

12-07 REV. 7/74

SUPPLEMENTARY REPORT FORM

OFFENSE NO.: 91120-021	OFFENSE REPORTED: Murder	COMPLAINANT/VICTIM'S NAME Sauceda, Dalia
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11-26-79

Reporting officer, Sgt. P. Rivera #306, on 11-26-79 went to the Seven Eleven Store located at 521 E. Staples at approximately 11:00 p.m. and made contact with the night attendant, whose name is Mrs. Irma Guyton, a Latin female, age 29, address 2830 Martin Luther King, Apt. #3, phone number 888-7311. Upon talking to Mrs. Guyton, I asked her if she normally worked the night shift and she advised that her working hours were 10:00 p.m. to 6:00 a.m. At this time, I asked her if she was working in the early hours of 11-20-79 and she stated that she did work on that date. Reporting officer then showed Mrs. Guyton two color photos of victim's 1979, beige and brown, Dodge van, and upon viewing the two color photos, she stated that she remembered clearly seeing the van sometime around 1:20 a.m. on 11-20-79. She further advised that she saw a female in her 20's enter the store after getting out of the van. She also remembers seeing two or three other Latin male subjects in the van. At this time, reporting officer showed Mrs. Guyton two folders containing six photos in each folder which were numbered from one through six. These folders contained police jacket numbers. In the first folder, upon viewing the six photos, Mrs. Guyton identified photo number 3 as the same person she saw outside the store urinating near the beige and brown Dodge van. This photo has a police jacket number 150437 and is the photo of Jesus Z. Garza, also known as Jessie Garza. At this time I did not tell Mrs. Guyton the identity of this photo. I showed her a second folder also containing six photos numbered from one through six, and in this lineup was the photo of Pedro Olivarez which was numbered with police jacket number 78509. At this time she did not pick out the photo of Pedro Olivarez, also known as Pete or Peter Olivarez. After showing these pictures to Mrs. Guyton I advised her to come to the station sometime on 11-27-79. She stated that she would be at the station at approximately 1:00 p.m. on said date, 11-27-79.

11-27-79

On this date, at approximately 1:00 p.m., Mrs. Guyton came to the station and was shown a folder containing 8 pictures. At this time, she picked out photo #1, again the photo of Jesus Z. Garza, as being the same person she saw urinating outside the van, outside the store where she is employed which is the Seven Eleven Store on Staples. In this same photo lineup was the photo of Pedro Olivarez, which was numbered four. Mrs. Guyton failed to pick out this subject, Pedro Olivarez. She was then shown a recent color photo of Pedro Olivarez and she immediately identified the photo as being the same person who she had seen enter the store on 11-20-79 at approximately 1:20 a.m. with a Latin female to buy some chips and cokes. She was then shown the color photo and the black and white photo of Pedro Olivarez, and Mrs. Guyton then stated that the reason she had not been able to pick out the black and white photo with police jacket #78509 was because the black and white photo, the subject, Pedro Olivarez, looks much fatter and has longer hair and his built appears to be different. She stated after seeing the color photo that there was no doubt in her mind that this subject was the same one who entered the store with the Latin female on that morning of 11-20-79. Mrs. Guyton was then shown a Texas Driver's License belonging to victim, Dalia Saucedo, and upon seeing this picture she immediately recognized the photo as being the same female who entered the store with the subject identified as Pedro Olivarez. Reporting officer then told Mrs. Guyton the photo on the license was the photo of Dalia Saucedo, the victim, who had been murdered. Mrs. Guyton, after making positive identification on the van, on the two subjects, Jesus Z. Garza and Pedro Olivarez, as well as the victim, Dalia Saucedo, stated that she remembered clearly these persons along with the van because on that morning, at approximately 1:20 a.m., on 11-20-79, she was alone at the store and served the above victim, Dalia Saucedo, enter the store first going directly to where the chips are located and then went on to buy some cokes. About this time, she remembers the subject, Pedro Olivarez, entering the store and going to where the victim was standing.

