

OFFICE OF THE



DISTRICT ATTORNEY

Nueces D.A.

*Saucedo/
Hernandez*

901 LEOPARD, ROOM 206
NUECES COUNTY COURTHOUSE
CORPUS CHRISTI, TX 78401-3681

TELEPHONE
361-888-0410 FELONY DIVISION
361-888-0286 MISDEMEANOR DIVISION
361-888-0348 HOT CHECK DIVISION

CARLOS VALDEZ
DISTRICT ATTORNEY
105TH JUDICIAL DISTRICT
NUECES, KLEBERG, AND KENEDY COUNTIES

TELEPHONE
361-595-8544 KLEBERG COUNTY OFFICE

FACSIMILE
361-888-0399 FELONY DIVISION
361-888-0700 MISDEMEANOR DIVISION
361-888-0381 VICTIM ADVOCATE

June 28, 2004

Mr. William Belford
809 Henderson St.
Houston, TX 77007

RE: Public Information Request

Mr. Belford;

#1. As I stated, we do not have to give you the file but we are.

#2. The file is missing.

#3. I have enclosed a copy of our file

#4. The DA office does not maintain files on class C misdemeanors. Please check with the Distict Clerk if you want information on that one.

I hope this information is useful.

Sincerely,

A handwritten signature in black ink, appearing to read "Lance A. Kutnick".
Lance A. Kutnick

*D.A. 1986
Saucedo File*

POLICE DEPARTMENT
CITY OF CORPUS CHRISTI
COUNTY OF NUECES, TEXAS

Before me, the undersigned authority, on this the 17th day of April A.D. 19 86, personally appeared Diana Gomez, address 712 5th #6 Corpus Christi, Texas, age 26, phone number no phone.

My name is Diana Gomez. I am 26 years old and my date of birth is 11-9-59. I live at 712 5th Street apartment #6. I don't have a telephone at home at the present time and I am self-employed at Diana's Kitchen located at 4261 Elvira Street, phone 852-9360. Sometime around the last two weeks of May of 1985 I started living with Carlos Hernandez, who is 30 years old, at 1010 Buford. We lived together until the last day of August, 1985. During the time that we lived together Carlos could not sleep at night and had to be drunk to get some sleep. One night Carlos was not able to sleep and I asked him what was wrong. Carlos sat up in bed and told me that he couldn't sleep because he had done something wrong. Carlos then told me that he had killed somebody. Carlos then asked me if I had heard about a girl killed in a van with a little girl. I told Carlos that I heard about it but never gave it much thought. Carlos then went on to tell me that the girl he killed was Delia Saucedo. Carlos told me that he had killed Delia Saucedo because Delia was going out with Carlos' brother-in-law named Freddy and that he (Carlos) was tired of seeing his (Carlos') sister suffer. Carlos went on to tell me that on the night of the murder he was picked up by Delia and that both went cruising in Delia's van and that Delia's little girl was asleep in the van. Carlos also told me that while cruising around drinking beer in Delia's van they parked somewhere and he and Delia went to the back of the van and that Delia wanted to have sex. Carlos told me that he got on top of Delia and then grabbed her by the throat and pulled it out and didn't let go until her eyes rolled back. He told me that while he was choking her that Delia grabbed him by the hair and pulled some hair out. He (Carlos) told me that after Delia was dead he (Carlos) turned her over on her stomach and he made an "X" on her back from her shoulders to her butt and that he had made a small "F" in the middle of her back where the X crossed. He said he used a knife to mark her back. He then told me that after cutting on her back he cut a toe from her foot. He told me he was going to give it to Freddy and he asked me if I wanted to see it. He then told me that he drove Delia's van to some bushes near C.C. Egg Company close to Mexico Street where he left the van with Delia and the baby girl who he said was asleep. I asked him if anybody had seen him and he told me that no one had seen him, that it was sometime around 5:00 in the morning. He told me that the only mistake was leaving his shorts behind. He said that he had used his shorts to wipe out fingerprints from the van. He also told me that he had cleaned Delia's fingernails with the shorts. He told me that he would do it again if he had to. Carlos told me the date when this happened but I can't remember the exact date. All I know is that it happened several years ago. This statement is true and correct to the best of my knowledge and I'm giving it to Sgt. Paul Rivera and Sgt. Eddie Garza of my own free will. END.

