

IN THE SUPREME COURT OF THE STATE OF NEVADA

* * *

JASON JONES,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

CASE NO. 63136

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APPELLANT'S APPENDIX

VOLUME 10

Direct Appeal From A Judgment of Conviction
Eighth Judicial District Court
The Honorable Valerie Adair, District Court Judge
District Court No. C285488

David M. Schieck
Special Public Defender
JoNell Thomas
Deputy Special Public Defender
330 S. Third Street, 8th Floor
Las Vegas, NV 89155

Attorneys for Appellant

Steven Wolfson
District Attorney
200 Lewis Ave., 3rd Floor
Las Vegas NV 89155

Catherine Cortez-Masto
Nevada Attorney General
100 N. Carson Street
Carson City, NV 89701

Attorneys for Respondent

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1 THE COURT: And then just -- and face this lady right
2 there.

3 DENISE WILLIAMS, STATE'S WITNESS, SWORN

4 THE CLERK: Thank you. Please be seated. State and
5 spell your name for the record.

6 THE WITNESS: Denise Williams, D-E-N-I-S-E
7 W-I-L-L-I-A-M-S.

8 THE COURT: All right. Thank you.

9 MS. CHRISTENSEN: Thank you, Your Honor.

10 DIRECT EXAMINATION

11 BY MS. CHRISTENSEN:

12 Q Ma'am, have you ever met me before?

13 A No.

14 Q Okay. Do you know who I am?

15 A No.

16 Q Have you ever been to court before on this case?

17 A Yes.

18 Q Okay. Why did you come to court?

19 A To see what was going on.

20 Q Do you know the defendant?

21 A Yes.

22 Q How do you know him?

23 A He's the father of my son.

24 Q Okay. And is he also your fiance?

25 A Yes.

1 Q How long have you been together?

2 A Say about three years.

3 Q Okay. And are you still together now, as we sit
4 here?

5 A Yes.

6 Q Okay. Now, when you came to court on this case,
7 is it because you were subpoenaed? You received a subpoena
8 for you to respond and you came to the preliminary hearing;
9 correct?

10 A Yes.

11 Q Okay. On this occasion, you told several people
12 that you were going to refuse to come to court; correct?

13 A Yes.

14 Q You weren't going to come and you weren't going
15 to testify?

16 A No.

17 Q Okay. What did you say? Oh, you -- you said
18 that you weren't going to testify?

19 A Yes.

20 Q Okay. And you understand that's why you're in
21 custody right now?

22 A Yes.

23 Q Okay. So this morning you were arrested for
24 refusing to come to court?

25 A Yes.

1 Q And brought here?

2 A Yes.

3 Q It's your understanding that after you testify
4 here today you'll be let go?

5 A Yes.

6 Q Okay. You don't want to testify so badly that
7 you even refused to come to the door when the detectives were
8 knocking on the door this morning, right?

9 A Yes.

10 Q Okay. And barricaded the door with chairs?

11 A What was that?

12 Q Barricaded the door with chairs?

13 A No.

14 Q Okay. Did you put chairs in front of the door?

15 A No.

16 Q Okay. Later, did you end up opening up the door
17 for them after they asked you for quite some time to come out
18 this morning?

19 A After I talked to the district attorney or
20 whoever called me, yes. But he didn't say I was getting
21 arrested or, you know, brought over here. He just said, you
22 know, just sign a paper that you don't want to go. And then,
23 you know, but that wasn't the case.

24 Q Okay. So you got arrested, to have to come down
25 here?

1 A Yes.

2 Q Okay. Suffice it to say you don't want to be
3 here?

4 A No.

5 Q And you don't want to be involved in this?

6 A No.

7 Q But you were interviewed by the detectives on
8 the night of Jaime Corona's murder, and you had some things to
9 tell them that are important in this case; you understand
10 that?

11 A Yes.

12 Q Okay. On the night that Jaime died, you heard
13 the gunshot; correct?

14 A Yes.

15 Q What happened after you heard it?

16 A I came out to the door and looked out. And
17 then...

18 Q What did you see?

19 A I -- I saw a couple of neighbors. And then, you
20 know, I came in and closed the door and secured my kids and
21 went to the back.

22 Q Okay. Did you -- who did you see outside? You
23 said "neighbors". Who did you see?

24 A Yeah. I saw a whole bunch of neighbors that
25 lived in front of me.

1 Q Did you know who they all were?

2 A I don't know them by names, no.

3 Q Okay. Did you see a lady screaming?

4 A No.

5 Q One of the ladies wasn't screaming?

6 A I don't recall. No, I can't remember.

7 Q You can't remember that? Okay. Do you remember
8 telling detectives that you heard somebody screaming?

9 A I can't remember.

10 Q Okay. Would it refresh your memory, you think,
11 to see a transcript of the statement that you gave to
12 detectives that night?

13 A No.

14 Q It wouldn't refresh your memory?

15 A No.

16 Q Okay. Well, then, I'll just ask you, did you
17 tell the detectives that you saw "the lady screaming and shit,
18 five dollars, she was screaming, five dollars, five dollars.
19 Then I see Jaime, Jaime, like, down or some shit."

20 A I don't recall that.

21 Q You don't recall saying that?

22 A No.

23 Q Okay. Do you remember seeing that lady
24 screaming about five dollars?

25 A I don't remember.

1 Q Okay. Do you remember seeing Jaime down?

2 A No.

3 Q Don't remember seeing the person after he was
4 deceased? It doesn't stand out in your mind?

5 A Nope.

6 Q Okay.

7 A Never saw him. I was in the house the whole
8 time.

9 Q You never saw him? Okay. You just told me that
10 you came out.

11 A Yeah, but, like, if he's in the house, like, how
12 can I see him in my house?

13 Q Okay. I'm just going to show you and you can
14 tell me if it says anything different, okay?

15 MR. PIKE: Counsel, could you identify the page when
16 you do that?

17 MS. CHRISTENSEN: I'm sorry?

18 MR. PIKE: Would you identify the page when you do
19 that?

20 MS. CHRISTENSEN: 14.

21 MR. PIKE: Thank you very much.

22 BY MS. CHRISTENSEN:

23 Q I'm going to show, just so you can see whether
24 I'm telling the truth to you, okay?

25 A Okay.

1 Q Starting here with the question, "Did you ever
2 find out what it was all about?"

3 And your answer, just read it to yourself. Did you
4 say that?

5 A I don't recall saying it.

6 Q Okay. So what you said when that question was
7 asked, tell me if I'm reading this right, was, "No, I -- she
8 was screaming, five dollars, five dollars. I'm like -- and
9 then I see Jaime, Jaime, like, down or some shit."

10 A No, I never said that.

11 Q You never said that?

12 A I don't --

13 Q Okay.

14 A I don't recall ever saying that.

15 Q And then you said, "And then everybody ran,
16 everybody came out."

17 A No, I don't recall saying that.

18 Q Okay. So when it says here, "Jaime down, I see
19 Jaime, Jaime, like, down or some shit," you know Jaime, right?

20 A Yeah.

21 Q Okay. And you knew that he died?

22 A Yeah.

23 Q After you went outside and at least saw some of
24 the -- as you say today, just the people in the courtyard --

25 A I do not wish to speak anymore.

1 Q I'm sorry, it's not your choice. You have to
2 answer the questions asked, okay? That's why you were
3 arrested today, to come in and do this.

4 When you went back -- when you saw that, did you then
5 go back into your apartment or did you stay out?

6 A I don't recall.

7 Q Okay. Do you recall telling the detectives that
8 after you saw Jaime down and everybody screaming, that you
9 went back inside your apartment and locked yourself in?

10 A What was that?

11 Q Do you recall telling the detectives later that
12 night, beginning at 4:25 a.m., your statement, that after you
13 saw Jaime down and everyone was screaming --

14 A I didn't see no one down, no one screaming.

15 Q Okay. Ma'am, listen to my question, okay.
16 Because I'm asking you if you recall telling the detectives
17 this. Okay.

18 A I don't recall. I can't remember.

19 Q You don't recall any of the defendant -- your
20 statement?

21 A No, I don't.

22 MS. CHRISTENSEN: Okay. Your Honor, I'm just going
23 to ask, then, that we be able to mark her entire statement in
24 and we'll just --

25 THE COURT: I'll see Counsel up here.

1 (Off-record bench conference.)

2 BY MS. CHRISTENSEN:

3 Q Ma'am, that night when -- after you saw that,
4 did you go back inside your apartment?

5 A When I saw what? I didn't see nothing.

6 Q Okay. Well, you just testified that you walked
7 out of your door and you saw people in the courtyard after you
8 heard a shot.

9 A Yeah.

10 Q What did you do after that?

11 A I went back in and locked myself in the door --
12 in the room with the kids.

13 Q Okay. And what happened next?

14 A I just waited. I waited. And then it was like
15 police was knocking, everybody knocking at the door and stuff.
16 And...

17 Q Did you open it for them?

18 A No. I didn't open it for nobody. And so the
19 SWAT team came, and then that's when I just opened it, because
20 I knew it was serious.

21 Q Okay. How did you --

22 THE COURT: You -- you're really quiet. And I know
23 you don't want to be here, and -- and I understand that. But
24 you see that box right there? That's the microphone. So I
25 need you --

1 THE WITNESS: Okay.

2 THE COURT: -- to scoot your chair up a little bit
3 and these are -- these 14 people over there are the people
4 that really need to hear you. So just be mindful --

5 THE WITNESS: Okay.

6 THE COURT: -- and talk into the microphone and face
7 them so that you can be heard.

8 THE WITNESS: Okay.

9 THE COURT: All right? All right. Ms. Cano [sic],
10 would you state your question again, if you remember it?

11 MS. CHRISTENSEN: Yes.

12 BY MS. CHRISTENSEN:

13 Q How did you know that it was the SWAT team?

14 A Because I looked out the window and they were --
15 banged at the door and says, SWAT team, open up. So I opened
16 up.

17 Q Did you hear them over the loudspeakers?

18 A Yeah. That's when I opened up.

19 Q Okay. And before that, had you heard the
20 officers knocking before that?

21 A Yes, I did.

22 Q Okay. Like, earlier in the night?

23 A Well, before they came.

24 Q Okay. After you heard the first officers
25 knocking, did you go to sleep, or what did you do in there?

1 A No. I just stayed in the room with the kids
2 because I didn't know what was going on. So I was scared to
3 open the door, so I didn't do it.

4 Q Did you know that it was police knocking?

5 A I wasn't too sure.

6 Q Okay. Do you remember telling the police later
7 that you did know that it was them?

8 A No, I didn't.

9 Q Okay. In any event, at some point, you did exit
10 your apartment that night. And do you remember what time that
11 was? You think it around like 4:00 or 4:30 in the morning?

