

JOHNSON COUNTY SHERIFF'S OFFICE  
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 CLEBURNE, TX 76031  
 PHONE # 817/556-6058 FAX # 817/556-6051

FACSIMILE TRANSMITTAL SHEET

TO: <i>Prof. Jim Liebman</i>	FROM: <i>D. Petrus</i>
COMPANY: <i>Columbia Univ. City of N.Y.</i>	DATE: <i>03-03-05</i>
FAX NUMBER: <i>212-854-7946</i>	TOTAL NO. OF PAGES INCLUDING COVER: <i>2</i>
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
RE: <i>Declaration</i>	YOUR REFERENCE NUMBER:

URGENT    FOR REVIEW    PLEASE COMMENT    PLEASE REPLY    PLEASE RECYCLE

NOTES/COMMENTS:

*Here is my declaration, with a couple of notations.*

*Any questions, please ~~let~~ let me know -*

*Thank you -  
D. Petrus*

**DECLARATION OF DAVID PETRUSAITIS**

My name is David Petrusaitis and I am a Deputy Sheriff at the Johnson County Sheriff's Office where I have been employed for 3-yrs. I'm presently working in the Detective Crimes Against Property Division. In 1981 I was employed by the Nueces County Sheriff's Office and was assigned primary to the patrol division ~~and to the Nueces County Jail in 1982-1983.~~ (D.P.)

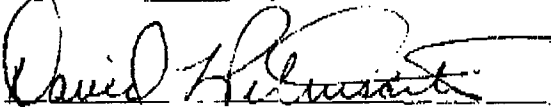
While working as a patrolman at the Nueces County Sheriff's Office I sometimes transported prisoners. This was not a common task but sometimes patrolman were required to transport prisoners for various reasons. While at the Nueces County Sheriff's Office, I performed transports to and from different places with different officers. I never made a transport to or from TDC Huntsville Death Row with any officer at any time, ~~that I can recall.~~ (D.P.)

I knew of the Wanda Lopez killing in 1983 but I was never aware of the circumstances of the case other than Ms. Lopez was killed at the Diamond Shamrock gas station/quick mart store located at SPID. I did not know the details of the case, as it happened in the city of Corpus Christi and was handled by CCPD officers.

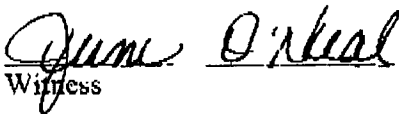
It is my understanding Deputy Elmer Cox, who was a Deputy and still is a Deputy with the Nueces County Sheriff's Office has mentioned that I was present with him during a transport of inmate Carlos DeLuna from TDC Huntsville Death Row to Nueces County for a court hearing and that during the transport Carlos DeLuna admitted to stabbing the girl (Wanda Lopez) in the robbery. As I said before, I was never involved in a transport with a death row inmate ~~from or to~~ → that I recall (D.P.) Huntsville while working at the Nueces County Sheriff's Office. If I had been and I had overheard a res gestae admission from an inmate to a murder during the course of the transport I would have written down exactly what was said and documented it with a date and time and filed a follow up report with the Sheriff's Office. I would also have made sure the follow up report was forwarded to the Nueces County Prosecuting Attorney. This was then and still is standard police procedure.

I swear and affirm under the laws of perjury of the State of Texas that the following declaration is true and accurate.

Signed this 3<sup>rd</sup> day of March 2005 in Johnson County, Texas



David Petrusaitis

  
Witness

June O'Neal  
Print name