Diana Gomez
Diana Gomez

Subscribed and sworn to before me on this the 17th day of April A.D. 19 86

PAUL RIVERA
Paul Rivera C.C.P.D.
Notary Public, State of Texas

POLICE DEPARTMENT
CITY OF CORPUS CHRISTI
COUNTY OF NUECES, TEXAS

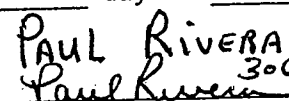
Before me, the undersigned authority, on this the 29th day of July A.D.
19 86, personally appeared Diana Gomez, address 712 5th St. #6
Corpus Christi, Texas, age 26, phone number _____.

My name is Diana Gomez. I am 26 years old and my date of birth is 11-9-59. My address is 712 5th Street #6 and my telephone number is 852-9360. I wish to state to Sgt. Paul Rivera and Sgt. Eddie Garza of the Corpus Christi Police Department that during the time that I lived with Carlos Hernandez for about 3 months in 1985 we were not considered as husband and wife and never did I use Carlos' last name of Hernandez. I also like to state that Carlos and I never bought any property together and the only thing I did was stay at his apartment until my husband, Paz Ramon Gomez, returned from state prison. This statement is true and correct to the best of my knowledge and I'm giving it voluntarily to Sgt. Paul Rivera and Sgt. Eddie Garza. END.



Diana Gomez

Subscribed and sworn to before me on this the 29th day of July A.D. 19 86.


Paul Rivera 300 C.C.P.D.
Notary Public, State of Texas

C.C.P.D. SUPPLEMENTARY REPORT

pg _____ of _____

OFFENSE NUMBER
5184-021

OFFENSE REPORTED Homicide		LOCATION OF OFFENSE 1500 Block Caldwell		OFFENSE RECLASSIFIED			
DATE OF OFFENSE 11-20-79		DATE OF SUPPLEMENTARY 7-16-86		VICTIM'S NAME Saucedo, Dahlia			
WITNESSES	ADDRESS CHECKED		PERSON CONTACTED		HOME ADDRESS		
	PERSON CONTACTED		HOME ADDRESS		ARREST SHEET NUMBER		
SUSPECT	RACE/SEX	AGE	HGT	WGT	HAIR	EYES	CLOTHING DESCRIPTION
	IDENTIFYING CHARACTERISTICS			NAME (L.F.M)		DOB	HOME ADDRESS
SUSPECT VEHICLE	LICENSE	STATE	YEAR OF VEHICLE	DESCRIPTION		IMPOUNDED <input type="checkbox"/> YES <input type="checkbox"/> NO	

Witnesses and suspects not named above should be identified and listed before beginning narrative.

MCI INDEX

7-16-86

On 4-17-86 a person by the name of Diana Gomez, DOB: 11-9-59, address 712 5th Street #6, phone at work 852-9360, came to the station voluntarily and gave a sworn written statement implicating a subject by the name of Carlos G. Hernandez, DOB: 7-14-54, as being the offender to the above murder, which occurred on 11-20-79. In Diana Gomez's detailed statement she states of a conversation in which Carlos Hernandez told her that he committed the murder of Dahlia Saucedo. Also in Diana Gomez's statement, she describes several details told to her by Carlos Hernandez which occurred during the murder, which makes him a prime suspect in this murder. For detailed information in Diana Gomez's written statement, refer to her statement.

Reporting officer, Sgt. P. Rivera #306, after reviewing this case and also reviewing Diana Gomez's sworn written statement, it indicates that the murderer to the above homicide is Carlos G. Hernandez. The following shows that Carlos Hernandez is the prime suspect in this murder case.