12 A Yeah, I think it was in the morning.

13 Q Okay. Had you fallen asleep yet or were you
14 still waiting with the kids?

15 A I was still up with the kids.

16 Q Okay. Were the kids asleep?

17 A Yeah, they were asleep.

18 Q Okay. And once you got taken out of your
19 apartment or walked out of your apartment, where did you go?

20 A I think I went to my brother's house. I'm not
21 sure.

22 Q Well, I'm talking about right after you left the
23 apartment and SWAT's down there waiting for you. Didn't they
24 take you somewhere?

25 A They took me in their car.

1 Q Okay. And do you remember giving a statement
2 there?

3 A Yeah. I remember telling them, like, what I
4 knew.

5 Q Okay. So there in the car you told them what
6 you know?

7 A Uh-huh.

8 Q You have to answer yes or no.

9 A Yes.

10 Q And in -- in that statement, today you're saying
11 you don't remember any of that statement?

12 A No, I don't.

13 Q Okay. So you have no idea, as you sit here
14 today, what you told them?

15 A Pretty much no.

16 Q Okay. And that was a -- a statement that you
17 gave beginning at about 4:30 in the morning on June 18th of
18 2012?

19 A I believe so.

20 Q Okay. In the apartment complex, when you looked
21 outside and saw people out there, did you see your friends
22 Cassandra or Mini Me?

23 A No, I didn't.

24 Q Okay. Those are people that you know, though?

25 A Yes.

1 Q They lived at the time in the apartment complex
2 with you?

3 A Yes.

4 Q Were they close friends of yours?

5 A Yes, they were.

6 Q Did you and the defendant hang out with them
7 quite a bit?

8 A Yes.

9 Q Would you characterize them as close friends of
10 the defendant as well?

11 A Somewhat.

12 Q And Mini Me, did you know his real name?

13 A No.

14 Q What did he look like?

15 A He was 5'6", Mexican, black hair.

16 Q And that was Cassandra's boyfriend?

17 A Yes.

18 Q What apartment did they live in?

19 A I can't recall the apartment number, but it was
20 downstairs from us.

21 Q Okay. Was it underneath the stairs?

22 A Yes.

23 Q That night before you heard that gunshot, when
24 was the last time you had seen J?

25 A I didn't see him at all that day.

1 Q Okay. When was the last time you had seen him
2 that day?

3 A Earlier that morning.

4 Q What time?

5 A I can't recall.

6 Q And what happened so that he would leave? Why
7 did he leave?

8 A Because it was Father's Day and he wanted to go
9 hang out with his family, so it was like whatever, just go.
10 And --

11 Q So you stayed at the apartment with your
12 children?

13 A Yes.

14 Q Okay. Now, today on the stand -- and I
15 understand this isn't easy for you -- you're saying that he
16 left in the morning that day. Do you remember telling the
17 detectives that he left an hour before you heard the gunshot?

18 A No.

19 Q So, do you remember him being there an hour
20 before you heard the gunshot?

21 A No.

22 Q And what vehicle was he driving when he left?

23 A I'm not sure.

24 Q You're not? Okay.

25 A No.

1 Q What vehicles did he drive?

2 A I'm not sure. Besides mine, I'm not sure.

3 Q Okay. And what car is yours?

4 A Black Dodge Neon.

5 Q So you knew that he drove that car?

6 A Yeah.

7 Q But you don't know any other cars he drove?

8 A No.

9 Q Okay. Do you remember telling the detectives
10 afterwards that he left that night in your black Dodge Neon?

11 A I don't remember saying that.

12 Q Okay. And do you remember him leaving in a
13 black Dodge Neon?

14 A No, I don't remember.

15 Q Did he have access to that vehicle?

16 A Yes, he did.

17 Q After you heard the gunshot and knew that Jaime
18 had been killed and you went back inside your apartment,
19 didn't you want to call J and talk to him about it?

20 A He -- he didn't have a phone.

21 Q Do you remember providing the detectives with
22 his telephone number?

23 A No.

24 Q Have you ever heard the telephone number
25 475-1998?

1 A Yes.

2 Q Is that a phone that you used?

3 A But it was turned off, so it was no way how he
4 could have received any calls from it.

5 Q Would it surprise you to learn that there were
6 texts on that phone all the way up to the day before the
7 murder? Would that change your testimony?

8 A No.

9 Q That -- that number I just gave you was a phone
10 number that he had used. You understand my question? Did J
11 use that phone number?

12 A We both used the number.

13 Q Okay. You used it, too? Who did you contact
14 with that number?

15 A My family and friends.

16 Q So you would contact, for example, your brother?

17 A No.

18 Q Never contacted your brother on that phone?

19 A Oh, yes. I contacted...

20 Q Okay. You contacted your brother Everett?

21 A Yes.

22 Q Your brother who goes by Castro?

23 A Don't recall that.

24 Q Okay. You have a brother Danny, right?

25 A Yes.

1 Q And in your contacts in that phone is his
2 nickname Castro?

3 A No. I don't think so. I'm not sure.

4 Q Okay. Do you have a relative named Harry?

5 A Yes.

6 Q So those would be the kinds of people that you
7 would be contacting?

8 A Yes.

9 Q What about Cathy?

10 A Yes.

11 Q Did you know that that phone was able to be used
12 and -- and texted on all the way up to the day before the
13 murder? Day before Father's Day?

14 A Not sure.

15 Q Did you have a phone?

16 A We shared phones, so...

17 Q Did you sometimes use Cassandra's phone as well?

18 A Yes.

19 Q When J was gone, would you use Cassandra's phone
20 to text to that 475-1998 number to get a hold of J?

21 A Yeah, sometimes.

22 Q Did you ever use J's phone, that 475-1998 phone,
23 to try to get a firearm?

24 A No.

25 Q Did you ever text with anybody on that phone

1 about a .380 or a Beretta or a .9 millimeter?

2 A No.

3 Q Would you have ever asked anybody via that text
4 on that cell phone to get anything firearms related?

5 A No.

6 Q So you weren't able to contact him about that
7 murder that just had occurred because you didn't have a phone.
8 Is that what you're testifying?

9 A Yes.

10 Q Okay. Typically, you'd use Cassandra's phone.
11 Did you go and ask her to use her phone?

12 A Don't recall, because I just stayed in the
13 house, so -- when all that was going on, I don't know.

14 Q Had you ever been in an apartment locked up
15 before where a murder just occurred outside?

16 A No.

17 Q So isn't it something that you wanted to talk to
18 somebody you cared about with?

19 A No. With all the commotion and stuff, who would
20 want to go outside with everything going on?

21 Q Would J contact you through other people's
22 telephones, like Cassandra's?

23 A Yeah, sometimes.

24 Q Or would he have the neighbors come and talk to
25 you via their telephones?

1 A No.

2 Q Did you ever receive a phone call or a text from
3 J on somebody else's phone?

4 A Yes.

5 Q When you talked to the detectives in the
6 morning, after SWAT came and you came out, had you heard
7 anything from J?

8 A No.

9 Q Was it unusual that you hadn't seen him till
10 4:30 in the morning, since, as you're saying now, 9:00 the
11 previous day?

12 A Yes.

13 Q So it wasn't normal for him to just be gone all
14 night?

15 A Oh, yes. That's normal.

16 Q That was normal? Okay.

17 A Yes.

18 Q Do you remember specifically telling the
19 detectives, "No, that's not normal. He would have been here,
20 yeah"?

21 A I don't recall.

22 Q Do you remember them asking you, "Not coming
23 home is odd," and you said, "Yeah"?

24 A They must have added some extra stuff, saying
25 when all this was happening. But --

1 Q Okay.

2 A -- no, it's not normal for him not to come home.

3 Q And so they -- if that's in the transcript, that

4 was things that the detectives added?

5 A I think it is.

6 Q Okay. Would you be surprised to learn that your

7 voice is on audio --

8 A No.

9 Q -- saying those things?

10 A No, I wouldn't be surprised.

11 Q Okay. When you were speaking to the detectives,

12 you knew that they were searching your apartment as well;

13 correct?

14 A Yes.

15 Q And detectives asked you a lot of questions?

16 A Yes.

17 Q And told you a lot of things about what the

18 witnesses were saying?

19 A Yes.

20 Q Remember them telling you things that witnesses

21 had told them about J?

22 A I don't recall.

23 Q At the end of the detectives speaking to you, do

24 you remember when Detective Ivie, the bigger detective, he

25 gave you his business card?

1 A Yes.

2 Q To see if you had any more information to give
3 him, to contact him?

4 A Yes.

5 Q Okay. During that time period on Father's Day,
6 did you have money problems?

7 A No.

8 Q Did you have money problems at all in June of
9 2012?

10 A No.

11 Q If there was ever a text from the defendant to
12 you talking about rent is due and we only have \$100, would
13 that have been something that was true or was that something
14 not true?

15 A It -- it might have been true.

16 Q Okay. So maybe I didn't say that right. Maybe
17 it's not money problems. But you didn't have enough money to
18 pay your rent?

19 A Yes.

20 Q Okay. So money was a big deal? You needed
21 money?

22 A Sometimes.

23 Q I'm talking about in June of 2012.

24 A I'm not sure.

25 Q Okay. Would it have been true that you only had

1 \$100 in your family of you, the defendant, and your two kids,
2 but you owed your rent in June of 2012?

3 A Yes, I think.

4 Q And how much was your rent?

5 A \$300.

6 Q How long had you lived in that apartment?

7 A I'd say...

8 Q When did your lease begin?

9 A Can't recall.

10 Q Okay. Would looking at a copy of your lease
11 remind you?

12 A Yes.

13 MS. CHRISTENSEN: May I approach, Your Honor?

14 THE COURT: Sure.

15 BY MS. CHRISTENSEN:

16 Q I'm just going to call your attention to the top
17 line of your lease. If you just want to -- I'll page through
18 it so you can see that it is your lease.

19 A Okay.

20 Q Do you recognize your initials initialing some
21 of those items?

22 A Yes.

23 Q Okay. And your signature?

24 A There was another lease, too, like, after that
25 one.

1 Q Oh, okay. But this one, when did it begin?

2 A December 2011.

3 Q Okay. And then after that you signed another
4 one?

5 A Yes.

6 Q Prior to Jaime being killed, on the Thursday or
7 Friday before that Sunday, was there a break-in at your
8 apartment?

9 A Yes.

10 Q What happened?

11 A Stuff was thrown around, things were broken.

12 Q How did you discover it?

13 A I walked in my house, like, everything was on
14 the floor.

15 Q And did J walk in with you, too?

16 A Yes.

17 Q And you -- you two discovered that?

18 A Yes.

19 Q And what was on the floor?

20 A The VCR, the TV, the chair.

21 Q Did it look like the room had been tossed?

22 A Yes.

23 Q Those things that were on the floor, were they
24 broken?

25 A Yes.

1 Q So your VCR, your TV, and your chair had been
2 broken?

3 A Yes.

4 Q Was there anything else that was broken?

5 A I can't really recall. But everything looked
6 like a mess when I went in there, so I had to pick everything
7 up and place it and...

