

Joseph Mendez.

JOSEPH A. MENDEZ, being duly sworn according to law,  
testified as follows:

DIRECT EXAMINATION

By Mr. Pierro:

Q. What is your name?

A. Joseph A. Mendez.

Q. Where do you work?

A. Bethlehem Steel.

Q. Where do you live?

A. 1659 Hepburn Street.

Q. Are you married?

A. Yes, Sir.

Q. Joseph, last October 19th do you know whether  
you had any appointment with anybody?

A. Yes, Sir, I had an appointment with Doctor Wengert  
who is a Chiropractor on Market Street, I don't know the exact  
address, but it is just before you turn off onto the Turnpike.

Q. What time was your appointment?

A. My appointment was for 4:00 in the afternoon.

Q. Did you keep that appointment?

A. Yes, Sir, the appointment was not for me, it was  
for my wife.

Q. Well, did you drive your wife to that appointment?

A. Yes, I did.

Q. Were you driving or her?

A. I was driving.

Q. Was the appointment kept, let's put it that way?

Joseph Mendez.

A. Yes, Sir.

Q. Do you know if it was kept on time?

A. I am almost certain, I have never been late for an appointment to Doctor Wengert's office.

Q. Do you know what time you left your house or whatever to go there?

A. We left the house about 15 minutes before 4:00.

Q. Where did you say you left?

A. 1659 Hepburn Street, that is above Grampian Boulevard on Hepburn Street.

Q. Doctor Wengert, you have already testified where his office was at that time. Now, Joseph, will you tell this Jury as you were driving, what you saw at the corner of Market Street and West Central Avenue? That is, at that time on that day?

A. Well, as we pulled up to the corner the light was red and we stopped, and I happened to be glancing off to my righthand side and there was a young girl approaching the corner, and the only thing that I can recall is that she had the number "33" on the front of her jersey, and just as she got to the corner why the light changed and we went on to our appointment, and that is about all I can tell you about it.

Q. But you are sure of the number?

A. Absolutely, that number is the one I wore when I played football and it just stuck in my mind.

Q. Do you remember the color of the numbers?

A. The numbers were white and the shirt was blue.

Q. This is what you saw?

Joseph Mendez.

A. That is it.

Q. You are sure of that time, the day and what you saw?

A. Yes, Sir.

Q. Cross examination.

By The Court:

Mr. Ertel?

CROSS EXAMINATION

By Mr. Ertel:

Q. Mr. Mendez, you were interviewed by the State Police on the 5th of November, 1973, were you not, Sir?

A. Yes, Sir.

Q. Do you recall the Trooper who interviewed you?

A. No, Sir, I couldn't tell you his name.

Q. Would you describe him, please?

A. I would say he was about six feet tall and dark hair.

Had a suit on with a tie.

Q. Can you tell me the color of the suit?

A. He had a dark suit.

By Mr. Fierro:

We object to this.

By The Court:

Are you trying to ascertain who it was or do you know who it was?

By Mr. Ertel:

I know who it was.

By The Court:

The objection is sustained.

Joseph Mendez.

By Mr. Ertel:

Q. Was there anybody with him, do you recall?

A. When he came to my house, no, Sir.

Q. At that point, were you ever shown a picture of Jennifer Hill?

A. No, not up to that point, no.

Q. After that, were you shown a picture of Jennifer Hill?

A. He showed me a picture.

Q. You could not identify that, is that right?

A. Not by face, no, Sir.

Q. You said you did not, you could not identify it?

A. Right.

Q. And your comment was that the girl had shorter hair than the one in the photograph?

A. What I thought.

Q. And isn't it also true, Mr. Mendez, that that is all you knew concerning this, that you could not identify Jennifer Hill at that point?

A. No, I never said I could identify Jennifer Hill.

Q. Did your wife see this girl?

A. No, she didn't.

Q. Incidentally, Central Avenue and Market Street, what time approximately were you there?

A. It would have had to be between ten of four and 4:00, I couldn't exactly, I didn't look at my watch.

Q. She was only on the corner and you went through, is that right?

Joseph Mendez. - Paul Bubb.

A. That is right, the light was red, she got to the corner to wait until the light changed in her favor, and then the light changed against her and I went through and she had to stand there, I guess.

Q. She was standing on the corner when you left?

A. Yes, Sir.

Q. Incidentally, was she carrying anything?

A. I couldn't even begin to tell you, Sir.

Q. In fact, you didn't remember that at the time if she was carrying anything when the Police Officer talked to you?

A. No, I am telling you what I saw, just those two numbers, they stood out because of the previous fact that I stated. Other than that, I don't remember anything. You don't usually stare at people waiting for a light.

Q. You didn't see a Glick bag in her hand?

A. No, Sir.

Q. No further questions.

By Mr. Fierro:

That is all, thank you.

(Excused from witness stand.)

PAUL BUBB, being duly sworn according to law, testified as follows:

DIRECT EXAMINATION

By Mr. Fierro:

Q. State your name?

A. Paul Bubb.

Q. Where do you live?