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RICHARD G. MOBLEY,

having been first duly sworn by the Court to tell the truth, the whole truth, and nothing but the truth, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. PONTON:

Q. Mr. Mobley, please state your name.

A. Lieutenant Richard G. Mobley.

Q. How are you employed?

A. Criminal investigator of the sheriff's department, Cecil County, Maryland.

Q. How long have you been in law enforcement?

A. Since June 6th, 1971.

Q. How long have you been with the sheriff's department?

A. Since June 6th, 1971.

Q. And as a sheriff's investigator for Cecil County, Maryland, did you come into contact with a person named Henry Lee Lucas or some -- to follow up some investigation regarding Henry Lucas?

A. Yes, I did.

Q. When was that?

A. Parçon?

1 Q. When was this?

2 A. My first information on Henry Lucas was on  
3 October the 18th, 1982.

4 Q. And why was that?

5 A. I received a teletype from Ranger Ryan from  
6 the Texas Rangers inquiring into the status of an  
7 outstanding warrant on the individual.

8 Q. Did you understand Texas Ranger Phil Ryan to  
9 be a Texas Ranger from Decatur, Texas, in north Texas?

10 A. I believe Montague County, if I recall.

11 Q. Montague County was one of his counties.

12 Now, what warrant was he inquiring about, Mr. Mobley?

13 A. An outstanding violation of probation  
14 warrant.

15 Q. And what did he ask you about that warrant?

16 A. Well, first of all, whether it was valid and  
17 what it was for.

18 Q. What did you tell him?

19 A. About the circumstances under which this was  
20 issued, the date of issuance and whether or not the  
21 state of Maryland would be willing to authorize  
22 extradition for Mr. Lucas.

23 Q. And in response to those questions, what did  
24 you tell Texas Ranger Philip Ryan?

25 A. Well, nothing immediately. I contacted

1 state's attorney, Mr. Paul Fidack, at that time, who  
2 has to authorize extradition for Cecil County.

3 Q. Did he authorize extradition?

4 A. No, sir, he did not.

5 Q. Did he tell you that Cecil County, Maryland,  
6 was not extraditing Henry Lucas?

7 A. Yes, sir, it was, because the only purpose  
8 of the issuance of that was he failed to make  
9 restitutional payments in the amount of 3,000-some-  
10 dollars.

11 Q. And based on that conversation with him, did  
12 you call back Texas Ranger Phillip Ryan?

13 A. I had him on hold at the time.

14 Q. Did you immediately tell him that there  
15 would be no extradition, that the warrant was moot or  
16 invalid at the time?

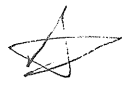
17 A. No, I just told him extradition wasn't  
18 authorized.

19 Q. When you say, "extradition wasn't  
20 authorized," if it's not authorized would an arrest  
21 under that warrant have been authorized?

22 A. No, sir.

23 Q. And did you tell Texas Ranger Ryan that?

24 A. Yes, sir, I did. It was in the mile system  
25 only, which was statewide. Was not the MCI system,



1 which is the system nationwide.

2 Q. Did you subsequently find out that Henry  
3 Lucas was arrested by Texas Ranger Ryan on that  
4 warrant?

5 A. Not positively. I believe he was held on  
6 the strength of that warrant for a period of time.

7 Q. Was there any legal basis for holding Mr.  
8 Lucas on that warrant from your county in Maryland?

9 A. Not on that particular warrant, no, sir.

10 Q. If he were arrested under that warrant,  
11 would that have been an illegal arrest?

12 A. If that was the basis of probable cause for  
13 the obtaining of a fugitive warrant, yes.

14 Q. Now, you followed up some more investigation  
15 on Henry Lucas, did you not?

16 A. Yes, I did.

17 Q. Was that to determine whether he was  
18 involved in homicides in your area?

19 A. Yes, sir.

20 Q. And what homicides did Henry Lee Lucas claim  
21 to have committed in your area?

22 A. Involved an eight-year-old girl taken from  
23 Perryville, Maryland, from an area known as the Twin  
24 Oaks.

25 Q. Di&n't he describe that in some detail?

1 A. Yes, sir, he did.

2 Q. How did you come into receipt of that  
3 information?

4 A. I'm not exactly sure how I received the  
5 information. It was a rather large packet. I  
6 believe it was distributed from the Department of  
7 Public Safety in Florida to all law enforcement  
8 agencies, because the allegations included not only  
9 that but it included other ones throughout the United  
10 States.

11 Q. And did you investigate whether Henry Lucas  
12 had killed that eight-year-old girl that had been  
13 abducted from Perryville, Maryland?

14 A. Yes, sir, I did.

15 Q. Please tell me what you did to investigate  
16 that.

17 A. Well, first of all, the time frame in which  
18 this occurred was described as 1977, 1978, involving  
19 an eight-year-old girl, pigtails, from the Twin Oaks  
20 area, Perryville, Maryland, which is in Cecil County.

21 We immediately went back and sandwiched that  
22 particular date by three years either way, '75 on the  
23 far side of it through '80 on this side.

24 Q. Yes.

25 A. We had no missing person's report. Although

1 we do have concurrent jurisdiction in Cecil County  
2 with the Maryland State Police, we also inquired from  
3 them whether they had any outstanding missing  
4 person's report for that particular time frame for  
5 any individual that would match that basic  
6 description. There were none.