8 Q What else was a mess?

9 A The apartment.

10 Q Okay. But, like, what items were not where they
11 were supposed to be?

12 A The...

13 Q Did it look like it was tossed?

14 A A little bit, yes.

15 Q Okay. Was that in every room?

16 A Mostly in the bedroom.

17 Q Now, these -- is your apartment the same as all
18 the other apartments in that complex, the layout?

19 A I'm not sure.

20 Q Okay. Is there, like, one bedroom, one bathroom
21 in it, and a living room and kitchen area?

22 A Well, mine's was like that, so...

23 Q Okay. Was every one of those rooms something of
24 a mess after the break-in?

25 A The bedroom. The living room was okay, but it

1 was mostly the bedroom.

2 Q Was there something that belonged to your
3 children that was broken?

4 A I can't recall.

5 Q Okay. You can't remember everything that was
6 broken? What about the things that were missing, what was
7 missing?

8 A The only thing I can recall is a fan.

9 Q A fan? Okay.

10 A And a DVD. And that's all I could recall right
11 now.

12 Q Do you remember what day that actually happened
13 that you came home and found that?

14 A I think it was -- no, I can't.

15 Q Okay. At the time, when you talked to the
16 detectives, would you be surprised that you said it was
17 Thursday or Friday before the day you were talking to them, so
18 just a couple of days before?

19 A Yes.

20 Q You'd be surprised or that would -- that would
21 sound right?

22 A That would sound right.

23 Q Okay. And what time approximately did you come
24 home and find that it had been broken in?

25 A I think around 1:00 or 2:00 in the morning.

1 Q And what had you guys been doing? Just gone
2 out?

3 A Yeah, we went out.

4 Q Came home at 1:00 or 2:00 in the morning and
5 found that?

6 A Yes.

7 Q Did you do anything about it right then?

8 A No.

9 Q Were you upset?

10 A Yes.

11 Q Was J upset?

12 A Yes.

13 Q What did you do about it once you got up the
14 next day?

15 A I don't know. I forgot.

16 Q If you don't understand my question, let me
17 know. Did you try to find out who did it?

18 A Yes.

19 Q And what did you do to try to find out?

20 A I asked some of the neighbors.

21 Q Did J ask some of the neighbors, too?

22 A I'm not sure.

23 Q Okay. You didn't see him asking anybody?

24 A I'm not sure.

25 Q Did J find out who it was?

1 A I'm not sure.

2 Q Okay. Did you find out who it was?

3 A No.

4 Q It was Jaime, right?

5 A If you're saying it was, then...

6 Q I'm not saying that. You said that to the
7 detectives.

8 A I'm not sure.

9 Q Okay. Remember telling the detectives that you
10 guys confronted Jaime about it, Jaime gave him -- gave J the
11 stuff back that he had taken, gave him \$50 and agreed that he
12 would owe him another \$50?

13 A I'm not sure.

14 Q What do you mean?

15 A I can't recall.

16 Q You can't recall?

17 A Saying that.

18 Q Okay. Do you recall that being what happened?

19 A I don't know.

20 Q Okay. I know it's difficult for you. I'm just
21 asking you to try to remember about a break-in in your house.
22 It's not something that you forget about. If somebody broke
23 into your house and you find out who it is, it's something
24 that you remember, especially six months later.

25 So what did you find out about who it was?

1 A I don't know.

2 Q And your -- your statement is also that you
3 don't know what the defendant, J, found out about it, either?

4 A No.

5 Q Okay. And you didn't tell the detectives about
6 that, or you don't recall telling the detectives about that?

7 A I don't recall telling them that.

8 Q All right.

9 MS. CHRISTENSEN: Court's indulgence.

10 THE COURT: That's fine.

11 BY MS. CHRISTENSEN:

12 Q After this happened, the detectives spoke to
13 you, then they let you go back into your apartment, right?

14 A Yes.

15 Q And do you remember the piece of paper that they
16 gave to you that they left there that's called a Search
17 Warrant Return?

18 A Yes.

19 Q And what did you do with that piece of paper?

20 A Just tossed it somewhere.

21 Q Okay. Did you stay living in that same
22 apartment?

23 A No. I moved out, the next day after I found out
24 that someone got killed in the apartments.

25 Q Okay. And who helped you move?

1 A My brother.

2 Q Now, that was an apartment that you lived at
3 with the defendant, right?

4 A Yes.

5 Q He didn't help you move?

6 A No.

7 Q Your brother did?

8 A Yes.

9 Q And that apartment is where you lived with your
10 children, one of which is the defendant's child, right?

11 A Yes.

12 Q Okay. And before that, had you been planning on
13 moving, or was it because of the --

14 A We were planning on moving.

15 Q Okay. Where were you going to move?

16 A Somewhere else.

17 Q You didn't have a place yet?

18 A No.

19 Q Had you been looking for a place?

20 A Yes.

21 Q And just didn't have anything lined up yet?

22 A No.

23 Q What did you have to move out of that apartment?

24 A Everything. Couches, beds, everything.

25 Q Lots of furniture?

1 A Yes.

2 Q Really huge hutch?

3 A Yes.

4 Q Kitchen table, chairs?

5 A Yeah, everything.

6 Q At least two couches?

7 A Yes.

8 Q Okay. And what was your apartment number at the

9 time?

10 A I can't even recall that.

11 Q In your apartment, did you have red couches?

12 A Yes.

13 Q And white furniture, or off-white furniture?

14 A Yes.

15 Q Did you also have places for your children to

16 sleep?

17 A Yes.

18 Q And all kinds of child paraphernalia? I mean,

19 kids have a lot of stuff; correct?

20 A Yes.

21 Q So you had to move all that stuff as well?

22 A Move what?

23 Q All of the various things that kids need?

24 A Yes.

25 Q You had to carry all that out?

1 A Yes.

2 Q How did you guys move? Was it like a U-Haul or
3 a van or --

4 A Like a U-Haul.

5 Q Okay. Which one of your brothers, or did more
6 than one brother help you move?

7 A It was mostly Harry.

8 Q And where were you staying before -- after that,
9 before you had somewhere else to stay?

10 A My little brother's place.

11 Q What is his name?

12 A Everett.

13 Q Where did he live at the time?

14 A Do I have to state the address or --

15 Q Do you know the address?

16 A Yeah. But I don't wish to state it.

17 Q Well, we know -- I mean, you have to state it.

18 At the time --

19 A So I could have people show up at the house and
20 stuff?

21 Q At that time -- you don't have to tell me where
22 he lives now.

23 THE COURT: Well, just -- just tell us the street
24 address, was the -- I mean, the street.

25 THE WITNESS: Boulder and Harmon.

1 BY MS. CHRISTENSEN:

2 Q Okay. Was it an apartment complex?

3 A Yes.

4 Q Okay. And was J staying with you?

5 A No.

6 Q Did you know where he was staying?

7 A No.

8 Q So you hadn't talked to him?

9 A Yes, I talked to him. But we weren't --

10 Q He didn't tell you where he was staying?

11 A No.

12 Q Did you see him?

13 A Yes.

14 Q When?

15 A I'll say a couple days after I moved out.

16 Q Where?

17 A Eastern and Owens.

18 Q What's there?

19 A His family.

20 Q Did you go over there?

21 A Yes.

22 Q Okay. So that was the first time you had seen
23 him since the morning of Father's Day?

24 A Yes.

25 Q Had you been able to talk to him?

1 A Yes.

2 Q How?

3 A We seen each other in person.

4 Q Okay. Before that, did you have a telephone
5 that you were able to contact him on? Or did you just go find
6 him at his family's house?

7 A Yeah, I went and found him.

8 Q Was that odd that you hadn't seen him in several
9 days?

10 A A little bit.

11 Q A couple days later, on that Thursday following
12 Father's Day, were you there at Everett's apartment complex
13 when defendant J was arrested?

14 A Yes.

15 Q Okay. And so did you see him arrested?

16 A Yes.

17 Q So the police were there?

18 A Yes.

19 Q And where was he arrested?

20 A At the car.

21 Q Which car?

22 A My car.

23 Q The one you described earlier?

24 A Yes.

25 Q The black Dodge Neon?

1 A Yes.

2 Q And was -- were you driving it? How did it get
3 to your brother's apartment complex?

4 A Oh, I went and picked him up.

5 Q You went and picked up J?

6 A Yes.

7 Q Okay. So you were driving that car again?

8 A Yes.

9 Q So you had gotten the car back from him?

10 A Yes.

11 Q And did you have any other car that you could
12 use besides that one?

13 A No.

14 Q So after this happened and J was gone and the
15 car was gone, you had to call your brother or your brothers to
16 help you get anywhere?

17 A Yes.

18 Q So who did you call the next day after SWAT
19 searched your apartment and J was still not there?

20 A My little brother, Everett.

21 Q Okay. And on that Thursday when the defendant
22 was arrested, how long had you been with him that day before
23 he was arrested?

24 A We were together all morning.

25 Q Okay.

1 A Well, I'm sorry. I guess that was the time --

2 Q A different time?

3 A That was -- yeah, that was Father's Day. The
4 day he was arrested we were...

5 Q When did you pick him up?

6 A From his uncle's house on Jay and Owens.

7 Q Yeah.

8 A Not Jay and Owens, but Eastern and Owens.

9 Q Eastern and Owens? And how long before he was
10 arrested did you pick him up?

11 A Can you say that again?

12 Q Yeah. How long before he was arrested at
13 Everett's apartment did you pick him up at Eastern and Owens?

14 A How long did I stay? I think 10 minutes.

15 Q Okay. You just said how long did I stay, so I
16 think you didn't understand my question.

17 Do you know approximately what time you picked him up
18 at Eastern and Owens?

19 A No, I don't.

20 Q Was it morning, afternoon?

21 A Afternoon.

22 Q Afternoon?

23 A Yes.

24 Q Okay. So you hadn't been with J for very long
25 at the time that you -- that he was arrested?

1 A No.

2 Q And was that the first day that you had seen
3 him?

4 A No. It was the day before that.

5 Q Okay. The day before that was the first day
6 you'd seen him?

7 A Yes.

8 Q When you had seen him the day before, had you
9 spent some time with him?

10 A Yes.

11 Q And did you stay with him that whole night
12 somewhere?

13 A Just... No.

14 Q No? Okay. So you stayed at different places?

15 A Yes.

16 Q But that first day when you saw him, did you
17 tell him about what had happened to you?

18 A Yes.

19 Q And about the search of the apartment?

20 A Yes.

21 Q And about being interviewed by detectives?

22 A Yes.

23 Q And about what the detectives had told you?

24 A Yes.

25 Q When you picked him up on the day that he was

1 arrested, did you take him back to Everett's apartment?

