

1 A Yes, I did.

2 MRS. CLARK: Your Honor, I would like to have
3 something marked.

4 (Detective Pfeiffer's report is marked S-253
5 for identification.)

6 Q Detective Pfeiffer, I show you S-253 for
7 identification and ask you what's this item?

8 A This is a copy of the 34-page report I wrote
9 relative to my involvement in this investigation.

10 Q Now, Detective Pfeiffer, if you need to
11 refresh your recollection by referring to that report to
12 answer any questions that I pose to you, please tell us
13 and stop before you answer.

14 A Yes, ma'am.

15 Q Now, in what tone of voice were you saying
16 what you told us here today to the defendant? What tone
17 of voice were you using?

18 A Basically the way I'm talking now.

19 Q And what other subjects or topics did you
20 talk to the defendant about in the afternoon of November
21 16th, 1985?

22 A After the polygraph exam you're referring to?

23 Q Yes.

24 A I talked to him about the hot dogs on the stove.
25 I talked to him about him indicating in his first

1 statement that the last time he saw the children was at
2 nine or 9:30 p.m. During the polygraph exam additional
3 statements were taken from two individuals who indicated
4 that they had ~~been speaking to Mr. Halsey at about nine or~~
5 ~~9:30 p.m. on the evening of the 14th~~ and he indicated that
6 ~~the children were missing then.~~

7 Q Now, when you were talking to the defendant,
8 is the term "confrontation" what's going on here?

9 A I wouldn't say it was a confrontation. I was
10 talking to him about his report or about his statement.

11 Q What was the defendant's reaction when you
12 were asking these questions and posing these questions to
13 him?

14 A Some of his answers were he didn't remember and
15 some of them he would just ponder and think about.

16 Q Did he continue to maintain what he had told
17 you was the truth in the first two statements?

18 A Yes, he did.

19 Q Did you ask him about any other, what you
20 perceived as inconsistencies in his statement?

21 A Yes.

22 ~~There was a statement given by another individual~~
23 ~~during the evening of the 15th who indicated that he was~~
24 ~~at Mr. Halsey's apartment at approximately 11:30 p.m. He~~
25 had knocked on the door and he could hear Byron in there

1 ~~talking~~ and he believed that Mr. Halsey was with a woman
2 ~~making love with somebody.~~ He didn't answer the door so
3 this individual left.

4 Q What happened next, Detective Pfeiffer?

5 A I'm going to have to refer to my report for
6 recollection.

7 Q Tell us what page you're on.

8 A I'm on page 23.

9 Q This is the report you filed in connection
10 with this case?

11 A That's right.

12 Q Detective Pfeiffer, tell us here today what
13 happened next when you were in the Interview Room C in the
14 afternoon of November 16th, 1985 with the defendant?

15 A ~~Mr. Halsey then started making some jibberish type~~
16 ~~of comments.~~

17 Q What do you mean "jibberish"?

18 A Well, they were clipped, they were one syllable
19 type of words.

20 Q What was he saying?

21 A I copied it down and I have to read it from the
22 report here.

23 He said, "Work all week, get paid, want to go out,
24 have to babysit for the kids, mother goes to bingo, left
25 alone, no time to go out."

1 Q Now, Detective Pfeiffer, are those the exact
2 verbatim words that the defendant gave you when you were
3 speaking with him in the afternoon of November 16th, 1985?

4 A Yes, those are the exact words.

5 Q Did the defendant say anything else?

6 A Yes. He started mentioning about how he had a
7 problem with drugs, alcohol and tension. He indicated
8 that when these three things are combined or any part of
9 them he becomes mad. He becomes, as he says, "a Jekyll
10 and Hyde."

11 Q Detective Pfeiffer, the last answer you have
12 given us as to what the defendant has said was "Dr. Jekyll
13 and Hyde," the defendant's words?

14 A Those were his words.

15 Q Were the other things you told us a summary
16 or his exact words?

17 A Summary.

18 Q Will you continue?

19 A He loses control of himself. He becomes mad and as
20 he puts it, "he does crazy things."

21 Then he started talking about an incident where he
22 got mad, he took his head and he put it through sheet
23 rock. He explained to me that there was a wall in his
24 bedroom which he indicated had been freshly sheet rocked.
25 He had put his head through that wall at one time as a

1 result of being mad.

2 Q Now, Detective Pfeiffer, will you tell us
3 what's the defendant's demeanor like at this time compared
4 to when you were taking the first two statements?

5 A He's more emotional, his voice is more high
6 pitched.

7 Q What happened next?

8 A He continued on by relating how he became involved
9 with Margaret. He told me that her former boyfriend said
10 that nobody could take his woman away from him and Byron
11 said he could. He made a bet with this former boyfriend
12 of \$100 and Byron won the bet, collected his 100 and
13 became involved with Margaret.