- 1) Carlos Hernandez, when first interviewed by this officer on 12-14-79, lied to this officer as to the length of time in which he knew Dahlia Saucedo.
- 2) Carlos Hernandez lived on Carrizo Street, a few blocks away from where the body of Dahlia Saucedo was found inside her van.
- 3) Dahlia Saucedo was dating Freddie Schilling while Freddie Schilling was married to Carlos Hernandez's sister and was causing problems in their marriage.
- 4) Carlos Hernandez's fingerprint was found on a Schlitz cup inside the van in which Dahlia Saucedo's body was found.
- 5) A pair of shorts, size 36, were found inside the van in which the body of Dahlia Saucedo was found and Carlos Hernandez, while being interviewed, and after being warned of his rights, admitted that the shorts found at the murder scene were his. The shorts found at the scene were compared by this officer with other shorts found inside Carlos Hernandez's residence on Carrizo Street and both were the same size and same brand.
- 6) Carlos Hernandez admitted having sexual intercourse with Dahlia Saucedo the night of the murder.
- 7) Carlos Hernandez admitted to Diana Gomez that he killed Dahlia Saucedo because Dahlia was going out with Freddie Schilling and that he (Carlos Hernandez) was

ORIGINAL INVESTIGATING OFFICER		REPORT TYPED BY Lozav #756	
REVIEWING SUPERVISOR Gutierrez #124		STATUS: RTP <input type="checkbox"/> UTP <input type="checkbox"/>	
REPORTING OFFICER Paul Rivera #306		FILED WITH DA <input type="checkbox"/> CA <input type="checkbox"/> JP <input type="checkbox"/> MC <input type="checkbox"/>	
PROGRESS REVIEW DATE		SUPERVISORY REVIEW <input type="checkbox"/> INSUFFICIENT EVIDENCE <input type="checkbox"/> OTHER <input type="checkbox"/>	
SUPERVISOR'S INITIAL			

C.C.P.D. SUPPLEMENTARY REPORT		pg _____ of _____	3. OFFENSE NUMBER 91121-021					
OFFENSE REPORTED Homicide		LOCATION OF OFFENSE 1500 Block Caldwell		OFFENSE RECLASSIFIED TO				
DATE OF OFFENSE 11-20-79	DATE OF SUPPLEMENTARY 7-16-86	VICTIM'S NAME Saucedo, Dahlia						
WITNESSES	1	ADDRESS CHECKED	PERSON CONTACTED	HOME ADDRESS				
	2							
SUSPECT	RACE/SEX	AGE	HGT.	WGT	HAIR	EYES	CLOTHING DESCRIPTION	ARREST SHEET NUMBER
	IDENTIFYING CHARACTERISTICS				NAME (L,F,M)	DOB	HOME ADDRESS	
SUSPECT VEHICLE	LICENSE	STATE	YEAR OF VEHICLE	DESCRIPTION				IMPOUNDED <input type="checkbox"/> YES <input type="checkbox"/> NO
Witnesses and suspects not named above should be identified and listed before beginning narrative.								
MCI INDEX								

(CONTINUED-page 2)

- tired of seeing his sister suffer.
- 8) Carlos admitted to Diana Gomez that he made an "X" on the back of Dahlia Saucedo's body from her shoulders to her butt with a knife and also cutting a toe from her foot. This information was available only to the investigating officers and Dr. Rupp, who conducted the autopsy on the body of Dahlia Saucedo.
 - 9) Carlos Hernandez admitted to Diana Gomez that the only mistake he made was leaving his shorts at the crime scene after using them to wipe out fingerprints inside the van.
 - 10) The fingerprints of Jesus Garza, who was originally charged with this offense, were never found inside the van or anywhere else connected with the murder. Also, Jesus Garza did not reside in the general area where the body of Dahlia Saucedo was found and he lived several miles away from the murder scene.
 - 11) Jesus Garza never admitted being with Dahlia Saucedo the night of the murder and also never admitted committing the murder of Dahlia Saucedo.
 - 12) A statement given by a Pete Olivares, who implicated Jesus Garza, had inconsistencies and after giving a statement to Sgt. Sidney Smith, reporting officer Sgt. Paul Rivera and Sgt. Ray De La Garza took Pete Olivares in an unmarked unit and when asked to take us to the crime scene, he was not able to find the crime scene where Dahlia Saucedo's van was found.
 - 13) Pete Olivares has admitted to this officer that the statement he gave in which he implicated Jesus Garza was made up by him during the polygraph examination because of fear and that the entire statement which he gave was false. Furthermore, Pete Olivares, who was scheduled to testify against Jesus Garza, failed to show up in court.

