

1 A. YES.  
2 Q. DO YOU REMEMBER, WAS IT WHEELED IN THERE?  
3 A. I DON'T RECALL IF IT WAS WHEELED IN. THERE WAS A  
LOT OF CONVERSION COMING OUT AT THAT TIME. IT OF ACTIVITY.  
IN THE GENERAL

ADDED COMMENTARY

**OFFICER OATES ADMITTED TO 'SEEMING TO RE-MEMBER' THE MYSTERIOUSLY-HIDDEN/DISAPPEARED WASTEBASKET -- BUT NOT TO THE JURY. THE JURY WAS EMPANELED MONTHS LATER AND WERE NEVER TOLD**

11 ... WHEN I FIRST OBSERVED THOSE ITEMS,  
12 THEN AFTER THE REMOVAL OF THE VICTIM, THEY PRETTY MUCH WERE  
13 IN THE SAME LOCATIONS AS WHEN I FIRST OBSERVED THEM. IN  
14 OTHER WORDS, THERE WAS NO GREAT SIGNIFICANT DISTANCE FROM  
15 WHEN I FIRST REMEMBERED THEM TO WHEN THEY WERE THERE.

16 Q.

17 -- LET ME DIRECT YOUR ATTENTION TO THE DRAWING, AND  
18 IN THE LITTLE ALCOVE AREA INDICATING HERE, WHICH IS THE  
19 UPPER CORNER OF THE ALCOVE AREA, DO YOU REMEMBER SEEING ANY  
20 TYPE OF A WASTEBASKET TYPE CONTAINER IN THAT AREA WHEN YOU  
21 WENT IN?

22 A. I RECALL, THERE'S A PAPER BAG AND THAT HAD SOME  
23 ITEMS OF GARBAGE IN IT; I WOULD SAY WRAPPERS AND SOME OTHER  
24 THINGS. THERE MAY HAVE BEEN A PLASTIC WASTEBASKET. THAT  
25 SEEMS TO COME TO MY MIND.

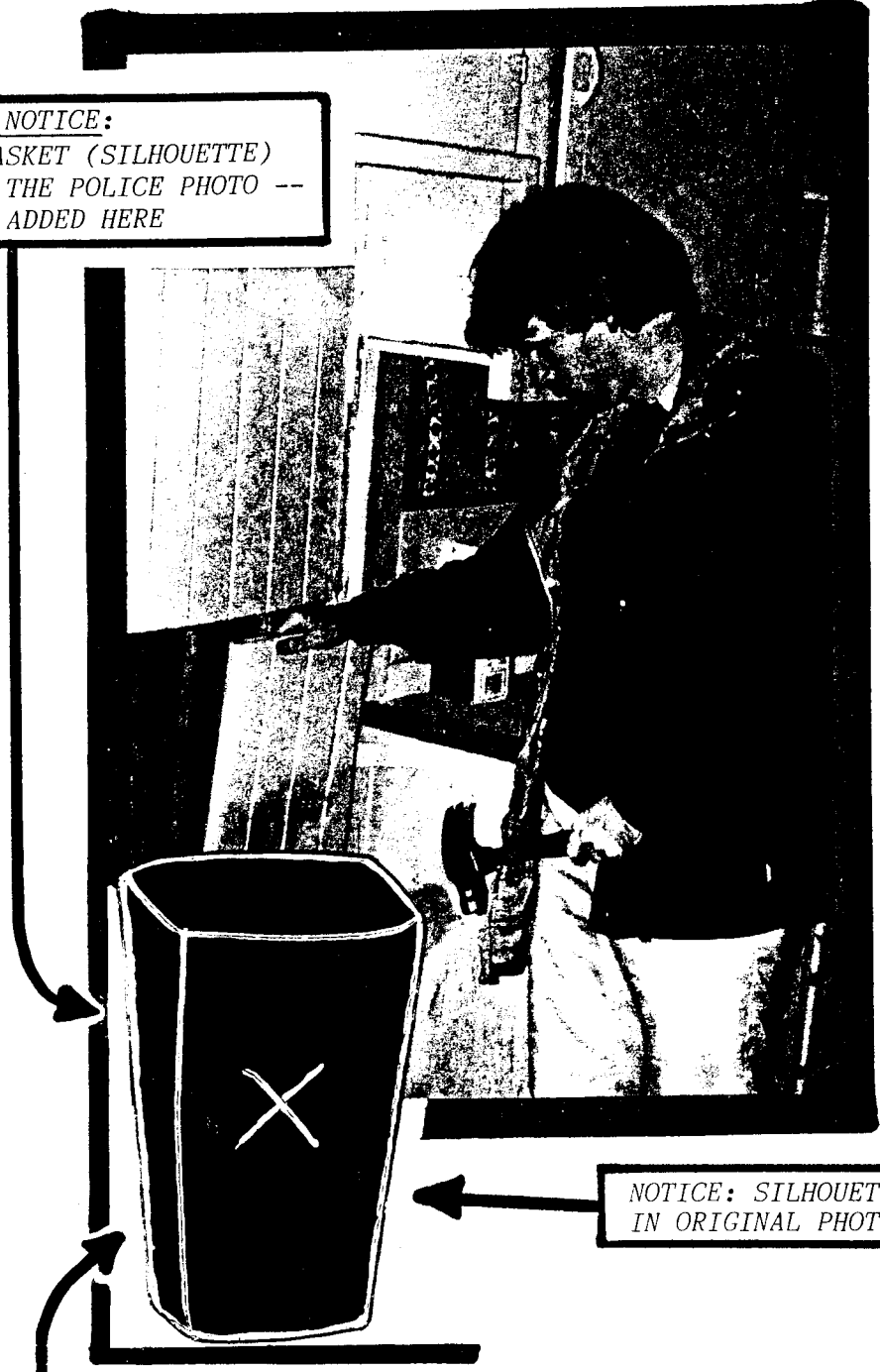
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IMPORTANT NOTICE:  
GARBAGE BASKET (SILHOUETTE) IS  
IS NOT IN POLICE PHOTO

NOTICE: SILHOUETTE NOT  
IN ORIGINAL PHOTO

GARBAGE BASKET SILHOUETTE HAS BEEN ADDED HERE,  
SUPERIMPOSED ON AN OTHERWISE TRUE POLICE PHOTO  
(SAME AS EXHIBIT C), TO SHOW THE APPROXIMATE  
SIZE AND LOCATION OF THE GARBAGE BASKET, OVER-  
FLOWING WITH ITEMS, THAT POLICE MOVED, HID, AND  
APPARENTLY DESTROYED. IT SAT BEHIND THE OPEN  
TRUNK WITH THE MEATCLEAVER, SHOWN HERE

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ANOTHER POLICE PHOTO SHOWING DETECTIVE MCCARTY  
REMOVING A SECTION OF THE WALL WITH A BULLET  
HOLE IN IT, DIRECTLY BEHIND WHERE THE MISSING  
GARBAGE BASKET WAS LOCATED