2 A Yes.

3 Q And what did you guys do at Everett's apartment?

4 A We were getting ready to go somewhere. I don't
5 know. I can't recall.

6 Q Okay. So you were just hanging out at Everett's
7 apartment?

8 A Yes.

9 Q How long do you think you were hanging out
10 there?

11 A For, like, two hours, I think.

12 Q And what -- why was it that the defendant walked
13 out of the apartment to the car?

14 A We were leaving.

15 Q Okay. So you were about to leave?

16 A Yes.

17 Q And at that time, there was some phones in your
18 purse; correct?

19 A I'm not sure.

20 Q Okay. Did you know whether there were any
21 phones in your car?

22 A Besides mines...

23 Q So you had a phone?

24 A Yes. The one we shared.

25 Q Okay. That one was in the car?

1 A I think he had it.

2 Q Okay. So you don't remember which phones were
3 in the car. At the time that that occurred, did you have a
4 phone that you were using? Meaning, on the time of the
5 arrest, on the 21st, did you have a phone that you were using?

6 A Yes.

7 Q Okay. Had you gotten that phone since the whole
8 incident on Father's Day?

9 A No.

10 Q So you did have a phone that you could use on
11 Father's Day?

12 A No.

13 Q What happened to make you be able to use it?

14 A Those -- that was the only phone we had, and J
15 had my phone.

16 Q Okay. When you say my phone, are you talking
17 about the 475-1998 number?

18 A If that was the only one that was connected,
19 yes.

20 Q Well, that was the one that you gave to the
21 detectives as J's number. So I'm asking you about another
22 phone. Because there's phones in your car, I want to know
23 whose they are.

24 A I don't know.

25 Q Would you have had other people's phones in your

1 car?

2 A Yes.

3 Q Like whose?

4 A Whoever rode in the car.

5 Q What about in your purse?

6 A Just mines or J's.

7 Q Okay. So you might carry his phone in your
8 purse?

9 A Yes.

10 MS. CHRISTENSEN: Court's indulgence. I'll pass the
11 witness.

12 THE COURT: All right. Cross.

13 MR. PIKE: Your Honor, could we have just a brief
14 recess?

15 THE COURT: Sure.

16 MR. PIKE: Thank you.

17 THE COURT: Ladies and gentlemen, we're just going to
18 take a quick recess. We'll take until 3 -- I'm sorry, 4:00
19 for the recess.

20 And once again, of course, please be mindful of the
21 admonishment not to discuss the case or do anything relating
22 to the case.

23 If you would all place your notepads in your chairs
24 and follow the marshal through the double doors.

25 THE MARSHAL: Ladies and gentlemen, please rise for

1 the jury.

2 (Jury recesses at 3:47 p.m.)

3 THE COURT: Counsel approach.

4 MR. PIKE: Thank you.

5 (Off-record bench conference.)

6 (Court recesses at 3:50 p.m., until 3:58 p.m.)

7 (In the presence of the jury.)

8 THE COURT: All right. Court is back in session.

9 And the defense may cross-examine the witness.

10 MR. PIKE: Thank you very much, Your Honor.

11 CROSS-EXAMINATION

12 BY MR. PIKE:

13 Q Ms. Williams, is it all right if I call you
14 Denise?

15 A Yes.

16 Q Denise, you have been brought here today to come
17 in and testify in this case. And you were handcuffed, and I
18 assume that you had to go change into these clothes. These
19 aren't what you wear normally?

20 A No.

21 Q You were subpoenaed -- there was a question
22 asked that you were subpoenaed before to go to another
23 hearing. You took that subpoena and you voluntarily appeared.

24 A I didn't know it was voluntary -- -tarily. They
25 said I was going to go to jail if I didn't come, until I got

1 to court, and then...

2 Q When you got to court, you -- you weren't called
3 to testify at the stand, were you?

4 A No.

5 Q So you went there and spent -- how much -- how
6 long did you spend the day in court without testifying?

7 A Around two hours or more.

8 Q Okay. And then you went home?

9 A Yes.

10 Q Okay. You had an opportunity -- you said that
11 today you were questioned about whether or not you would be
12 willing to come to court if you were subpoenaed. Well, you --
13 you didn't want to come to court, did you?

14 A No.

15 Q If you had been served a subpoena, which is a
16 court order to appear in court, would you have appeared in
17 court voluntarily?

18 A Yes.

19 Q Were you given that opportunity?

20 A No.

21 Q You said something about police coming to your
22 door and you didn't want to answer the door, and then you got
23 a phone call. Did you get that phone call today?

24 A Well, I got it from the detectives.

25 Q Okay. Which -- do you know the name of the

1 detective that called you?

2 A No, I don't. I forgot it.

3 Q Okay. And that detective, or the person that
4 said they were a detective, told you all you had to do was
5 sign a piece of paper and you wouldn't have to come to court?

6 A Yes.

7 Q When you went out to sign that piece of paper,
8 what happened?

9 A They came in the house and they was, like,
10 You're going to jail.

11 Q Okay. And at that point in time you were
12 handcuffed and taken to jail?

13 A Yes.

14 Q And that was this morning?

15 A Yes.

16 Q What time?

17 A I believe at 9:00.

18 Q 9:00 this morning?

19 A Yes.

20 Q And were you at home with your children at that
21 time?

22 A Yes.

23 Q Was there anybody else in the house with you?

24 A Just the kids and my cousin's little daughter.

25 Q How old are your children?

1 A Two and four.

2 Q You have a child with Jason?

3 A Yes.

4 Q And what's that child's name?

5 A Nathaniel Jones.

6 Q Nathaniel? And how old is Nathaniel?

7 A Two.

8 Q At the time that the shooting occurred in the
9 apartments that you were living at, was he about one and a
10 half then?

11 A Yeah.

12 Q At that time? Okay. And when you -- you came
13 in and you were talking with Ms. Christensen and she was
14 asking you questions, you want to answer -- you don't want to
15 be here and you don't want to have to testify in Jason's case,
16 do you?

17 A No, I don't.

18 Q You didn't want to come and testify in any court
19 case, do you?

20 A No, I don't.

21 Q And there were questions about a -- a statement.
22 You talked to detectives that morning of the shooting at about
23 a -- at about 4:30. Would that be an approximate correct time
24 that it happened?

25 A I think.

1 MR. PIKE: May I approach the witness, Your Honor?

2 THE COURT: You may.

3 MR. PIKE: Okay.

4 BY MR. PIKE:

5 Q I have a -- a copy of a -- a transcript. And
6 that -- and this is a copy of the transcript that was
7 previously brought up to you by the chief deputy district
8 attorney in reference to this, and that indicates that this
9 was a recording of a interview that was conducted by
10 Detective --

11 MR. PIKE: Boucher?

12 MS. CHRISTENSEN: Boucher.

13 MR. PIKE: Boucher? Thanks. I'm sorry.

14 BY MR. PIKE:

15 Q The French pronunciation, Boucher. And -- and
16 that was conducted on June 18th. Did you know that you were
17 being recorded at the time that that was -- interview was
18 being -- was occurring?

19 A No.

20 Q In fact, it says at the top that this is a
21 surreptitiously recorded statement. Do you know what that
22 means?

23 A They could be recording at any time.

24 Q I'm going to leave this up here in case I need
25 you to --

1 A Okay.

2 Q -- to have you pull -- go to a specific page.

3 So before you came in this afternoon to testify, were you
4 given a copy of that transcript to review, to prepare you to
5 testify?

6 A No.

7 Q Were you given any notes or were you in -- were
8 you pretrial interviewed by the district attorney's office or
9 any investigators -- any investigators for the district
10 attorney's office before they came in to have you testify in
11 this case?

12 A No.

13 Q So you don't know whether that transcript is
14 true and accurate or whether it has any errors in it?

15 A No, I don't know.

16 Q You didn't even know it existed until today?

17 A Yes.

18 Q In -- and the detective, or the person that said
19 they were a detective, that said that you just needed to sign
20 a paper and not come today, well, that was a lie, you found
21 out today; didn't you?

22 A Yes. But they said that the last time, and you
23 know...

24 Q They -- what did they --

25 A The last --

1 Q -- what did they say the last time?

2 A The last -- or the last court date when they
3 subpoenaed me, that I have to be there --

4 Q And you --

5 A -- or I was going to go to jail.

6 Q -- and you showed up that time?

7 A Yeah. So I didn't take them serious this time.

8 Q After everything that happened in this case, and
9 police and -- and SWAT team coming up to your apartment and
10 you being in there with your children, would it be fair to say
11 that you have a -- kind of a healthy distrust about police
12 officers and detectives in general?

13 A Yes.

14 Q And you knew at the time of the conclusion of
15 your talk with the police that was surreptitiously recorded,
16 that they wanted to arrest Jason?

17 A Yes.

18 Q And that's the father of your child and -- and
19 does he have a -- a pet name for you? Did he call you Wifey?

20 A Yes.

21 Q Now, at -- at the time that you were living in
22 this \$300-a-month apartment, single -- single bedroom
23 apartment for four people --

24 A Yes.

25 Q -- your income was from what? Did you -- did

1 you have --

2 That was a bad question. Forgive me. During that
3 period of time, did you have an income?

4 A Yes.

5 Q And what was that?

6 A Unemployment.

7 Q And would you get that unemployment on a -- a
8 cash card that would be charged up every month, or would they
9 give you a check?

10 A The card.

11 Q So you never really had any cash around the
12 house? You just had the card that you could use like a credit
13 card?

14 A Yes.

15 Q So it -- money, the actual dollars, the folding
16 money or -- or change, was not something that was in your
17 house much at all during that time, was it?

18 A No.

19 Q And with four people living in a one-bedroom
20 apartment on F Street, you had to keep gas and insurance in
21 your car; correct?

22 A Yes.

23 Q And you had a phone that was shared amongst you
24 and Jason?

25 A Yes.

1 Q Now, the -- the complex that you lived in, you
2 were able to make some friends in that apartment complex?

3 A Yes.

4 Q Is that -- that true? And when detectives asked
5 you on the night of -- or, excuse me. Let me go back a little
6 bit to this statement before I ask you about the friends.

7 You heard all the commotion and went outside; is that
8 correct?

9 A Yes.

10 Q And after you saw that, you locked yourself in
11 your apartment?

12 A Yes. I just peeked out the door and then just
13 locked everything up after I heard the -- a firearm go off.

14 Q And when you were in your apartment and locked
15 the door, about how long did it take before police came and
16 started banging at the door?

17 A Say 10 minutes after that.

18 Q And how long did it take before you answered the
19 door?

20 A I didn't answer. I don't believe I answered.

21 Q The time of the interview they had was about
22 what time in the morning?

23 A I believe 4:00 in the morning.

24 Q You'd been awake that entire night?

25 A On and off.

1 Q You were tired?

2 A Yeah. But I was trying to stay up.

3 Q Trying to see what was going on. And so at --
4 at 4:30 in the morning when this was interviewed, would it be
5 safe to say that you weren't at your clearest, you weren't at
6 your most wide awake, and you were just trying to cooperate
7 with the detectives?