CASE PENDING

INVESTIGATING OFFICER	REPORT TYPED BY Lokey #756
DATE	STATUS
FILED WITH	<input type="checkbox"/> MTC <input type="checkbox"/> CONF <input type="checkbox"/> INSUFFICIENT EVIDENCE <input type="checkbox"/> LUT <input type="checkbox"/> INDEXED <input type="checkbox"/> OTHER

OFFENSE REPORTED: **Murder** LOCATION OF OFFENSE: **1500 Block Caldwell** OFFENSE RECLASSIFIED TO: _____

DATE OF OFFENSE: **11-20-79** DATE OF SUPPLEMENTARY: **7-29-86** VICTIM'S NAME: **Sauceda, Dahlia**

WITNESSES	1	ADDRESS CHECKED	PERSON CONTACTED	HOME ADDRESS	TEL Res. _____ Bus. _____
	2				TEL Res. _____ Bus. _____

SUSPECT	RACE/SEX	AGE	HGT	WGT	HAIR	EYES	CLOTHING DESCRIPTION	ARREST SHEET NUMBER
	IDENTIFYING CHARACTERISTICS						NAME (L,F,M)	DOB

SUSPECT VEHICLE	LICENSE	STATE	YEAR OF VEHICLE	DESCRIPTION	IMPOUNDED <input type="checkbox"/> YES <input type="checkbox"/> NO
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Witnesses and suspects not named above should be identified and listed before beginning narrative.

MCI INDEX

7-29-86

On 7-23-86 Asst. D.A. Bill May presented this case before the Nueces County Grand Jury and an indictment for Murder was returned on suspect Carlos Hernandez on Nueces County Grand Jury indictment #86-CR1032-B. 117th District Court Judge Jack Blackmon set bond at \$25,000.00.

On 7-24-86 at approximately 10:55 AM reporting officers Sgt. Paul Rivera #306, Sgt. Eddie Garza #116 and Sgt. Robert De La Garza #240 located suspect Carlos G. Hernandez, DOB: 7-14-54, at 1021 7th Street where he was placed under arrest on the Murder capias warrant #86-CR1032-B. Suspect was placed in unmarked unit #70 and immediately warned of his constitutional rights by Sgt. Eddie Garza in the presence of this officer. Suspect was then transported to the city jail and booked under arrest sheet #B-31365 and booked on the above capias warrant, charge being Murder, bond set at \$25,000.00. At approximately 11:00 AM same date, 7-24-86, reporting officers, Sgt. P. Rivera and Sgt. E. Garza checked out suspect Carlos Hernandez from the booking desk and took him before Municipal Court Magistrate Bill Monkres who warned him of his constitutional rights. Suspect, after being warned and acknowledging his constitutional rights, was taken to interview room #4 in C.I.D. and re-warned of his constitutional rights from the top block of a confession worksheet by Sgt. Eddie Garza in the presence of this officer. Suspect Carlos G. Hernandez acknowledged understanding his rights by signing the appropriate blocks where it reads "yes" with his initials and signing the bottom line to the top block of the confession worksheet with his signature, Carlos G. Hernandez, also placing the date, 7-24-86, and the time, 12:35 PM. Reporting officers proceeded to interview suspect in reference to the homicide of victim Dahlia Saucedo and suspect stated that he had no knowledge of participation in the murder of Dahlia Saucedo and stated that that night he had seen Dahlia Saucedo during the evening of 11-19-79 and that he had been with another girl who he could not remember her name, and stated that he had arrived at home sometime around 4:30 or 5:00 AM on 11-20-79. The interview lasted 55 minutes at which time suspect was taken back to the booking desk and turned over to the jail personnel.

