

1 left hand on the Bible and raise your right, face the
2 jury and listen to the clerk.

3 THE CLERK: You do swear that the evidence you
4 shall give to the Court and this jury in this case now
5 being tried shall be the truth, the whole truth, and
6 nothing but the truth, so help you, God?

7 DETECTIVE MCIVER: I do.

8 THE COURT: You may have a seat, sir.

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10 *****

11 **DETECTIVE THOMAS (LANNY) MCIVER**, having been first duly
12 sworn by the Clerk, testified on **DIRECT EXAMINATION** by **MS.**

13 **ALLEN:**

14 Q. (BY MS. ALLEN) Sir, would you state your full name for
15 the Court.

16 A. Thomas L. McIver.

17 Q. And how are you employed?

18 A. I'm a lieutenant with the Randolph County Sheriff's
19 Office.

20 Q. And how were you employed in July of 1999?

21 A. I was also then a lieutenant in the Investigations
22 Division with the Sheriff's Office of Randolph County.

23 Q. Can you recall going out to a scene in the Uwharrie
24 Forest on or around July 12th, 1999, July 11th, 1999?

25 A. Yes. ma'am. I do.

1 Q. Okay. Do you recall collecting any evidence on that
2 occasion?

3 A. Yes, I do.

4 MS. ALLEN: Okay. If I may approach the
5 witness?

6 THE COURT: Yes, ma'am.

7 Q. (BY MS. ALLEN) Officer McIver, I'm handing you what has
8 been marked as **STATE'S EXHIBIT NUMBER EIGHTY-THREE (83)**,
9 and **EIGHTY-FOUR (84)**. Can you identify those items?

10 A. Yes, ma'am.

11 Q. And would you tell us what Exhibit Eighty-Three is.

12 A. Exhibit Eighty-Three is a North Carolina driver's license
13 issued to Christopher Conrad Gailey.

14 Q. Okay. And would you tell us what Exhibit Eighty-Four is.

15 A. Exhibit Eighty-Four is a Motorola pager that was found on
16 the person of Christopher Conrad Gailey there at the
17 scene.

18 Q. Okay. And do you recall where these license was found?

19 A. It was in a wallet on his person.

20 Q. Okay. And is that how you identified him at the scene?

21 A. Yes, it is.

22 Q. Okay. Did you accompany Mr. Gailey's body to the Medical
23 Examiner's office?

24 A. Yes. I did attend the autopsy. We were not present for
25 the transport of the body, but once there, I did attend

1 the autopsy.

2 Q. All right. And did you provide information to the
3 Medical Examiner's office as to the identity of the
4 person that you took up there to be autopsied?

5 A. Yes, ma'am, I did.

6 Q. Okay. Officer McIver, when you were present at the
7 autopsy, did you receive any of Mr. Gailey's personal
8 items once the autopsy was finished?

9 A. Yes, ma'am, I did.

10 Q. Do you recall what those items were?

11 A. Yes, ma'am. I received from Dr. Marco Ross a yellow
12 metal chain-type necklace, a pair of glasses, wadding
13 from the right shoulder of the deceased, buckshot, three
14 pieces from the right shoulder of the deceased, wadding
15 from the right side, four pieces, birdshot from the right
16 thigh, twenty-seven pieces, blood from the chest cavity
17 of the deceased, and one pair of pants.

18 Q. Okay. Thank you.

19 MS. ALLEN: Your Honor, State would move at
20 this time to enter State's Exhibits Eighty-Three and
21 Eighty-Four into evidence.

22 THE COURT: So admitted.

23 MS. ALLEN: State would ask that those items be
24 passed to the jury.

25 THE COURT: Granted. Captain, if you could