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She remembers this subject, Pedro Olivarez, motioning something to the victim which appeared to her like "hurry up," and then the subject walked out of the store, and the victim after paying for the items which she believed were cokes and chips walked out of the store. At this time the victim followed her to see what type of vehicle they were in. She stated that when she went out of the store she saw the subject identified as Jesus Garza urinating by the van near a trash dumpster. ~~She stated that the victim, Dalia Saucedo appeared to be very high on some type of drugs, as well as the subject identified as Pedro Olivarez. A sworn written statement was given by Mrs. Irma Guyton.~~

Also, on 11-27-79, subject Johnny Longoria was in city jail after being picked up on a charge of burglary. This subject had also been seen with victim, Dalia Saucedo, on the night prior to the homicide. This subject was asked if he would submit to a voluntary polygraph examination and he agreed to take one. Reporting officer, along with Officer Ray De La Garza, took this subject, Johnny Longoria, to the Department of Public Safety and met with Mr. Eddie DeShea, the polygraph examiner. Mr. Eddie DeShea spoke with this subject, Johnny Longoria, and he then agreed to take a voluntary polygraph examination. Subject submitted to the examination and the results, according to Mr. Eddie DeShea, showed that this subject, Johnny Longoria, had no knowledge of participation in any way in the homicide. Subject was brought back to the city jail and turned over to the jail personnel and has been cleared on the above homicide.

11-28-79

On this date, reporting officer, Sgt. P. Rivera #306 and Officer Ray De La Garza went to 2522 Dunbar and met with suspect, Jesus, known as Jessie, Z. Garza, and his brother, Roger Fuentes, age 16, after they had indicated that they would take a voluntary polygraph examination. We asked these two subjects if they were still willing to take the polygraph, at this time both stated they would. Reporting officer after learning that this subject, Robert Fuentes, was a juvenile took him to his mother's address on Sam Rankin Street and she signed a consent form authorizing her son, Roger Fuentes, to submit to a voluntary polygraph examination. After obtaining permission from his mother, we took both subjects to the Department of Public Safety and both of them submitted to the polygraph examination. The juvenile, Roger Fuentes, was given the first test and the results showed that he was not telling the truth on certain things. After the polygraph examination on this juvenile, Roger Fuentes, he was interviewed by Sgt. Sidney Smith and he admitted to Sgt. Smith that this suspect Jessie Z. Garza had been away from his residence, 2522 Dunbar, on the morning of 11-20-79. The juvenile was brought to the station by Sgt. Smith to be interviewed further. ~~Suspect, Jesus (Jessie) Garza then submitted voluntarily to the polygraph examination, and was given two tests and the results showed that this subject had knowledge of the homicide as well as participation.~~ This suspect, after being given two tests, was interviewed by officers and he would not admit anything about the homicide. He was then brought to the station and was further interviewed and suspect would stick to his story that he had no knowledge of participation on the above homicide. Reporting officer then asked this suspect that we knew that he was not at home during the early morning hours on 11-20-79. The suspect stuck to his story that he was at home at 2522 Dunbar and that the last time he had seen the victim, Dalia Saucedo, was at approximately 11:00 p.m. on 11-19-79 after the above victim had gone to his residence for a short visit. At this time, reporting officer along with Sgt. Smith, and officer Ray De La Garza, asked the juvenile, Roger Fuentes, in the presence of Jesus Garza if Jesus Garza had been at home from 1:00 a.m. until 3:00 a.m. on 11-20-79, a Tuesday morning, and the juvenile, Roger Fuentes, stated that Jesus Garza and Pedro Olivarez had not been at home during those hours. At this time, the subject, Jesus Garza, became highly upset and became very belligerent. He was placed back in one of the interview rooms to be further interviewed & at this time officer walked out of the interview room briefly. The suspect, Jesus Garza, began hearing

REPORTING OFFICER  
Sgt. P. Rivera #306

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on the wall of the interview room with his fists, injuring his knuckles on both fists. At this time, reporting officers entered the interview room and noticed that the subject had blood on both fists after striking the wall numerous times. Subject appeared highly upset because Roger Fuentes had told officers that he had not been at home on the night of the homicide. Subject still denied having any knowledge or participation in the homicide. He was asked if he wanted treatment for his injuries to his fists and he refused. This subject was then permitted to go to his residence and was told by this officer that this investigation would continue and that he was a prime suspect to the homicide. The juvenile, Roger Fuentes, gave a sworn written statement to Sgt. Sidney Smith making subject Jesus Garza more of a suspect to the above homicide. After giving the voluntary statement to Sgt. Smith, he was also allowed to go home.