On 7-25-86 at approximately 9:30 AM suspect Carlos G. Hernandez was transported from the city jail to the county jail on the murder capias warrant #86-CR1032-B.
CASE CLOSED: FILED DISTRICT ATTORNEY'S OFFICE. ONE ARREST.

ORIGINAL INVESTIGATING OFFICER	REPORT TYPED BY Lozav #756
REVIEWING SUPERVISOR Gutierrez #124	STATUS: RTP <input type="checkbox"/> UTP <input type="checkbox"/> FILED WITH DA <input type="checkbox"/> CA <input type="checkbox"/> JP <input type="checkbox"/> MC <input type="checkbox"/> CONFESION <input type="checkbox"/> INDEXED <input type="checkbox"/> SUPERVISORY REVIEW <input type="checkbox"/> INSUFFICIENT EVIDENCE <input type="checkbox"/> OTHER <input type="checkbox"/>
REPORTING OFFICER Paul Rivera #306/E. Garza #116	
PROGRESS REVIEW DATE:	
SUPERVISOR'S INITIAL:	

AUTOPSY FINDINGS

1. Traumatic injuries of the neck, chest and abdomen

POSTMORTEM EXAMINATION UPON THE BODY OF
DALIA SAUCEDO

On November 20, 1979 at approximately 10:00 A.M. an autopsy was performed by Dr. Joseph C. Rupp, Nueces County Medical Examiner upon the body of Dalia Saucedo in the autopsy room at Memorial Medical Center. The body is identified after having been viewed at the scene.

When first viewed in the Memorial Medical Center autopsy room, the body is nude and there is no jewelry upon the body. The body is that of a well developed, well nourished, adult white female, measuring 62" in length, weighing an estimated 105 pounds, and appearing younger than the recorded age of 27 years. Body hair is of normal distribution. The hair of the head is black and of medium length. The eyes are brown. The pupils are round, regular and equal. The teeth are natural and in a good state of hygiene. There are no prominent scars or identifying marks upon the body. There are no needle tracks in the arms. There are no old wrist scars. There are no defense wounds of the hands. There are abrasions of the knees. There is a deep laceration in the web of the left little toe. This is a deep laceration approximately 1" in length with part of the laceration extending across the ventral surface at the base of the left toe. There is a small laceration through the skin in the left gluteal area measuring approximately 1" in length. There are four small round bruises in the left clavicular area, each measures approximately 1/2" in diameter. There is a contused area 2" in diameter on the tip of the left shoulder. There is a roughly circular faint abraded and contused area to the right of the midline at the lower edge of the rib cage measuring 2" in diameter. There are multiple abrasions over the tip of the right shoulder, posteriorly. There is a small ecchymosis at the lateral aspect of the left upper eyelid. There is a contusion with swelling over the right malar eminence but no palpable underlying fracture. There are a few superficial abrasions to the right of the midline of the neck at the level of the larynx. These occupy an area of approximately 1" in diameter. There is a bite mark which is faint in the posterior axillary line over the left hip area. There is a small laceration of the buccal mucosa of the right side of the upper lip which measures approximately 3/8" in length, and there are several contusions of the buccal mucosa.

On the back there is a thin linear abrasion in the form of a large X. The abrasion begins at the tip of the left shoulder, angles across the back to end in the right gluteal area where it is interrupted and then continued as a horizontal abrasion across the right buttock 5" in length. The other part of the X begins at the tip of the right shoulder, angles across the back to end in the left gluteal area and then is continued as a curvilinear abrasion 6" in length across the left buttock in the 7 to 10 o'clock direction.