8 A Yes.

9 Q You answered all their questions?

10 A Yes.

11 Q And you talked with them?

12 A Yes.

13 Q And just like you answered the questions of --
14 of the deputy district -- excuse me, chief deputy district
15 attorney in reference to this case, it's not that you don't
16 want to answer questions; it's you haven't had a chance to
17 review all this and -- and don't know whether it's true or
18 correct?

19 A Yes.

20 Q So, the last time you saw Jason before the --
21 the shooting that occurred on Father's Day was about 8:00 at
22 night. Does that sound right?

23 A I'm not sure. It was just nighttime.

24 Q Okay. If you look on page 3 of that transcript
25 -- oh, I'm sorry.

1 MR. PIKE: Can I assist her, Your Honor?

2 THE COURT: Sure.

3 BY MR. PIKE:

4 Q You had a chance to read that. Does that remind
5 you about what you told police officers that -- that morning
6 at 4:00 -- about 4:30 in the morning?

7 A A little bit.

8 Q Okay. So you don't know whether that's true or
9 correct, but -- but that would remind you, and you think that
10 that's maybe what you said? Or does it not remind you at all?

11 A Not everything.

12 Q Is that whole night and this whole arrest and
13 this whole event something you want to put out of your mind
14 completely? You don't want to remember any of this, do you?

15 A No.

16 Q Any -- any conflict, or anything about the --
17 the items that were taken out of your apartment between Jason
18 and Jaime was resolved prior to Father's Day, wasn't it?

19 A Yes.

20 Q And items had been returned?

21 A Yes.

22 Q Money had been paid?

23 A Yes.

24 Q What was the relationship like between Jason and
25 Jaime?

1 A They were friends. They used to hang out almost
2 every day. They talked almost every day. It was a good
3 neighbor friendship, relationship. Was good.

4 Q Did you know Mr. Brown?

5 A I don't know who's Mr. Brown.

6 Q Daddy? The gentlemen that had the cane that
7 would sit down in the recliner?

8 A Oh, okay.

9 Q Had a dog? Gave away a lot of puppies in the
10 neighborhood; you remember him?

11 A Okay. Yes.

12 Q Okay. And he'd hang out with everybody, too?

13 A Yes.

14 Q And your children would go out and play in the
15 courtyard?

16 A Yes.

17 Q And did you have any sort of a -- a problem or
18 difficulty with Jaime in any way?

19 A No.

20 Q And during the time that this happened, did you
21 know which apartment Jaime lived in?

22 A Yes.

23 Q Did you know Loretta?

24 A I don't recall.

25 Q Don't remember Loretta?

1 A By her name.

2 Q Cassandra lived there, and she was your friend?

3 A Yes.

4 Q And so sometimes if the phone that you and Jason
5 shared, there was conversations or text messages between
6 Cassandra and the phone, that's probably you talking to Jason?

7 A Yes.

8 Q Did you know Jaime well enough to see whether or
9 not he was -- would -- to use -- to use your words, messing
10 with people out here? You were -- is that a phrase that you
11 might use?

12 A I don't recall it. It doesn't make sense.

13 Q No? Okay. Do you recall detectives, during the
14 time you talked with them, asking you the question, Question,
15 "Now, when Jaime gets drunk, does he come out, come out and
16 act a fool," and you're answering, "Yeah, he did." Do you
17 remember that question and that answer?

18 A Yes.

19 Q Does -- question, do you remember this question,
20 "Does he -- does he say any terms or racial things --
21 terms" --

22 MR. PIKE: I'm sorry, this is page 18 -- of 15.

23 Q "Does he, you know, any terms or any racial
24 terms that maybe might make people upset or anything like
25 that?"

1 A Yes.

2 Q Do you remember that? Do you remember what you
3 told detectives that morning? If I was to suggest that you
4 said, "I never -- yeah, well, sometimes he did. He'd be,
5 like, messing with people out here," and talking about he'd
6 say all kinds of stuff. Is -- do you remember saying that, or
7 even if I read it to you, you don't remember it at all?

8 A I recall it a little bit.

9 Q But not with any specificity?

10 A Yes.

11 Q In other words, you don't remember word for word
12 what I just said?

13 A Yes.

14 Q What about J? Would that upset him at all when
15 stuff like that would happen?

16 A If --

17 Q [Indiscernible] Jaime says things like that?

18 A No. Because he was used to it. Like, he knew
19 what type of person he was.

20 Q How would he take it? Like a joke?

21 A Yes.

22 Q Did your children ever play with the other
23 children of the neighbors that lived in that apartment
24 complex?

25 A Yes.

1 Q Your children ever play with Jaime's child?

2 A Yes.

3 Q When police came into your apartment and they
4 conducted a search, you were outside of the apartment;
5 correct?

6 A Yes.

7 Q You didn't -- you didn't observe them go through
8 and search everything; is that right?

9 A Yes. I believe so.

10 Q That was a bad question. Let me make it
11 clearer. Before they searched the apartment, they took you
12 out?

13 A Yes, I believe so.

14 Q And they didn't -- they didn't give you a piece
15 of paper saying they took anything out of your apartment, did
16 they?

17 A They gave me, it's a little search warrant
18 paper.

19 Q Right. So they didn't take anything?

20 A I don't think --

21 Q They didn't take any guns out of your apartment?

22 A No.

23 Q They didn't take any cell phones out of your
24 apartment?

25 A No.

1 Q They didn't take anything out of your apartment?

2 A No.

3 Q There had never been a gun in that apartment to
4 your knowledge, had there?

5 A No.

6 Q Would you allow a gun in that apartment?

7 A No.

8 Q Why not?

9 A Because I got my kids there. So I don't conduct
10 any violence in my house or nothing, firearms, period, in my
11 house, around my kids or my family.

12 Q And when you talked with police, you told them
13 that you believed that Jason was over at your -- at his
14 uncle's house; is that correct?

15 A I don't recall that.

16 Q Don't remember? Okay.

17 MR. PIKE: May I approach the witness, Your Honor?

18 THE COURT: You may.

19 MR. PIKE: Page 19, Counsel.

20 BY MR. PIKE:

21 Q Did officers ask you where his uncle was at,
22 where Jason's uncle lived then?

23 A Yes.

24 Q Okay. And did you try -- try and give them
25 close to where he was at?

1 A Somewhat.

2 Q Some location? Somewhat?

3 A Yes.

4 Q Okay. And was that the same uncle's house that
5 you went over and picked him up a couple of days later?

6 A No.

7 Q Was it a different uncle?

8 A Yes.

9 Q Okay. So you have family here in town and Jason
10 has family here in town; is that correct?

11 A Yes.

12 Q Beside -- you have a couple of brothers? How
13 many brothers do you have; three?

14 A Yes.

15 Q You've got Everett?

16 A Yes.

17 Q You've got Danny?

18 A Yes.

19 Q And then you have your other brother, Harry?

20 A Yes.

21 Q Any other brothers in the area?

22 A No, not in the area.

23 Q And as far as your brothers, would you describe
24 how Everett looks, what his -- about his height and how --
25 what his hair looks like?

1 A He's about 6', 5'9", short fade, black.

2 Q Is -- and is he a brother -- full brother, same
3 mother, same father?

4 A Yes.

5 Q Okay. And what about Danny?

6 A Same height, like 5'9", long...

7 Q They look like brothers? They favor each other?

8 A Yeah, they -- they look --

9 Q Hair's a little bit different, though?

10 A Yes.

11 Q Danny has dreads?

12 A Yes.

13 Q And what about Harry?

14 A Harry, he's like 6', short hair.

15 Q And he's taller?

16 A Yeah, a little taller.

17 Q And they -- they'd been over to the apartment to
18 see you and to see your kids, and the apartment over to F
19 Street?

20 A Yes.

21 Q The neighbors had seen -- seen him -- seen them
22 around?

23 A Yes.

24 Q Although you didn't know the names of all your
25 neighbors, would you mostly recognize them when you saw them

1 around the neighborhood?

2 A Yes.

3 Q You -- so you could recognize them even if you
4 didn't know their names?

5 A Yes.

6 Q You said you had specific friends in the
7 neighborhood. Did you talk with them after all of this
8 happened?

9 A No.

10 Q You just wanted to move out after everything
11 that happened with the detectives and everything else?

12 A Yes.

13 Q When you were getting ready to move, you
14 indicated that you and Jason had already started looking at
15 apartments. Were you behind on your rent at that time?

16 A Yes.

17 Q Had you received a notice that you were being
18 evicted?

19 A No.

20 Q Were you worried that you were going to be
21 receiving that?

22 A Yes.

23 Q Had you paid a -- a deposit on the apartment
24 when you moved in and --

25 A Yes.

1 Q -- were you letting that just serve as your last
2 month's rent? If you recall. If you don't know, just --

3 A I don't... Yes.

4 Q -- that's fine. After -- when you were
5 discussing this with detectives that morning at about 4:30,
6 where were your kids?

7 A I think the detectives took them out and -- I
8 don't know.

9 Q Did a -- did a friend come and watch them, or
10 were they --

11 A No, they were laying in bed and I guess they
12 stayed with them in the house.

13 Q I'm sorry?

14 A They just stayed in bed.

15 Q They stayed in bed during that period of time?

16 A Yes.

17 Q Okay. Do you remember was it already fully
18 dawn, awake, sunshine by the time you got back into your
19 apartment?

20 A No. It's dawn.

21 Q It was dawn just at that point in time? In --

22 MR. PIKE: Court's indulgence.

23 BY MR. PIKE:

24 Q [Indiscernible] When you first found out that
25 your apartment had been broken into and some items were taken,

1 Jason didn't react violently, did he?

2 A No, he didn't.

3 Q Is Jason a violent person?

4 A No.

5 Q Is there anything that really pushes him over
6 the edge?

7 A I don't think so.

8 Q And, in fact, that -- that was a -- a question
9 about -- the detectives asked you about Jason, and you've been
10 with him about three years now?

11 A Yes.

12 Q The detectives asked you if Jason would do this,
13 the shooting. You don't believe he has that kind of a
14 personality, do you?

15 A No.

16 MR. PIKE: I have no further questions.

17 THE COURT: All right. Thank you. Redirect?

18 MS. CHRISTENSEN: Can we approach?

19 (Off-record bench conference.)

20 CROSS-EXAMINATION (Continued)

21 BY MR. PIKE:

22 Q Sorry, Denise, I have just one or two brief
23 questions.

24 A All right.

25 Q Now, I asked you before if you've had a chance

1 to review this transcript prior to your testifying. You don't
2 have any reason to believe that this isn't an accurate
3 transcript of everything that the detectives asked you and --
4 and the answers that you gave at that time?

5 A I don't know.

6 Q And you just didn't have a chance to review it
7 before you testified, so it -- and even if you had, it hasn't
8 refreshed your recollection as to what exactly was said. But
9 at this point in time, you have -- you have nothing to say
10 independently that anything in this is incorrect?

