

DeLUNA
ARNOLD

**THIS IS NOT AN INTERVIEW SUMMARY BUT ONLY A TYPESCRIPT OF
JSL'S NOTES**

**Interview of Paul Rivera (with Bill May)
07/14/2004**

[HERNANDEZ/DELUNA]

[JSL impression: Rivera would make a good law enforcement participant in presentation. Expresses his frustration that Hernandez got away.]

Out by railroad tracks – Alamanda.

Jesse Garza – was innocent. We picked up Garza on Olivarez's statement; he was completely innocent.

Pete Olivarez – mental disorder; confessed because of that. Had nothing to do with murder. Not involved in any way. He made up a story.

Detective Sidney Smith – Put too much pressure on Olivarez during polygraph. Olivarez then confessed and gave the statement. Detective said what he (cop) knew about it, not Olivarez, and O agreed. [this is the cop Pena called "the reverend"]

Jesse Garza – Put him in police car and told him to take him to where the lady [Sauceda] was killed. Garza didn't know where to go. Rivera asked Garza what the problem was and Garza said he didn't know. Rivera thinks the kid maybe made it up. Rivera asked him if he was making it up and Garza said yes; that the other detective scared him. Drove rear and still didn't know. [Laura says there is a police report to this effect.]

In jail, an attorney came along with an investigator related to Garza helping. (This is Eddie Cruz.) Was told to check **Carlos Hernandez**. Rivera went and checked his prints and they matched the prints in the van on one beer can. Hernandez became a suspect and was picked up on a warrant. During the interview, he had the same type and size of underwear found in the van. Same type of underwear in his home. With the underwear and the fingerprint in the van, it was enough to get a warrant. Because of the other arrest, it was difficult to get a warrant at that time. Finally got a warrant. Needed a witness – a problem.

Carlos Hernandez had been with that group of people in the Saucedo case. They went to trial with Carlos Hernandez, but because of the charge/ indictment against Olivarez, he got off.

There is no doubt in Rivera's mind that Carlos Hernandez committed that crime. Motive: Dahlia messing around with and breaking up Carlos Hernandez's sister's marriage. Carlos killed Dahlia because she was messing with Fernando Schilling, Hernandez's sister's husband. Rivera took it personally because Hernandez got away with murder.

Hernandez had a knife when arrested. Rivera doesn't remember if it was a fold out knife, buck knife.

JSL – he said the switched knife is his.

Murder knife was found inside the patrol car, where at that time they stored weapons. In fact, knives got mixed up. Real knife – Rivera could keep evidence in the trunk of the patrol car. They got it mixed up. Not scratched on purpose, but accidental; so story Peña said about Carlos Hernandez claiming it was the wrong knife ... but Rivera does vaguely recall a buck knife when he picked up Carlos Hernandez in 1979.

What was Carlos Hernandez like? He was argumentative and not cooperative. Rivera ID'd Hernandez when JSL showed him a picture. He liked to smoke Marijuana. [Check his history.]

Rivera: He got a real hate for me. He would look at me with that hate look. (In between 1979 and 1986,) I was working security a few years later at the beer garden at the annual Buccaneer's Festival and he made gestures at me and I actually said I had to arrest him for intoxication, but had to let it go and didn't arrest him. He tried to get physical, pick a fight. At the Buccaneer's Festival, he wanted to challenge me for a fight. It was after that I worked the (Sauceda) case. I worked it and worked it. She (Diana Gomez) came and found me, I didn't find her.

Rivera: It bothered me a lot because he was a killer and he got away.

Diana Gomez – [Rivera:] I thought we were going to get a conviction. If it had been Bill May, we'd have got a conviction. [JSL: It was Bill May.]

May comes in...Paul is one of the best damned homicide investigators.

John Kelley – was a good friend of May's. Loud in court. Attack officers verbally and screaming. Several years ago he was up there with a gun to his head in front of the courthouse. He was talked out of it. Went in for observation. Then he moved to Alice Tx or Robstown. He was a nice guy.

Bill May: Got him in, but knew we didn't have enough evidence with them. May thinks not enough even with Diana. May says he never got a murder case dismissed on him. [But he's wrong.] We had him on file for prints. Full prints – we might have prints in S.O.

**Bill May can get “Major Crime Prints” ** DA would have those. This case, May always thought they caught the judge at the wrong time. Because judge had a bad day. Jack Blackmun was just going out of office and not taking office. He “shit handled” it and got it off the docket for _____.

Rivera: That case bothered me. Carlos Hernandez was a no good son of a bitch. He was crazy.

Fifth floor of the courthouse is where evidence is stored. Prosecutor in 117th in 1986. 1989 is when Bill left.

There is a pretrial hearing in the 1986 case and Paul Rivera testified. Kelley gave him a hard time about Olivarez’s confession. Judge said – you mean that guy confessed? Is there a transcript of this? Just the tape. Maybe Carrie Klungaman, Sylvia Demerest would know. Claudia _____ working for Longoria would know. She ___ed the bench.

