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IN THE DISTRICT COURT IN AND FOR OKLAHOMA COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
 )  
 Plaintiff, )  
 vs. ) CASE NO.: CF-2014-5869  
 )  
 DANIEL K. HOLTZCLAW, )  
 )  
 Defendant. )

FILED IN DISTRICT COURT  
OKLAHOMA COUNTY

MAY 03 2016

TIM RHODES  
COURT CLERK

46

\* \* \* \* \*

TRANSCRIPT OF THE JURY TRIAL

HAD ON THE 30TH DAY OF NOVEMBER, 2015,  
BEFORE THE HONORABLE TIMOTHY R. HENDERSON,  
DISTRICT JUDGE IN AND FOR OKLAHOMA COUNTY,  
OKLAHOMA CITY, OKLAHOMA

\* \* \* \* \*

VOLUME XV OF XVIII

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MAY 26 2016 *msm*

ATTORNEY GENERAL

FILED  
IN COURT OF CRIMINAL APPEALS  
STATE OF OKLAHOMA

MAY 26 2016

MICHAEL S. RICHIE  
CLERK

REPORTED BY: Kristin L. Taylor, RPR

3428-5741

1 THE COURT: Anything, Mr. Adams?

2 MR. ADAMS: I don't have any questions.

3 THE COURT: All right. Thank you, Detective. You  
4 can step down.

5 Call your next witness.

6 MR. GIEGER: Your Honor, the State calls Kala  
7 Lyles.

8 THE COURT: Ma'am, if you would step right before  
9 me.

10 (Kala Lyles was sworn.)

11 THE COURT: All right. If you'll have a seat over  
12 here in this chair. Once you get situated, pull that  
13 microphone right around in front of you. If you would state  
14 your name and spell it for us, please.

15 THE WITNESS: Kala Lyles. Kala, K-A-L-A; Lyles  
16 L-Y-L-E-S.

17 THE COURT: All right. Ms. Lyles, speak a little  
18 bit louder. Thank you.

19 You may proceed.

20 MR. GIEGER: Thank you, Judge.

21 KALA LYLES,  
22 was called as a witness, after having been first duly sworn,  
23 and testified as follows:

24 DIRECT EXAMINATION

25 BY MR. GIEGER:

1 unusual happen while you were on that walk?

2 A Yeah, I got stopped by the police.

3 Q At the time that you got stopped by the police, ma'am,  
4 I know you were walking, but were you doing anything else?

5 A No.

6 Q Okay. Did you have a phone with you?

7 A Yeah, I was on the phone with James.

8 Q Okay. That's the gentleman that you had -- were living  
9 with at the Relax Inn?

10 A Yes.

11 Q And what -- if it -- don't necessarily tell me what he  
12 was saying, but what were you guys talking about on the  
13 phone as you were walking?

14 A We were just discussing our argument that we was  
15 talking about, I had walk off with.

16 Q And I didn't understand what you said right there at  
17 the end.

18 A We was just discussing what we was talking about, our  
19 argument.

20 Q About your argument.

21 A (No audible response.)

22 Q Okay. And, ma'am, at some point you said an officer  
23 stopped you. Were you on the phone whenever the officer  
24 stopped you?

25 A Yes.

1 A Uh-huh. Yes.

2 Q And then if he lets you out at 16th and Highland  
3 what -- what was your intention? What was your plan?

4 A I was gonna walk back towards the room.

5 Q Walk back toward the hotel?

6 A Uh-huh.

7 Q Did he take you that direction in the car? In other  
8 words, did he take you from 16th and Lottie in the direction  
9 of 16th and Highland? Did you start going that way?

10 A Yeah.

11 Q That's what I'm asking.

12 A Yes.

13 Q Okay. When you got to that area, ma'am, what happened?

14 A I let -- I said that he could let me out right here and  
15 then he just kept going and just -- we had turned off a I  
16 think it was 18th and Highland in that school.

17 Q All right. So you got to the area of 16th and  
18 Highland. And did you say anything, like, you can let me  
19 off here --

20 A Yes.

21 Q -- or anything like that?

22 A Yes.

23 Q Okay. Do you remember if he responded to you whenever  
24 you said you can let me out here?

25 A I don't think he responded to me.

1 Q Okay. But he didn't stop?

2 A No.

3 Q Now you said something about 18th and Highland.

4 Describe what 18th is. What's that road like?

5 A It's like a -- it's like a park, closed down with a  
6 school -- elementary school.

7 Q A school and a park?

8 A Uh-huh.

9 Q If I turn your attention back toward what's on the  
10 television on 366, the Relax Inn's straight north on  
11 Highland; correct?