11 A That it isn't incorrect, you said?

12 Q It's -- what you said --

13 A I haven't what --

14 Q -- is on the paper, what the detective said is
15 on the paper, and that this is a -- a full transcript of that.

16 A I don't know. I didn't go through it. I can't
17 recall what happened.

18 Q Okay. We're not challenging it, Your Honor.

19 THE COURT: All right. Ms. Christensen.

20 REDIRECT EXAMINATION

21 BY MS. CHRISTENSEN:

22 Q And at the beginning of the cross-examination,
23 you were asked about what happened before you were arrested
24 today. Actually, several people asked you -- told you that
25 you were to be here for court and you told them that you were

1 refusing and that you were not going to come and testify;
2 correct?

3 A Yes.

4 Q So days ago you told my investigator, No, I'm
5 not coming to court, I'm refusing?

6 A Yes.

7 Q You told that to the defendant, as well, that
8 you were refusing to come to court?

9 A I thought they were the same people, so I did --

10 Q I'm talking about J, your fiance.

11 A Yes, I told him that.

12 Q Told him, as well, that you were refusing to
13 come to court?

14 A Yes.

15 Q Then you told the detectives that you were still
16 refusing to come to court for the subpoena; correct?

17 A But I never got a subpoena this time around.

18 Q If you are told that you have court and you
19 refuse --

20 A He called me --

21 Q -- to come to court --

22 A He called me, the -- the detective, whoever
23 called me a couple of days, and said, I'll let you know in a
24 couple of days. But he never said what day, so...

25 Q And you said you weren't going to comply;

1 correct?

2 A Pretty much, yes.

3 Q Okay. So the last time, in November, when you
4 were subpoenaed to come to court, you testified, as well, that
5 you knew that if you didn't come to court you would go to
6 jail, and that's why you came?

7 A Yes.

8 Q So this time it's no surprise, when you've told
9 them over and over again that you're refusing to come to
10 court, that you were brought here, is it?

11 A Yes. But the last time when I had talked to the
12 lawyers and judge, they said I didn't have to come. And now
13 this time you guys were telling me I had to come and testify.

14 Q You came last time.

15 A Yes, because I got subpoenaed and stuff --

16 Q Correct.

17 A -- and I didn't know, you know, if I had to be
18 there or not, and which I didn't have to be there. So I'm
19 thinking this time around, like, okay, I'm not going to go,
20 either.

21 Q Okay. So you didn't think you had to come, even
22 though the DA investigator contacted you, the detectives --

23 A I don't know.

24 Q -- contacted you --

25 A I think they're all the same person, so -- I get

1 a lot of random calls. So I don't know. I don't save them.

2 Q So you've gotten a lot of calls about this
3 telling you you need to be at court?

4 A I got a -- thinking it's the same person, so, I
5 don't --

6 Q Okay. And the same person you're telling over
7 and over again that you're not coming to court?

8 A I probably told them like twice --

9 Q Even today --

10 A -- [indiscernible].

11 Q -- when the detectives came and talked to you?

12 A They didn't give me --

13 Q You still told them that you refused to come to
14 court; correct?

15 A Yeah, but they didn't give me a chance to --
16 they were like, okay, you put your hands behind your back, I
17 probably would have walked in here.

18 Q You told them right then you're not going with
19 them. You didn't say you were coming, did you? You said, I'm
20 not coming with you, I don't care.

21 A Yeah, because they told me --

22 Q And then they showed you the warrant.

23 A -- I was going to jail. So I told them I wasn't
24 going.

25 Q Okay. So you're here because you've refused

1 over and over again to comply with subpoena or to come to
2 court or to come to pretrials. So when you're asked about
3 having reviewed the statement, did you ever give us a chance
4 to give you the statement?

5 A No. But you guys could have mentioned it and I
6 probably would have, you know, reviewed it or talked to
7 somebody about it.

8 Q You refused to be a part of this at all. There
9 was no chance for you to have reviewed that statement;
10 correct?

11 A Yes.

12 Q Now, are you -- Mr. Pike just asked you about
13 whether there are errors in the statement. You haven't read
14 it. Is there any reason for you to believe that the things
15 that I was telling you that are in that statement are not in
16 there?

17 A I don't know.

18 Q Did you say those things to the detective?

19 A I haven't reviewed it, so I don't know.

20 Q I told you what they were. Did you tell the
21 detectives that you -- that J left your apartment an hour
22 before Jaime was shot?

23 A No, I didn't.

24 Q If that's in the transcript of your statement,
25 how did it get there?

1 A I don't know. I can't recall saying that.

2 Q You can't recall saying that or you didn't say
3 that?

4 A I can't recall saying that. And I think I
5 didn't say it, either.

6 Q In fact, you think you didn't say that?

7 A Yes.

8 Q Okay. So you're saying that you did not say
9 that?

10 A Yes.

11 Q So you did not say that J left your apartment an
12 hour before the shooting?

13 A Yes.

14 MS. CHRISTENSEN: Your Honor, may I play a portion of
15 the statement?

16 THE COURT: That's -- go ahead.

17 MS. CHRISTENSEN: I'm sorry, Your Honor. I'm going
18 to have to back up so that's in context.

19 THE MARSHAL: If anybody has trouble hearing it, just
20 let me know and I'll turn it up. Or if it's too loud, I'll
21 turn it down.

22 Sorry, Your Honor.

23 (Audio/video played.)

24 BY MS. CHRISTENSEN:

25 Q And just to put that into context, I'm going to

1 ask you to look at your statement, page 13. Do you see that
2 on your statement as well?

3 A Yes.

4 Q And did you recognize your voice on that audio?

5 A No.

6 Q That's not your voice?

7 A I don't recognize it.

8 Q The question that was asked of you before you
9 said that was regarding whether -- what time the shooting
10 occurred and what time J had left; correct?

11 A I don't know.

12 Q Okay.

13 MS. CHRISTENSEN: Your Honor, may I just play a
14 little bit more so it's in context?

15 THE COURT: Sure.

16 (Audio/video played.)

17 BY MS. CHRISTENSEN:

18 Q So you don't recognize that as your voice?

19 A I recognize some of the things that were being
20 said, but...

21 Q What do you mean?

22 A That was said in the video. But...

23 Q So, is that your voice?

24 A I don't know.

25 Q Okay.

1 A Why -- I didn't --

2 Q Let me ask you this. Let me play another
3 portion of it for you.

4 (Audio/video played.)

5 BY MS. CHRISTENSEN:

6 Q Is that your birth date, 4/6/88?

7 A Yes.

8 Q And is your name Denise Williams?

9 A Yes.

10 Q So did you recognize that part as your voice?

11 A Yes.

12 Q Okay. So do you believe that the rest of the
13 statement is your voice?

14 A No.

15 Q Okay. Did you hear the statement that we played
16 in which you talked about seeing Jaime down?

17 A No.

18 Q Okay. Did you hear when you said that she was
19 screaming "five dollars, five dollars"?

20 A Yes.

21 Q And then I see Jaime, Jaime, like, down, or some
22 shit?

23 A I don't know. I don't recall saying that.

24 Q Okay. But did you hear it when we just played
25 it for you?

1 A I did hear it.

2 Q Okay. So do you remember now that the shooting
3 happened an hour before J left?

4 A No, I don't remember, because I didn't see him
5 all day.

6 Q Okay. And you didn't see him all day because he
7 left that morning at 9:00 or 10:00 a.m.?

8 A Yes.

9 Q You never saw him again?

10 A No.

11 Q Okay. Now, just on cross-examination just now,
12 you told Mr. Pike that you saw him that night at 8:00 p.m.
13 That's not true?

14 A No, that's not true.

15 Q You've talked to the defendant, your fiance,
16 hundreds of times since he was charged with this case, haven't
17 you?

18 A Yes.

19 Q And have you talked about this case with him?

20 A No.

21 Q Never talked about the case? He's charged with
22 murder, with use of a deadly weapon. You've never talked
23 about it?

24 A Not a lot.

25 Q So you have talked about it?

1 A A little, but not a lot.

2 Q And had he told you about what you should say?

3 A I don't recall. I don't like discussing --
4 discussing it because I don't like hearing about it.

5 Q When I questioned you the first time on direct
6 examination, you told me that you didn't -- you never found
7 out and J never found out who did the break-in; is that
8 correct?

9 A Yes.

10 Q Okay. So you never knew who it was at all?

11 A No.

12 Q So when you told the defense attorney on
13 cross-examination that you found out it was Jaime and the
14 conflict was resolved and everything was fine and the
15 defendant and Jaime were friends again, that wasn't true?

16 A Yeah, it was the truth.

17 Q Oh, that's the truth?

18 A Yes.

19 Q Okay. So you did find out who the break-in was?

20 A Yes.

21 Q Why did you tell me on direct examination that
22 you had no idea?

23 A I'm blanked right now. You're just talking to
24 me and I'm, like, you have to repeat it maybe once.

25 Q I repeated it quite -- plenty of times, ma'am.

1 A Okay. Sometimes I take a couple --

2 Q Why are you changing your story now?

3 MR. PIKE: Objection, Your Honor.

4 BY MS. CHRISTENSEN:

5 Q Because the defense attorney asked you about it?

6 A Sometimes it --

7 MR. PIKE: Objection, Your Honor. Badgering the
8 witness.

9 THE COURT: It's a little argumentative, or
10 badgering, so...

11 MS. CHRISTENSEN: Okay.

12 BY MS. CHRISTENSEN:

13 Q Okay. Ma'am, when the defense attorney asked
14 you about it, all of a sudden you changed your story. Why is
15 that?

16 A I couldn't remember. But when you said it
17 differently and clear, more clear for me, I remembered.

18 Q So when he told you, Oh, the conflict was all
19 resolved, it was no problem, then you remembered it was Jaime
20 who did the break-in?

21 A Yes.

22 Q Okay. But when I asked you who did the
23 break-in, that wasn't enough to jog your memory?

24 A No.

25 Q The detective -- the defense attorney asked you

1 on cross-examination about Jaime a little bit and about some
2 things you had said about him messing with people. Did you
3 remember also telling them that you've never seen Jaime get
4 out of control?

5 A No, I don't remember saying that.

6 Q Have you ever seen Jaime get out of control?

7 A Yes.

8 Q Okay. Now, all of a sudden you've seen him get
9 out of control as well?

10 A Yes.

11 MS. CHRISTENSEN: May I approach, Your Honor?

12 THE COURT: You may.

13 BY MS. CHRISTENSEN:

14 Q I'd like you to read your answer to yourself
15 after the question, "Does he ever get out of control?" when
16 talking about Jaime.

17 A Okay.

18 Q Do you remember saying ---

19 A Maybe I thought they were talking about J, so
20 maybe that's how I answered it.

21 Q Is J constantly drunk? Why don't you read the
22 whole statement and tell me if you think -- the whole page,
23 No. 8, and tell me if you think they're talking about Jaime,
24 whose name is on the page, or J.