7 Q. Are you satisfied that Henry Lucas did not  
8 commit that homicide?

9 A. Yes, sir, I am.

10 Q. Are you satisfied that that homicide never  
11 even occurred?

12 A. Yes, sir.

13 Q. Did you do some followup work on where Henry  
14 Lucas -- whether Henry Lucas lived in your  
15 jurisdiction?

16 A. Yes, sir, he did.

17 Q. What was your findings on that, Detective?

18 A. I would have to go back and refresh my  
19 memory.

20 Q. Please do, very briefly.

21 Well, just to make it a little quicker, sir,  
22 you were able to have -- to engage in a personal  
23 investigation as to whether Henry Lucas lived in your  
24 jurisdiction?

25 A. Yes, sir, he did.

1 Q. And you found out that he lived up there  
2 from '75 until '79, more or less. Is that correct?

3 A. Basically from the time he was released from  
4 prison in Michigan until February 1979 when he was  
5 involved in a theft of a vehicle from Randy Kiser,  
6 yes.

7 Q. And when were you able to find out that  
8 information, approximately what year, 1983?

9 A. Yes, sir. It would have been during 1983,  
10 if you don't want to be more specific than that.

11 Q. I don't want to be more specific than that  
12 at this time for purposes of time.

13 Now, that information that you obtained  
14 regarding where Henry Lucas actually lived consisted  
15 of interviews with family members and places where he  
16 worked, things of that nature, didn't it?

17 A. That's correct, yes, sir.

18 Q. You went and talked to some people at some  
19 mushroom farms?

20 A. No, sir, I did not personally do that.

21 Q. But you were aware that he worked at some in  
22 that area?

23 A. Yes, sir.

24 Q. And he worked at some dairy farms?

25 A. I'm not personally aware of that.

1 Q. But you became aware of that?

2 A. Yes, sir.

3 Q. What did you do with that information? Did  
4 you ever share that information with the Texas  
5 Rangers or the Texas Department of Public Safety?

6 A. Yes, sir. I have a roster of people that  
7 the information was shared with and the seeds and the  
8 method of distribution.

9 Q. Okay. Do you have a copy of that with you  
10 in your file?

11 A. Yes, sir, I do.

12 Q. May I please see it?

13 A. If you will bear with me for a minute.

14 Q. I certainly will, sir.

15 Q. Did you find it?

16 A. Yes, sir.

17 MR. PONTON: And if I could just take this  
18 out of here, I'll mark this as Defense Exhibit 32. Is  
19 that my number now? Defense Exhibit 33.

20 (Defendant's exhibit marked, D-33.)

21 Q. (BY MR. PONTON) Now, on this Defense  
22 Exhibit 32, Mr. Mobley, you have listed here --

23 A. That's Mobley, sir.

24 Q. Mobley. I'm sorry, sir. I apologize to you.  
25 And Mr. Mobley, the -- you have listed here

1 some contacts between certain persons and yourself.

2 Is that correct?

3 A. That's correct.

4 Q. And this is -- are these times when you gave  
5 criminal information and alibi information about  
6 Henry Lucas to these persons?

7 A. Yes, sir. Not the times but the dates.

8 Q. Okay. And this shows that you shared  
9 information with an attorney in Wichita Falls who is  
10 a DSP -- DPS perhaps?

11 A. Delaware State Police.

12 Q. Delaware State Police?

13 A. Yes, sir.

14 Q. It shows that on 10-18-82 you talked with  
15 Ranger Ryan in Montague County, right here?

16 A. Yes, sir, that's correct.

17 Q. And it shows that you talked with the FBI in  
18 June of '83?

19 A. That's correct, yes, sir.

20 Q. And some other contacts. Now, were the  
21 Texas Rangers aware of Henry Lucas' alibi up there in  
22 your part of Texas based upon your information?

23 A. Yes, sir, they were.

24 Q. When, approximately?

25 A. Well --

1 A. Year. Give me a year.

2 A. Sometime in 1983.

3 Q. And based on that information you provided  
4 the Texas Rangers in 1983, did you ever hear anything  
5 back from them, any followup report, any --

6 A. No, sir, although I had numerous inquiries.  
7 But I don't recall specifically what it was for. I  
8 have had correspondence.

9 Q. And did the Texas Rangers ever go up there  
10 to your part of the country to follow up on the  
11 information you gave them?

12 A. No contact with me. I had no contact with  
13 them personally involving a followup on any of them.

14 Q. And you had personal knowledge at the time  
15 that Henry Lucas -- or knowledge from your  
16 investigation that Henry Lucas was present there at a  
17 time when he was confessing to committing murders all  
18 around the country?

19 A. That's correct, yes, sir.

20 Q. And the Texas Rangers never contacted you as  
21 to that information, did they?

22 A. No, sir.

23 MR. PONTON: Pass the witness, subject to  
24 the introduction of Defense Exhibit 33.

25 MR. MOODY: We don't have any objection to

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Defense Exhibit 33.

THE COURT: Be admitted.

MR. MOODY: And we don't have any questions.

THE COURT: Thank you, sir.

We will adjourn until 1:00 on Monday.

(An evening recess was taken.)