The appendicular skeleton is intact to inspection and palpation.

Upon opening the body cavities, there are adhesions of the right lung which yield to blunt dissection. There are adhesions over the superior surface of the liver. There is a hemoperitoneum of approximately 300 cc's of liquid

and clotted blood. The left lung is atelectatic when viewed in situ and all of the viscera have their normal anatomic positions.

HEART: The heart weighs 180 grams. The great vessels to and from the heart arise and distribute in the normal manner. The coronary circulation is physiologic. The heart valves are competent. The myocardium is dark red, moderately firm and homogeneous showing no evidence of fibrous scarring or recent infarct.

LUNGS: The lungs have a combined weight of 500 grams. There are no petechial hemorrhages noted on the surface of the lungs. The left lung is atelectatic when viewed in situ. The pulmonary vasculature is unremarkable. The respiratory tree contains blood streaked mucoid material. The lung parenchyma is generally light and feathery with no significant amount of hyperemia or edema. There is a modest amount of underlying anthracotic staining. The thoracic cavity shows a fracture of ribs 2, 3, and 4 on the left in the mid clavicular line.

LIVER: The liver is of average size. The gallbladder and biliary tree are normal. The capsule of the liver is not intact. The parenchyma of the liver is dark reddish brown, moderately firm and homogeneous showing no evidence of fatty change or fibrosis. There is a large laceration of the liver deep in the parenchyma at the falciform ligament involving the point of juncture of the right and left lobes of the liver.

SPLEEN: The spleen weighs 60 grams. The capsule is intact, smooth, glistening and not tense. The parenchyma of the spleen is soft, dark red and homogeneous.

PANCREAS: The pancreas weighs an estimated 70 grams. It has the usual tan, lobular parenchyma and is normal in its gross appearance.

ADRENAL GLANDS: The adrenal glands each weigh an estimated 6 grams. They have the usual yellow lobular cortex and thin pearly gray medullary zone.

KIDNEYS: The kidneys have a combined weight estimated at 250 grams. The capsules strip with ease revealing smooth, dark red cortical surfaces. Upon section, the cortex has the usual thickness. There is a moderately prominent line of demarcation at the cortico-medullary junction. The ureters are unobstructed. The urinary bladder contains a small quantity of urine. The external genitalia and perineal region are unremarkable to inspection. There is no injury to the external genitalia or vaginal canal. There is a small amount of dried fluid visible in the perineal region.

AORTA AND GREAT VESSELS: The aorta and great vessels have their normal origin and distribution and show no significant atherosclerotic change.

GASTROINTESTINAL TRACT: The esophageal, gastric and duodenal mucosa are intact. The stomach contains only a very small quantity of thick, mucoid material. The small and large intestine show hemorrhage into the mesentery and the cirrhusal surface of the bowel with a lot of retroperitoneal hemorrhage around both kidneys and around the points of attachment of the large intestine at the fecal area. Detailed inspection indicates a laceration of the vena-cava as well as traumatic injury of the mesentery.

Examination of the rectal area reveals no evidence of injury. The rectum is filled with soft, dark fecal material.

NECK ORGANS: There is hemorrhage into the strap muscles of the neck and the tissues surrounding the right lobe of the thyroid gland. The distribution of the hemorrhage is more to the right of the midline in proximity with the underlying abrasion of the skin of the neck. The cornu of the thyroid cartilage and hyoid bone are intact. The vocal cords show no significant evidence of edema and the airway is patent. There are multiple hemorrhages on the internal surface of the larynx. The trachea and larynx contain blood streaked mucoid material. The thyroid gland is small and symmetrical and normal in its gross appearance.

HEAD: The scalp is intact. Upon reflection of the scalp there are a few small bruises in the scalp which are quite superficial. The vault of the skull is intact to inspection and palpation.

TOXICOLOGY: Swab taken from vaginal area is positive for acid phosphatase.
Blood alcohol - negative

Joseph C. Rupp, M.D.

Joseph C. Rupp, M.D.