25 A Jaime. But when they keep going and they keep

1 asking questions, I don't know who they're talking about.

2 Q It's okay. That's fair. In this case, would
3 you agree with me that you're talking about Jaime, and then
4 they ask you, "Does he ever get out of control?"

5 A Oh, they're always talking, they kept going back
6 and forth between Jaime and J. So I must have got confused.
7 But I have seen him get out of control.

8 Q Okay. Then I'm going to ask you exactly what it
9 says here, okay.

10 "Now, you're saying Jaime was a drunk. Explain that
11 to me, like, what do you mean?"

12 And you said, "He drinks every day. Like, every time
13 I see him, he has a can in his hand."

14 Question, "Does he get" -- You say, "Every time,
15 like, there wasn't one time that I see him without a can in
16 his hand."

17 Detective said, "So he's -- instead of drinking
18 water, all he does is drink alcohol, basically?"

19 You say, "Yeah."

20 Question, "Is he constantly drunk, like, to the point
21 where he's tumbling around, fumbling?"

22 Your answer, "Yeah."

23 Question, "Does he ever get out of control?"

24 Answer, "I never seen him out of control. Like he's
25 always stumbling and fumbling, but talking shit. Never seen

1 him get out of control."

2 Do you remember that?

3 A Yes.

4 Q Okay. So he would be the kind of person that
5 would always be intoxicated, fumbling around, but never to get
6 out of control?

7 A Yes. He would get out of control sometimes.

8 Q Okay. So now you think he did get out of
9 control?

10 A He does get out of control sometimes.

11 Q You said on cross-examination that you did not
12 allow guns in your apartment.

13 A No.

14 Q Did the defendant ask you if he could have a gun
15 in the apartment?

16 A Yes.

17 Q And you told him no?

18 A Yes.

19 Q So you were not aware of any gun --

20 A No.

21 Q -- in the apartment? But he asked you if he
22 could have one?

23 A Yes.

24 MS. CHRISTENSEN: Court's indulgence.

25 THE COURT: Uh-huh.

1 MS. CHRISTENSEN: I'll pass the witness.

2 THE COURT: All right. Recross?

3 MR. PIKE: Thank you.

4 RECROSS-EXAMINATION

5 BY MR. PIKE:

6 Q You saw Jaime around the apartment complex --

7 A Yes.

8 Q -- prior to him being shot. Describe his
9 demeanor. What was he like?

10 A Drunk.

11 Q I need you to speak up. I can't hear. I'm
12 sorry.

13 A Drunk. He used to start conflicts. He had mood
14 swings, because one minute he'll be, like, good, but I think
15 that's when he used to drink. And then the next minute he'll
16 be, like, cussing out everybody and...

17 Q And in reference to the -- the children's stuff
18 and the stuff in your apartment, do you remember -- do you
19 remember being asked by the detective if Jaime had paid his
20 debt that he owed to you guys?

21 A Do I remember?

22 Q Do you remember that or not?

23 A Yes.

24 Q Okay. What -- at -- at the time that that was
25 -- prior to Father's Day, in your mind, what was the status of

1 that?

2 A It was dropped. Everything was good.

3 Q Was there, in your mind, at that time, were
4 there any hard feelings between you and Jaime?

5 A No.

6 Q Based upon your knowledge at -- at that time,
7 was there any hard feelings between Jaime and Jason --

8 A No.

9 Q -- or J? And when you -- you say that Jaime was
10 a little bit mouthy and he kind of come off and on again, he
11 was -- would it be a -- an accurate description to say he was
12 just kind of generally okay-natured, but he was a drunk and
13 kind of a loudmouth?

14 A Well, to some people. But to the strangers,
15 like people that walked around the apartment complex that
16 don't know him, you know, they might have took it differently
17 because they don't know what type of person he was. So.

18 Q But the neighbors and you and -- and J knew what
19 he was?

20 A Yes.

21 Q And you didn't have any ill will towards him?

22 A No.

23 Q Okay. One final question. When J had talked to
24 you about wanting to have a gun around, did you feel that that
25 apartment complex was not the safest place?

1 A Well, that's on J and I was -- I don't --
2 there's nothing safe over there.

3 Q And you didn't have any burglar alarm on your
4 apartment?

5 A No.

6 Q Other than the locks, was there anything else
7 there to protect you and your children?

8 A No.

9 Q So you had a discussion about maybe having a gun
10 in the house for self-protection?

11 A No.

12 Q You just didn't even want one in the house at
13 all?

14 A No.

15 Q All right. That -- that --

16 THE COURT: Anything else?

17 MS. CHRISTENSEN: Yes, Your Honor.

18 FURTHER REDIRECT EXAMINATION

19 BY MS. CHRISTENSEN:

20 Q Do you remember the detectives asking you if you
21 thought it was a nice apartment complex and saying yes, it was
22 a good, nice apartment complex, and I would -- I haven't seen
23 nothing going on here?

24 A Not since I lived there, I haven't.

25 Q Okay. So you thought it was a good apartment

1 complex?

2 A Yeah.

3 Q There wasn't really any danger? You hadn't seen
4 anything?

5 A I haven't seen anything --

6 Q Okay.

7 A -- since I lived there.

8 Q Okay. Mr. Pike just asked you if the debt was
9 resolved with Jaime. Do you remember telling the detectives
10 that he still owed the defendant, J, another \$50?

11 A I don't recall it.

12 Q Okay. Do you remember saying, "He gave him \$50
13 and shit, so he owed him about \$50." Don't remember that?

14 A No.

15 Q Okay.

16 MS. CHRISTENSEN: I'll pass the witness.

17 THE COURT: Anything else, Mr. Pike?

18 MR. PIKE: No. No, Your Honor. Thank you.

19 THE COURT: All right. Any juror questions? No?

20 All right. Thank you. Please don't discuss your testimony
21 with any other witnesses. And you're free to leave. And you
22 can be released.

23 All right. I'll see Counsel at the bench.

24 (Off-record bench conference.)

25 THE COURT: Ladies and gentlemen, we're going to go

1 ahead and take our evening recess at this point. We will
2 reconvene tomorrow morning at 9:00 a.m. The court does not
3 have a calender on any other matters, so we should be able to
4 start right at 9:00.

5 Before I excuse you for the evening, I must remind
6 you that you're not to discuss the case or anything relating
7 to the case with each other or with anyone else. You're not
8 to read, watch, listen to any reports of or commentaries on
9 this case, any person or subject matter relating to the case.
10 Don't do any independent research by way of the Internet or
11 any other medium. Please do not visit the location at issue,
12 and do not form or express an opinion on the trial.

13 If you'd all please place your notepads in your
14 chairs and follow the bailiff through the double doors. We'll
15 see you back here at 9:00 tomorrow.

16 THE MARSHAL: All rise for the jury.

17 (Jury recesses at 4:55 p.m.)

18 THE COURT: All right. Jury instructions, we did get
19 the written opposition or the objections from the defense.
20 Some of those maybe you can resolve. For example, I always
21 change, if requested to do so, where it says, you know, the
22 guilt or innocence, you know, I'll change that to whether the
23 defendant is guilty or not guilty.

24 MS. CHRISTENSEN: Sounds good.

25 THE COURT: So some of those were kind of related to

1 that kind of a change --

2 MS. CHRISTENSEN: I haven't seen them, so...

3 THE COURT: Yeah. So maybe you can work that out.

4 MR. PIKE: Yeah, we ---

5 THE COURT: Like I said, I'll -- I'll make those
6 changes that their duty -- there was one -- is to determine
7 whether or not the defendant is not -- guilty or not guilty,
8 kind of things.

9 MS. CHRISTENSEN: Yeah.

10 THE COURT: I don't remember exactly what all of the
11 objections were. So some of them you may be able to resolve.

12 MR. PIKE: Yeah. It was basically one which I didn't
13 see any glaring problems with -- with the proposed
14 instructions. And then we just have my proffered ones.

15 THE COURT: Okay. All right. So we've got three
16 witnesses left; correct?

17 MS. CHRISTENSEN: That was the three we had set up
18 for the rest of the day today. There's going to be -- I mean,
19 I'm wondering if we're going to end tomorrow or if we're going
20 to go into Monday with even more witnesses now because we
21 didn't get as far as we thought we would today, so...

22 THE COURT: Okay. Well, at least tomorrow we can
23 start right at 9:00 and we'll have a full day.

24 MS. CHRISTENSEN: We'll try. We'll try to get
25 everybody in.

1 MR. CANO: Hour and a half left?

2 THE COURT: No.

3 MR. CANO: I'm just asking if we're a full day. Just
4 asking. I'll do 30 minutes lunch if you want.

5 THE COURT: All right. So we'll see everybody
6 tomorrow.

7 MR. CANO: All right.

8 MR. PIKE: Okay. Thanks, Judge.

9 (Court recessed for the evening at 4:57 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

**KARR REPORTING, INC.
Aurora, Colorado**


KIMBERLY LAWSON

ORIGINAL

FILED


JAN 24 2013

[Signature]
CLERK OF COURT

1 **EPAP**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 NELL E. CHRISTENSEN
6 Chief Deputy District Attorney
7 Nevada Bar #008822
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

C-12-285488-1
EXPP
Ex Parte Petition
2170260



9 THE STATE OF NEVADA,
10 Plaintiff,

11 -vs-

12 JASON JONES,
13 #2735018
14 Defendant.

CASE NO: C-12-285488-1
DEPT NO: XXI

15 **EX PARTE APPLICATION FOR ORDER REQUIRING**
16 **MATERIAL WITNESS TO POST BAIL**

17 COMES NOW, STEVEN B. WOLFSON, Clark County District Attorney, by and
18 through NELL E. CHRISTENSEN, Chief Deputy District Attorney, and makes application
19 to the above-entitled Court that an Order be entered herein requiring DENISE WILLIAMS
20 be taken into immediate custody as a material witness for the purpose of posting bail for her
21 appearance in the jury trial of the above-entitled matter for the said reason of attempting to
22 avoid testifying before the Eighth Judicial District Court.

23 Further application is made that the Court set bail in the amount of \$10,000.00 and if
24 the said witness fails to post bail in the amount of \$10,000.00 for her appearance as a witness
25 in this matter that the Court further direct and order that said witness be delivered into the
26 custody of the Sheriff of Clark County, pending final disposition of the jury trial in the above
27 entitled matter on or until further Order of this Court.

28 //

RECEIVED
JAN 24 2013

CLERK OF THE COURT

1 This application is made pursuant to the provision of NRS 178.494 and is based upon
2 Affidavits attached hereto which are incorporated herein by this reference.

3 DATED this 23rd day of January, 2013.

4 STEVEN B. WOLFSON
Clark County District Attorney
5 Nevada Bar #001565

6
7 BY Nell Christensen
NELL E. CHRISTENSEN
8 Chief Deputy District Attorney
Nevada Bar #008822
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AFFIDAVIT

STATE OF NEVADA)
COUNTY OF CLARK } ss:

NELL E. CHRISTENSEN , being first duly sworn deposes and says:

That she is employed in the Office of the Clark County District Attorney, State of Nevada and is engaged in the prosecution of criminal matters and has been so employed for the period of x years.

