q. Who?

19 A. Jack.

20 Q. You still love Jack Walls?

21 A. Part of me does because part of me is part of him.

22 MS. DICKEY: That's all I have.

23 CROSS-EXAMINATION

24 BY MR. ALLEN:

25 Q. Mr. Stocks, you loved Jack Walls. Right? Until you

1 killed your parents. Is that a correct statement?

2 A. No, I still love him.

3 Q. You still love him.

4 A. (Nods affirmatively)

5 Q. Well, you said words -- she asked you how you felt about  
6 him now, and you said words cannot describe it. Does that mean  
7 you hate him, too?

8 A. That means I can't really say.

9 Q. Well, what do you mean by, "Words cannot describe it?"

10 A. Part of me hates him and part of me loves him. I can't  
11 describe that feeling.

12 Q. Well, which is the greater urge? Do you hate him more  
13 than you love him or do you love him more than you hate him?

14 A. I can't say either.

15 Q. What?

16 A. I can't say either one.

17 Q. Well, you've done pretty good describing your feelings so  
18 far. Can you not describe your feelings with respect to Jack  
19 Walls at the present time?

20 THE COURT: Well, be a little more specific  
21 because he's answered the question. So, you're going  
22 to have to be more specific with your question.

23 MR. ALLEN: He said he can't answer the  
24 question, and I'm questioning --

25 THE WITNESS: I said I.....

1 MR. ALLEN: -- whether he can answer the  
2 question or not. What?

3 THE COURT: Mr. Stocks, just a minute. When the  
4 Court and counsel are talking, don't start in again.

5 THE WITNESS: Yes, sir.

6 THE COURT: Now, if you can answer his  
7 question, then you certainly may do so. I just was  
8 asking Mr. Allen to give you some guideline as to  
9 what he's wanting to hear.

10 Q. (Resumed by Mr. Allen) Do you blame Mr. Walls for making  
11 a homosexual out of you?

12 A. I'm not a homosexual.

13 Q. Okay. Do you blame Mr. Walls for making you feel like a  
14 homosexual for several years?

15 A. Yes.

16 Q. All right. Do you blame Mr. Walls for killing your  
17 parents? For you killing your parents?

18 A. I don't blame him for pulling the trigger. I pulled the  
19 trigger. But it wasn't my mind.

20 Q. And you woke up -- after you pulled the trigger, you woke  
21 up the next day, and you, I guess, realized -- or you said to  
22 yourself, "I killed my parents," didn't you?

23 A. (No response)

24 Q. "And I killed my sister," didn't you?

25 A. Yes.

1 Q. And you thought that Jack Walls was a motivating factor in  
2 you killing them.

3 A. No, I just loved him.

4 Q. Even after you killed your parents?

5 A. I loved him more than my parents.

6 Q. After you killed them?

7 A. Part of me still did.

8 Q. Well, after you determined that you were going to spend  
9 the rest of your life in jail for killing your parents, do you  
10 still love Jack Walls?

11 A. Part of me still does.

12 Q. But part of you still hates him.

13 A. Yeah.

14 Q. Did you write him a letter and tell him you hated him?

15 A. No.

16 Q. Did you write him a letter and tell him you loved him?

17 A. No. I told you it was beyond words.

18 Q. Did you write him any letter at all from the penitentiary?

19 A. Oh, I wrote him from the county and asked him about my  
20 guns. What he was going to do with my guns.

21 Q. Okay. Now, let's --

22 A. Our guns. Let me rephrase that.

23 Q. Is this the envelope that the letter was delivered in that  
24 you wrote to Jack Walls?

25 A. Yes.

1 Q. And what's the date? The postmark on that envelope?

2 A. I can't read it.

3 Q. Does it look like March the Fifth, Nineteen Ninety-Seven,  
4 to you?

5 A. Yes, sir.

6 Q. Would that have been about the time you wrote the letter?

7 A. I guess so. That was in March.

8 Q. Okay. Is the letter that I'm attaching and marking  
9 Defendant's Exhibit Number Two, the letter that was in the  
10 envelope that you mailed to Jack?