Rivera: I remember, he called his mother. I’m listening on another line. He didn’t know I was listening. “She said don’t say anything.” [This is thing Peña remembered.]

Rivera has 9 people on death row. He started in 1978 in homicide. Had been a detective before.

May and Rivera discuss:

- De Younger – she fell, not pushed [Rivera very defensive here.]
- 60 Minutes
- She was runner, not investigator
- Never investigated successfully
- She worked for Al Peña

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3 times to California.

1st time: He wants \$500 and to be executed. Took confession, paid \$. Me and Robert Garza took a hell of a good confession. First, J.A., he sent a letter to Grant Jones on yellow legal paper and said I know who Tray Alexander is; no one knew about Tray Alexander. So I ran out there. Call California to prison, got Robert Garza and went out.

Flew out, he wanted cigs. How do you know? [unclear→] Green dress, _____, fridge, raining across it from and house, this [←unclear] gun. Knows too much – I had already paid him \$250. Now realized he was going to confess. Rivera asked: Who is this Tray Alexander? Me. We stopped and have him rights. “How ‘bout my money?” Called DA and went to Pismo Beach to pick up money wired from Texas. [***Can we find Bill Jensen visiting JA?***]

Brought good confession back. He knew green dress, Friday, rainy day, what was taken, weapon (.357), made her get on knees and execution style and shot in head. Broke his gun and she pulled gun and he took it away.

Ann Marshall – DA’s office. Went out second time. _____ AM did most of the questioning. [When you come get me, wanted a female and go by car, not plane.]

Third trip – Moreno came forward and said he’d seen man walking in. Alvarado is first detective on case and he’s a screw-up. No DOB, didn’t find him second or third trip. I was coming out, when he walked in. 6 – about noon. Can you identify? I think so.

Paul Rivera did a great line up. Moreno lived on Furman. Ann showed line up. 6 photos. He goes right to him. I don’t forget those eyes. Garza and me go get Jemarr.

Crime scene first to Eube and Paul Rivera just assisted with Eddie. Ran out of leads and they gave it to us. Got Tray Alexander name from Sowards at rooming house [see below on this].

May thought they heard about stolen rings from Sowers. Track him down. 1st Christian Church and Tachaua – name used there as handyman. Minister at church gave them the name Tray Alexander.

JA’s other crimes: One in CO. He was wanted in CO for sexual assault. 2 bank robberies in L.V. Cleared of attempted murder in S.D. (apt manager) – got life for that.

First detective at scene – where Alvarado didn’t do report. Except a small one, so they had little to go on.

May said we found black guy who said he was in store to pick up ring repair, Jose Moreno – but May guesses that it wasn't Jemarr who Moreno saw. It was a customer, says May.

May: Jemarr looked bad in those pics, so that's why he got picked. Jose Garcia = Moreno. (Paul Rivera had wrong name.)

May never wrote stuff down because he assumed he would present the case himself. Eube never wrote report at scene.

Rivera: We recovered just a few items – just 6 rings. Sowers wouldn't admit it. His wife helped Jemarr leave four. Thedo Coleman gave tip about Sowers. Let us to rings. Said Sowers was trying to sell rings. We almost gone.

Rivera thinks Ms. Sowers was driving Arnold out of there. Rivera believes that Ms. Sowers did testify about rings. Not sure whether testified about rings or just about "Troy" living there.

Sowers did say at arrest just first name. "Troy" only a little info. Sowers had no TV. That's when gave up rings. Searching apartment, went from there to church and got name Tray Alexander.

Fight between Rivera and Fidel? From Sheriff's office over who was central when they flew JA back. Rivera flies over in coast guard plane to get him. Jemarr didn't want to come out of cell. 10 police cars to airport and Eureka.

Jemarr promised me he'd give the gun. He'd show me where it was. (Woman found under bridge, dad and Rivera thought JA killed her.) Planned to take Jemarr to this place. Other V found under Harbor bridge.

Sheriff (Deputy) or Lt. Santana wouldn't let me take JA out, wouldn't allow. Had to depend on his description of where gun was. Didn't find it.

Jemarr said: Gun in brush past tracks. Never found. Found another gun, but it belonged to someone else. Could that be the gun he went after Serrano for?

HERNANDEZ

Casino Club: 900 Block of Port. Paugh worked there off duty. Lots of fights. Low class of people.

Fuentes is 1/2 brother of Garza.

People who hung around Casino Club and knew Carlos Hernandez there: Ray Benavides, Johnny Longoria, Tony Lerma, Fernando Schilling, David Martinez (good informant for us), Abbie Goneros - prostitute.

Gloria Licea (also Gutierrez), now Gloria Longoria, works for IRS investigator.
Just got married and new name – ask for L & G.

Olivia Escobedo is now at the Austin courthouse.