This matter has been set for jury trial, said hearing to commence at or about 1:00 p.m. on the 24th day of January, 2013 in said Court.

Your affiant will advise the Court that one DENISE WILLIAMS, ID#2715549 of Las Vegas, Clark County, Nevada, is in fact a material witness in the above-captioned matter.

Your affiant will further advise the Court on information and belief that said witness is avoiding testifying before the Eighth Judicial District Court in which she is a material and essential witness.

1. That Jerome Revels is an Investigator with the Clark County District Attorney's Office assigned to the Major Violators Unit. That in the course of my duties I was assigned with the responsibility of serving subpoenas in the case of State of Nevada V. Jason Jones, C285488, currently scheduled for trial the week of January 22nd, 2013. That one of the witnesses I was assigned to serve was Denise Williams, who is a witness in the instant case.

2. That on or about January 16th, 2013 I spoke to Denise Williams over the phone. She verbally identified herself as Denise Williams and I told her the following. That I was an Investigator with the Clark County District Attorney Office and that I had a court subpoena for her. Over the phone I gave Denise the case number, the District Court Department, the tentative date of when she would be needed, and the

1 defendant's name. I also explained to Denise that if needed we would
2 provide transportation to court. Denise acknowledge the subpoena
3 information I gave her and I told her that I would contact her in four to
4 five days to give her an exact date and time of when she would be
5 needed.

6 3. That on January 23rd, 2013, I spoke with Detective Tate Sanborn from
7 the Las Vegas Metropolitan Police Department, Homicide Unit. He
8 stated to me that he listened to a recorded phone call from the Clark
9 County Detention Center dated January 22nd, 2013, in which Denise
10 Williams told the defendant that she would not come to court.

11 4. That on January 23rd, 2013, I called Denise Williams by phone and she
12 once again verbally identified herself. I identified myself from the Clark
13 County District Attorney Office, and reminded her about the
14 conversation we had the week prior. I instructed her that the required
15 date and time we would need her for the above court case would be
16 January 24th, 2013 at 12:00pm. Denise responded by telling me" she
17 would not come to court, and she would not testify" Denise then
18 terminated the phone call with me. I attempted to call Denise back;
19 however my next three calls went to voicemail.

20 5. Based on all of the foregoing interactions, I do not believe that Denise
21 Williams will come to court to testify. She has already been properly
22 served over the phone. She is well aware of the current court case
23 because of her recorded jail calls with the defendant. A detective with
24 the Las Vegas Metropolitan Police Department listened to a jail
25 recording where Denise said that she would not come to court. Also I
26 attempted to make contact with Denise to provide her with current court
27 reporting requirements and she told me that "she would not come to
28 court and she would not testify".

THEREFORE, your affiant would respectfully pray that this Honorable Court under the authority of NRS 178.494 issue an Order directing that any police officer of this State shall forthwith take the said DENISE WILLIAMS, ID#2715549 into custody and forthwith convey her to the jail of the County of Clark, State of Nevada, for incarceration to insure her presence before the Eighth Judicial District Court.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 1/23/13
(Date)

(Signature)

ORIGINAL
DISTRICT COURT
CLARK COUNTY, NEVADA

FILED
JAN 24 2013

Debbie
CLERK OF COURT

THE STATE OF NEVADA,

Plaintiff,

-vs-

JASON JONES,
#2735018

Defendant.

CASE NO: C-12-285488-1

DEPT NO: XXI

C-12-285488-1
WARR
Warrant
2170250



WARRANT OF ARREST

FOR MATERIAL WITNESS DENISE WILLIAMS, ID#2715549

THE STATE OF NEVADA,

To: Any Sheriff, Constable, Marshall, Policeman, or Peace Officer in This State:

An affidavit upon oath has been this day laid before me by Enter Affiant's Name accusing
DENISE WILLIAMS, ID#2715549 thereof of being a Material Witness;

YOU ARE THEREFORE COMMANDED forthwith to arrest the above named DENISE
WILLIAMS, ID#2715549 and bring her before the Eighth Judicial District Court of the State of
Nevada, in and for the County of Clark after it is determined that the said DENISE WILLIAMS,
ID#2715549, is in the custody of the Sheriff of Clark County, State of Nevada, or in case of my
absence or inability to act, before the nearest and most accessible Magistrate in this County.

WITNESS my hand this 23 day of January, A.D. 2013.

And I direct that this Warrant may be served at any hour of the day or night.

Valerie Adams
DISTRICT COURT JUDGE

DA#12F09802X/mmww/GCU
LVMPD EV#1206174103
040688/BFA/058764436
(TK12)

RECEIVED

JAN 24 2013

CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

FILED

JAN 25 3 50 PM '13

THE STATE OF NEVADA,

Plaintiff,

-vs-

JASON JONES,
#2735018

Defendant.

CASE NO: C-12-285488-1

DEPT NO: XXI

Ann A. Lanning
CLERK OF THE COURT

SHERIFF'S RETURN

I hereby certify that I received the above and foregoing Warrant on the 24 day of JAN, 2013, and served the same by arresting the within named Defendant, DEVISE WILLIAMS, and bringing HER into Court this 24 day of JAN, 2013.

DOUGLAS C. GILLESPIE,

Sheriff, Clark County, Nevada

BY

T. Sanborn
Deputy

5950

T. SANBORN

C-12-285488-1
BWRT
Bench Warrant Return
2178268



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JAN 25 2013

CLERK OF THE COURT

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DISTRICT COURT
CLARK COUNTY, NEVADA

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JAN 24 2013

JAN 24 2013

CLERK OF THE COURT

CLERK OF COURT

THE STATE OF NEVADA,

Plaintiff

DSD
RECORDS SUPPLY

-VS-

JASON JONES,
#2735018

Defendant.

CASE NO: C-12-285488-1

DEPT NO: XXI

1003331648 / 2823551

WARRANT OF ARREST

FOR MATERIAL WITNESS DENISE WILLIAMS, ID#2715549

THE STATE OF NEVADA,

To: Any Sheriff, Constable, Marshall, Policeman, or Peace Officer in This State:

An affidavit upon oath has been this day laid before me by Enter Affiant's Name accusing
DENISE WILLIAMS, ID#2715549 thereof of being a Material Witness; 5446 Y

YOU ARE THEREFORE COMMANDED forthwith to arrest the above named DENISE WILLIAMS, ID#2715549 and bring her before the Eighth Judicial District Court of the State of Nevada, in and for the County of Clark after it is determined that the said DENISE WILLIAMS, ID#2715549, is in the custody of the Sheriff of Clark County, State of Nevada, or in case of my absence or inability to act, before the nearest and most accessible Magistrate in this County.

WITNESS my hand this 24th day of January, A.D. 2013.

And I direct that this Warrant may be served at any hour of the day or night.

VALERIE ADAIR

DISTRICT COURT JUDGE

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

JAN 24 2013

DA#12F09802X/mmw/GCU

LVMPD EV#1206174103

040688/BFA/058764436

(TK12) 387 150 BLK 310

P.D. 11/12/14
 1998

Page 1 of 1
 DATE OF ARREST: 1-24-13
 TIME OF ARREST: 0950
 INTAKE NAME (AKA, ALIAS, ETC.): WILLIAMS, DENISE
 ADDRESS: 5421 E. HARMON
 DATE OF BIRTH: 4-6-88
 RACE: B
 SEX: F
 LOCATION OF CRIME (# - Street - City - State - Zip):
 WARRANTS

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
 TEMPORARY CUSTODY RECORD
 I.D. #: 2715549
 Event #: 130124-1268
 I.D. ESTAB. BY: NV 1D

TRUE NAME		Last		First		Middle		STATE		ZIP	
WILLIAMS, DENISE		WILLIAMS		DENISE				NV		89121	
CITY	LV	BLDG./APT. #	B-11	EYES	BRO	HAIR	BK	WEIGHT	150	HEIGHT	5'7"
SOCIAL SECURITY #	058764436	Speak English?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	PLACEMENT	BRN	NEW YORK	PCN #				
LOCATION OF ARREST	5421 E. HARMON	WARR / NCIC NUMBER	2823551	WARR / NCIC NUMBER							
ARR TYPE	AW	EVENT NUMBER		EVENT NUMBER							
M	<input checked="" type="checkbox"/>	GM	<input checked="" type="checkbox"/>	F	<input checked="" type="checkbox"/>						
CHARGE	MATERIAL WITNESS	ORD / NRS #	178.494								
BKG. CODE											
ARREST TYPE	PC - PROBABLE CAUSE	BS - BONDSMAN SURRENDER	BW - BENCH WARRANT	WA - WARRANT	RM - REMAND	GJI - GRAND JURY IND.					
Time Stamp at BOOKING 01-24-13 10:43 DSD REC'D		APPROVAL CONTROL # FOR ADDITIONAL CHARGES:									

FIRST APPEARANCE: DATE: _____ TIME: _____
 COURT: _____
 JUSTICE: ☐ MUNICIPAL: ☐ JUVENILE: ☐
 STANDARD BAIL: ☐ O.R. RELEASE: ☐ PROBABLE CAUSE: ☐ IAD: ☐

JUDGE: _____

Page 1 of 1

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
DECLARATION OF ARREST

I.D. #: 215549
Time of Arrest: 0950

True Name: WILLIAMS, DEVISE Date of Arrest: 1-24-13

OTHER CHARGES RECOMMENDED FOR CONSIDERATION:

THE UNDERSIGNED MAKES THE FOLLOWING DECLARATIONS SUBJECT TO THE PENALTY FOR PERJURY AND SAYS: That I am a peace officer with L/MPD (Department), Clark County, Nevada, being so employed for a period of 15 years (months). That I learned the following facts and circumstances which lead me to believe that the above named subject committed (or was committing) the offense of WARRANTS at the location of 5421 E HARMON B-11 LV NV (ADDRESS / CITY / STATE / ZIP) and that the offense occurred at approximately 0950 hours on the 24TH day of JANUARY 2013 in the county of Clark or ☐ City of Las Vegas, NV.

DETAILS FOR PROBABLE CAUSE:

ON 1-24-13 DETECTIVES SANBORN & IVIE CONTACTED DEVISE WILLIAMS BOB 4-6-88 SSN 058-76-4436 AT HER APARTMENT LOCATED AT 5421 EAST HARMON APARTMENT B-11. A RECORDS CHECK REVEALED A MATERIAL WITNESS WARRANT. DEVISE WAS TAKEN INTO CUSTODY, & TRANSPORTED TO CCDC & BOOKED ACCORDINGLY.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are a misdemeanor).

Declarant must sign second page with original signature.

Declarant's Signature

T. SANBORN
Print Declarant's Name

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