11 A. Let me read it. (Witness reads letter to himself) Yes,  
12 that's the letter I wrote to him.

13 Q. Okay.

14 MR. ALLEN: I move that it be introduced as  
15 Defendant's Two, Your Honor.

16 MS. DICKEY: You don't mind if we see it, do  
17 you? (Reviews letter) No objection.

18 MR. ALLEN: Move that it be introduced.

19 THE COURT: No objection?

20 MS. DICKEY: No, sir, I have no objection.

21 THE COURT: Be received.

22 (WHEREUPON, THE LETTER WAS ADMITTED INTO  
23 EVIDENCE AS DEFENDANT'S EXHIBIT #2, AND IS ATTACHED  
24 HERETO)

25 Q. (Resumed by Mr. Allen) Please read that letter to the



1 judge.

2 A. "Jack, I'm sorry I haven't written sooner. I wish I had  
3 the words, Old Friend, but they seem to fail me. I really  
4 don't know what happened. I need a favor if you could. The  
5 guns I had" --

6 Q. Could you speak up, please?

7 A. "I'm sorry I haven't written sooner. I wish I had the  
8 words, Old Friend, but they seem to fail me. I really don't  
9 know what happened. I need a favor if you could.

10 "The guns I had, will you sell them for me? I really  
11 could use the money right now. Just get what you can, and I  
12 won't complain a bit.

13 "At a time like this, I really could use some help. I  
14 can't do a thing. You've been like a father to me, and I hope  
15 that someday we can visit together again. My life is now a  
16 question, and no one seems to have the answers.

17 "Write me back, please, and tell me if you can help me  
18 out. I'll keep in touch. I'll really like to hear from you.  
19 Your friend, Heath."

20 Q. Now, Heath, after you heard that several boys had accused  
21 Jack Walls of rape, did you do anything down there at the  
22 penitentiary?

23 A. What do you mean?

24 Q. Well, as a matter of fact, you called Edgar Thompson, or  
25 your other attorney, and told them to come down there, didn't

1 | you?

2 | A. (No response)

3 | Q. Is that a correct statement?

4 | A. I think so. I'm not real certain of that.

5 | Q. And then while they were down there, you told them that  
6 | you would testify against Jack Walls if you got some considera-  
7 | tion on your sentence, didn't you?

8 | A. No. From what I recall, I said I would do it for the  
9 | boys. I'm going to be there --

10 | Q. So, if Edgar Thompson testifies --

11 | A. -- for the rest of my life.

12 | Q. -- that you said -- that you said that, then Edgar  
13 | Thompson is --

14 | THE COURT: All right, just a minute.

15 | Q. -- not telling the truth.

16 | THE COURT: Mr. Allen, just a minute. You're  
17 | going to have to let him finish before you ask  
18 | another question.

19 | MR. ALLEN: Okay.

20 | Q. (Resumed by Mr. Allen) Go ahead. I'm sorry.

21 | A. From what I understand, I never spoke to Edgar Thompson  
22 | while I was in prison. I talked to Mac Carder, and I told him  
23 | that I was going to be spending the rest of my life in the  
24 | penitentiary, and if I could help those boys with their  
25 | problems and their families and help put him away where he

1 | can't hurt anymore kids and destroy their lives and families,  
2 | then I would.

3 | Q. You didn't tell anybody you'd do it for a consideration on  
4 | your sentence.

5 | A. Not that I recall.

6 | Q. But after you were sentenced -- or before you were  
7 | sentenced, when Edgar Thompson was representing you, you told  
8 | Edgar about the sexual contacts that you had had with Jack  
9 | Walls.

10 | A. Yes.

11 | Q. Okay. If Edgar Thompson says that you did not tell him  
12 | that, would he be telling the truth or would he be telling a  
13 | lie?

14 | A. He would be lying.

15 | MR. ALLEN: I have no further questions, Your  
16 | Honor.

17 | MS. DICKEY: Nothing further of this witness.  
18 | We have one more short witness, Your Honor, if we  
19 | may.

20 | THE COURT: Are you talking about short in  
21 | stature or --

22 | MS. DICKEY: Reverend Robert Marble.

23 | THE COURT: All right. Bring him on. Okay,  
24 | Mr. Stocks, you may step down.

25 | (WHEREUPON, ROBERT MARBLE, HAVING FIRST BEEN