14 Then he said he needed help.

15 Q What tone of voice did the defendant say he
16 needed help?

17 A Emotional.

18 Q Did he indicate what he was talking about
19 when he said that?

20 A No, not really.

21 Q Did he appear to you that he needed any
22 immediate psychiatric help?

23 A No.

24 Q Did you have any problem, did he seem to --
25 strike that.

1 Do you know when I talk about going into a "state,"
2 do you know what I mean by that term?

3 A No, not really.

4 Q Did he seem that he was going to be losing
5 control of himself at all?

6 A No.

7 Q Did he seem to need any medical attention?

8 A No.

9 Q Did he ever indicate to you in any fashion he
10 wanted any doctor or psychiatrist?

11 A Afterwards he did.

12 Q Would you continue? What happened next?

13 A It was now based on my impression of him at this
14 particular point it was obvious he wanted -- something he
15 wanted to get off his mind.

16 I spoke to him. I was speaking to him, I was
17 reassuring him.

18 Q How were you doing that?

19 A ~~I was holding his hands and I was telling him that~~
20 ~~I could help him. I could help him get through this.~~ I
21 knew there was something that he wanted to get off his
22 mind. Then he went into what I describe as a trance.

23 Q Describe to us what happened that made you
24 call it a trance?

25 A He just stopped and looked out into blankness.

1 Q When he did this what happened next?

2 A Then he started saying one syllable words, free
3 flowing like a water fall.

4 Q Will you tell us, were you able to take notes
5 when this happened?

6 A Yes, I took notes of this.

7 Q Tell us when he was talking in this trance
8 like demeanor what, if anything, he said?

9 A ~~He said to me, "Talking to Shy, kids making noise,~~
10 ~~told them to shut off, hung up the phone, told them to~~
11 ~~shut off, started beating them, [REDACTED] said he was going~~
12 ~~to call mommy. Grabbed them both by the throat, stop~~
13 ~~screaming, started saying, [REDACTED], [REDACTED], wake up, they~~
14 ~~didn't respond. Fuck up, you really fuck up now. Madman.~~
15 ~~Hide the bodies, bring them downstairs, want speedy trial,~~
16 ~~needs help, get drunk, act crazy, have to piece things~~
17 ~~together, losing control, things got bad, committed a~~
18 ~~violent crime, Margaret please come home, can't come home.~~
19 ~~What are you all doing? All fucked up. Committed a~~
20 ~~crime, can't get rid of them, got all fucked up, can't~~
21 ~~call police."~~

22 Q Detective Pfeiffer, at the time the defendant
23 is telling you these things, what's his demeanor at this
24 point?

25 A He's crying.

1 Q Would you describe what you mean by his
2 crying?

3 A He was crying very hard. He was upset.

4 Q What happened next?

5 A Well, while he was crying I put my arms around him.

6 Q What do you mean you put your arms around
7 him?

8 A I comforted him.

9 Q How did you do that?

10 A I got up and I put my arms around him. He had his
11 head bowed and he was, I guess, you know -- he was tense.
12 I rubbed his neck and I was trying to relieve him
13 of this ordeal that he just went through.

14 Q What happened next?

15 A Well, he also expressed a feeling -- I'm referring
16 to my report here for recollection. He expressed a
17 feeling that "You're all alone out there."

18 He talked to me about his bad temper being like a
19 bomb. And he said, "You should have taken me out and shot
20 me. I made a mistake."

21 He wanted to know if help could be provided for
22 him. I told him that help could be provided for him and
23 this would be through the criminal justice system.

24 Q How did you say that to him?

25 A Well, he kept saying about help and I indicated to

1 him that I don't know what kind of help you need. It
2 would have to be done through the system and things. The
3 system as far as it goes, not through me personally.

4 Q Were there any conversations between you and
5 the defendant about striking a deal?

6 A No.

7 Q Was there any conversation between you and
8 the defendant about I'll get you psychiatric help all you
9 have to do is confess? Anything of that nature?

10 A None whatsoever.

11 Q Was it the defendant who initiated the
12 conversation about help?

13 A Yes.

14 Q Was there ever any response on your part
15 beside the system will have to take care of it?

16 A That's right.

17 Q Now, Detective Pfeiffer, at this particular
18 point in time has the defendant regained his composure at
19 all?

20 A Yes, he has.

21 Q What happened next?

22 A I asked him about, "All right, Byron, we have the
23 confession or we have what you told me occurred, how about
24 a typewritten statement? Can we put this down on paper?"

25 There was a pause in there and I said, "Well, look