11-29-79

On this date, reporting officer, Sgt. P. Rivera #306, and Officer Ray De La Garza went to 1314 Whitaker and spoke with suspect Pedro Olivarez, age 23. He agreed to come to the station voluntarily to be questioned about the homicide. He also agreed to take a polygraph examination voluntarily. He was briefly interviewed at the police station denying any participation or knowledge about the homicide. Reporting officers took him to the Department of Public Safety and he submitted to a polygraph test, and the first test showed that he was not telling the truth. The results showed that he had knowledge about the homicide. He was given a second test and the results were the same as the first one. He was then interviewed by this officer along with Eddie DeShea, the polygraph examiner, and Sgt. Smith. After a short interview by Sgt. Smith, subject Pedro Olivarez broke down and stated that he did in fact know about Dalia Saucedas homicide. He stated that he had been wanting to tell his father about the homicide because he was scared. He then briefly told Sgt. Sidney Smith how the homicide took place. He agreed to go to the station and give a sworn written statement to Sgt. S. L. Smith about the homicide involving victim, Dalia Saucedas. Before he gave the statement to Sgt. Smith, he was arrested and was told that he was a suspect to the homicide and was taken before Municipal Court Magistrate, Joe Alsup, who read him his constitutional rights. After being warned of his rights, he gave a statement to Sgt. Sidney Smith which implicated suspect Jesus Z. Garza, and after being typed it was read back to him in detail in the presence of this officer and Lt. Malcolm Pace, as well as Mr. Eddie DeShea of the Department of Public Safety. After being read the statement that he gave to Sgt. Smith, he was asked if he understood the statement and he stated that he did, and that the statement was true and correct to the best of his knowledge. (For detail information on statement, see Pedro Olivarez's statement.) He then signed the statement in the presence of this officer, Sgt. Smith and Mr. Eddie DeShea and was notarized by reporting officer, Sgt. P. Rivera #306. Subject Olivarez was given food to eat during the interview which he requested. After the statement he was booked on charge of homicide and was turned over to the jail personnel at the booking desk. The case was presented to Mr. Grant Jones of the Dist. Atty's Office and after reviewing the case, accepted the complaint, charge being Murder on suspect Jesus Z. Garza. Officer Olivia Escobedo then obtained warrant #1427 through Municipal Court signed by Municipal Court Judge Joe Garza, bond set at \$50,000.00. After obtaining the warrant, reporting officer, Sgt. P. Rivera, Officer Olivia Escobedo, Sgt. Sidney Smith, Lt. Malcolm Pace and Mr. Eddie DeShea went to 2522 Dunbar and executed Warrant #1427 on suspect Jesus Z. Garza, a latin male, age 19, date of birth 11-6-60, 5'4", 135 pounds, brown and black, Texas Driver's License Number 7748463. Subject was arrested at 7:35 p.m. outside his residence in the presence of his mother and father. Subject upon being arrested immediately warned of his constitutional rights by this officer. He was brought to the station, he was booked and then taken before Municipal Court Magistrate Jose Gonzalez, who again warned him of his constitutional rights. Suspect, after being warned of his rights, was brought to the C.I.D. Office and briefly interviewed, at which time he declined to talk.

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to any officer. Suspect was taken to the booking desk and turned over to the jail personnel

11-30-79

Suspect, Jesus Z. Garza, was transferred from the City Jail to the County Jail on the charge of Murder by Officer Olivia Escobedo, Sgt. Sidney Smith and reporting officer, Sgt. P. Rivera #306.

Case Pending: Further investigation.

Initial report made by Sgt. Riley Boos #94

REPORTING OFFICER

Sgt. P. Rivera #306