12 A Yes.

13 Q Okay. But I want to go back down here now. Can you  
14 see 18th Street there?

15 A Yes.

16 Q All right. Ma'am, when you talk about the park and the  
17 school, is this the area that you're talking about?

18 A Yes.

19 Q So he turned on 18th Street?

20 A Yes.

21 Q And did he drive down toward that park and that school?

22 A Yes.

23 Q What happened?

24 A He jumped the curb and pulled between the buildings.

25 Q The buildings of what?

1 A Part of that school.

2 Q The school?

3 A Yeah.

4 Q Whenever he was doing that, ma'am, did you say anything  
5 to him?

6 A At that time I was trying to figure out what's going  
7 on.

8 Q Did you ask him what's going on?

9 A Yeah.

10 Q Did he respond if you recall?

11 A I don't remember if he did, just weird.

12 Q Did you say it was weird?

13 A Yeah, it was just weird.

14 Q Was it concerning to you?

15 A Yes.

16 Q At this point, ma'am, are you still on the phone or  
17 have you hung the phone up?

18 A He had -- I had hung it up.

19 Q Okay. Where did -- at what point did you hang it up?  
20 I know we talked about it but I don't remember that I asked  
21 you specifically.

22 A He made me hung it up as soon as he got out of the car.

23 Q Back at the 16th and Lottie area?

24 A Yes.

25 Q Can you tell me -- can you see on there where your

1 recollection is that he parked?

2 A Between the buildings.

3 Q Okay. Let me -- is that the school?

4 A Yes.

5 Q Okay. Do you know which buildings he parked between?

6 A It was probably, like, between them two buildings with  
7 the --

8 Q Okay. I'm gonna -- you tell me --

9 A Bushes.

10 Q Are you talking about these two buildings?

11 A Yeah, those on the front part.

12 Q By where?

13 A Up in the front by -- like in --

14 Q This way?

15 A Yeah, right there in that area.

16 Q Somewhere in here?

17 A Yeah.

18 Q All right. When you pulled in there, ma'am, were there  
19 lights or anything from the school?

20 A No, it was dark.

21 Q Okay. And did he actually stop there?

22 A Yes, and got out the car.

23 Q And what happened whenever he got out of the car?

24 A Opened my door and he let me out. And he asking me do  
25 I have anything on me illegal. And I told him no. And he

1 made me show -- show myself to him.

2 Q Okay. So at this point he's out of the car.

3 A (No audible response.)

4 Q Is that right?

5 A Yes.

6 Q Are you still in the car or are you out of the car at  
7 this point?

8 A I'm out of the car.

9 Q You're out of the car?

10 A (No audible response.)

11 Q Where are you standing in relation to the car?

12 A Like, I'm still standing by the car door with the door  
13 open.

14 Q So are you just outside the back seat?

15 A Uh-huh.

16 Q And where is the officer?

17 A Standing right there, like kinda little bit behind me a  
18 little bit.

19 Q Ma'am, had he asked you to get out or did you just get  
20 out knowing that he opened the door so you got out? How did  
21 that happen if you remember?

22 A I just got out because he opened the door.

23 Q He opened the door.

24 A Yeah.

25 Q Can you open the door from the inside of the car --



1 police car?

2 A No. Huh-uh.

3 Q So you actually stand up --

4 A Yeah.

5 Q -- beside the car?

6 And then tell me what happens.

7 A And he had made a comment and he said I bet that pussy  
8 is wet.

9 Q Okay. You said something a minute ago, ma'am, about  
10 him asking you if you had anything on you; do you remember  
11 telling me that?

12 A Uh-huh.

13 Q When did that happen? Were you still in the car or  
14 were you out of the car when that happened?

15 A He axed me if I had anything on me but I had got out  
16 the car and that's when I had to show myself to him.

17 Q Okay. And did that happen right after you got out or  
18 did something else happen first?

19 A That was right -- that happened first.

20 Q That happened first?

21 A Yeah.

22 Q Okay. So when you stood up that's part of the  
23 conversation about: Do you have anything on you?

24 A Uh-huh.

25 Q All right. And then in response to that what did he do

1 or what did you do in response to do you have anything on  
2 you?

3 A He made me -- he asked me to show my cleavage and --  
4 and my private.

5 Q Okay. Tell me about that. Tell me how that happened  
6 exactly. The jury doesn't understand exactly -- they  
7 haven't heard anything about this. So tell us -- tell us  
8 what happened.

9 A He just had me to pull my shirt up and pull my panties  
10 down so -- so assumed it -- I didn't have nothing on me.

11 Q Ma'am, what were you wearing that day?

12 A I think it was -- might've been a dress.

13 Q Okay.

14 A I'm not for sure.

15 Q Like a one-piece thing?

16 A Yes.

17 Q Okay. You said he had you pull your shirt up. Tell me  
18 what you -- did he tell you to do that?

19 A Yes.

20 Q Or did he motion or how did you know that's what he  
21 wanted you to do?

22 A He told me to do it.

23 Q And what did you do?

24 A I did it.

25 Q Were you wearing undergarments? Were you wearing a

1 bra?

2 A Yes.

3 Q Okay. Did that stay on?

4 A He made me pull everything up. He didn't -- I guess he  
5 just wanted to see if I had anything on me. But I don't  
6 think -- I didn't have nothing on me, just what he was  
7 wanting to do.

8 Q And I want to ask real specific. I'm not trying to  
9 embarrass you but I want to ask real specific. So he had  
10 you actually pull up your shirt and pull your bra up. Were  
11 your breasts exposed to him?

12 A Yes.

13 Q Was there light there? Could you see?

14 A I guess how he had his light or something on them, I'm  
15 not for sure.

16 Q And what light -- do you remember there being any  
17 lights?

18 A Not when we pulled up I didn't.

19 Q Okay. Was there lights on the car or in the car?

20 A Yeah.

21 Q The door was open?

22 A Yes.

23 Q Does the light come on when the door is open?

24 A Yes.

25 Q So there was that light?

1 A (No audible response.)

2 Q After you exposed yourself to him, your breasts, how  
3 long did you hold your shirt up? Was it just a moment or  
4 did you put it down; tell me about how that went.

5 A I just showed him and just clothed myself back up.

6 Q Did he say anything?

7 A Other than I bet that pussy's wet.

8 Q I want to make sure I'm following the sequence. So he  
9 said that after you pulled your shirt up or before?

10 A After.

11 Q After.

12 You also said something about having to either  
13 pull your dress up to where your privates were exposed or --  
14 at one time you said your pants. I'm not sure which. Is  
15 it -- do you remember?

16 A No, I just remember pulling my panties down.

17 Q Your panties down?

18 A Yeah, because he was tryna make sure if anything was  
19 stuffed in there or something.

20 Q Ms. Lyles, do you remember why you specifically did  
21 that? In other words, did he tell you to do that or did you  
22 just do that on your own?

23 A He told me to.

24 Q What did he say if you remember?

25 A Pull my panties down make sure I didn't have nothing up

1 in me.

2 Q And when you did -- nothing up in you?

3 A Huh?

4 Q He said I want to make sure you have nothing up in you?  
5 Is that what he said?

6 A Yes.

7 Q All right. Ma'am, whenever you did that -- well, first  
8 of all, did you do that?

9 A Yes.

10 Q And so then your pubic and your vaginal area was  
11 exposed as well?

12 A Yes.

13 Q Did that last about the same amount of time as your  
14 shirt or was it different?

15 A Lasted about that time.

16 Q About the same time?

17 A Uh-huh.

18 Q Did he say anything to you after you did that?

19 A Other than I bet that pussy's wet, and then he just --

20 Q And that's when -- that's when he said that?

21 A Yes.

22 Q And then I interrupted you. You were gonna say  
23 something else?

24 A That's when he had me bend over.

25 Q Okay. Ma'am, at this point if I understand it you're

1 -- are you still standing outside the car?

2 A Yes.

3 Q Okay. He said, I'm gonna have you bend over or -- you  
4 said -- you said he had me bend over. Tell me what happened  
5 next.

6 A He just pulled it out and he just start raping me I  
7 guess.

8 Q Okay. Did you at some point bend over?

9 A Uh-huh.

10 Q Okay. And tell me where did you bend over or how did  
11 you bend over, Ms. Lyles?

12 A In the back seat of the car.

13 Q Okay. Are your feet still outside the car?

14 A Yes.

15 Q So basically the door's -- you haven't -- have you ever  
16 moved away from the door?

17 A No.

18 Q You're still standing right in the opening if this is  
19 the street; right?

20 A Yeah.

21 Q And so does the top half of your body lean onto the  
22 seat?

23 A Yes.

24 Q Okay. Ma'am, had you -- I think you said: And then he  
25 started raping me, something -- is that what you said?

1 A Uh-huh.

2 Q You got to answer -- she has to write it down. So you  
3 have to --

4 A Yes.

5 Q Say yes or no. Okay. That's why I'm making you do  
6 that.

7 Ma'am, did you see his penis?

8 A Yes.

9 Q Okay. Did you see it -- when did you see his penis?

10 A After the fact -- after he told me to raise up and told  
11 me to suck his dick.

12 Q Okay. Did that happen before or after he had you bend  
13 over?

14 A It was like back and forth so it's kind of confusing.

15 Q Okay. So not only did he actually -- to use your  
16 word -- rape you, but he actually had you suck his dick too?

17 A Yes.

18 Q Okay. And I want to make sure I understand. Did he do  
19 it more than one time?

20 A Yes.

21 Q Okay. So it was back and forth?

22 A Yes.

23 Q Do you remember whether or not the oral started first  
24 or the vaginal intercourse started first?

25 A I think he -- he had me bend over first.

1 Q Okay. Ma'am, as the time went by, did you ever call  
2 yourself and report it?

3 A No, I come -- I told my probation officer.

4 Q Okay. I want to talk to you about that. At what point  
5 did you tell your probation officer about it, ma'am?

6 A I skipped a day to go over to my probation. And when I  
7 went back in -- I can't remember exactly what the day but he  
8 had -- my probation, he had me call the detective.

9 Q Okay.

10 A And that's when all that went on.

11 Q What are you on probation for?

12 A City.

13 Q For drugs?

14 A Yes.

15 Q All right. That night had you used any drugs, the  
16 night that you had contact with this police officer?

17 A No.

18 Q Okay. But you were on probation at that time too; is  
19 that right?

20 A Yes.

21 Q Okay. So as part of your probation are you supposed to  
22 check in at least every month or every week or something  
23 with your probation officer?

24 A Once a month.

25 Q Once a month.